

**SENATE JOURNAL**

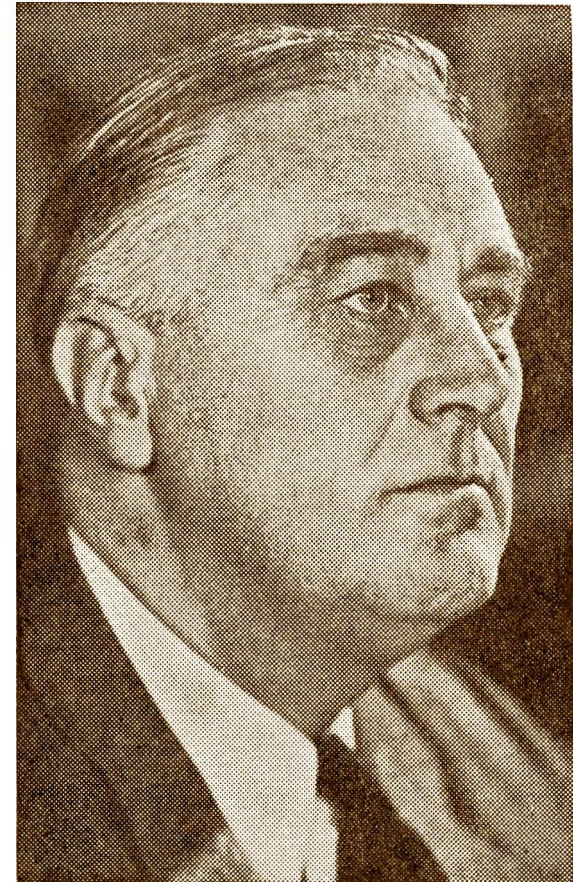
**REGULAR SESSION**

**Twentieth Legislature of Oklahoma**

**Convened, January 2, 1945**

**Adjourned, April 26, 1945**





FRANKLIN DELANO ROOSEVELT

President of the United States 1933-1945

Born January 30, 1882

Died April 12, 1945







# OFFICERS OF THE SENATE

TWENTIETH LEGISLATURE

REGULAR SESSION

PRESIDENT	JAMES E. BERRY
PRESIDENT PRO TEMPORE	HOMER PAUL
SECRETARY	J Wm. CORDELL
JOURNAL CLERK	W E. SHIPLEY (Miss)
CALENDAR CLERK	SALLIE HILL
SERGEANT-AT-ARMS	KELSEY BAGGETT
CHIEF ENROLLING AND ENGROSSING CLERK	PATRICIA SPEICE







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# MEMBERSHIP OF THE SENATE

Dist.	Name	Pol.	Counties	Address
1	Dwight Leonard	D	Beaver Cimarron, Harper Texas	Beaver
2	E. S. Collier	D	Beckham, Dewey Ellis, Roger Mills	Taloga
	A. E. Anderson	D	Beckham, Dewey Ellis, Roger Mills	Elk City
3	E. P. Williams	R	Woods, Woodward	Woodward
4	Henry W Worthington	D	Greer Harmon	Mangum
5	Burr Speck	D	Jackson, Tillman	Altus
6	Byron Dacus	D	Custer Kiowa, Washita	Gotebo
	L. E. Wheeler	D	Custer Kiowa, Washita	Weatherford
7	Bill Ginder	R	Alfalfa, Major	Cherokee
8	Floyd E. Carrier	R	Garfield	Carrier
9	Charles B. Duffy	D	Grant, Kay	Ponca City
10	Sherman J Trussel	R	Noble, Pawnee	Perry
11	Ray C. Jones	D	Creek, Payne	Stillwater
12	Louis H. Ritzhaupt	D	Logan	Guthrie
13	Boyd Cowden	D	Lincoln, Pottawatomie	Chandler
	Mead Norton	D	Lincoln, Pottawatomie	Shawnee
14	Jim A. Rinehart	D	Canadian, Oklahoma	El Reno
	Robert Burns	D	Canadian, Oklahoma	Oklahoma City
15	Jack Neill	D	Caddo, Grady	Chickasha
	Theodore Pruett	D	Caddo, Grady	Anadarko
16	E. B. Grennell	R	Blaine, Kingfisher	Okeene
17	Phil Lowery	D	Comanche, Cotton, Jefferson, Stephens	Loco
	Bill Logan	D	Comanche, Cotton, Jefferson, Stephens	Lawton
18	Fred Chapman	D	Carter	Ardmore
19	J C. Nance	D	Cleveland, Garvin, McClain	Purcell
	Homer Paul	D	Cleveland, Garvin, McClain	Pauls Valley
20	Bayless Irby	D	Bryan, Choctaw	Boswell
21	Clint Braden	D	Latimer LeFlore	Wilburton
22	Tom Anglin	D	Hughes, Okfuskee	Holdenville



Dist.	Name	Pol.	Counties	Address
23	Allen G. Nichols	D	Pontotoc, Seminole	Wewoka
24	Thomas D. Finney	D	McCurtain, Pushmataha	Idabel
25	M. O. Counts	D	Pittsburg	Hartshorne
26	Raymond Gary	D	Love, Marshall	Madill
27	Murrell H. Thornton	D	Haskell, McIntosh, Muskogee	Muskogee
	Roy White	D	Haskell, McIntosh, Muskogee	Eufaula
28	Ray Fine	D	Adair Cherokee, Sequoyah	Gore
29	Craig O. Goodpaster	D	Craig, Mayes	Vinita
30	Perry Porter	D	Delaware, Ottawa	Miami
31	Clyde L. Sears	R	Tulsa	Tulsa
32	James A. Nevins	D	Okmulgee, Wagoner	Okmulgee
33	H. Tom Brown	D	Nowata, Rogers	Claremore
34	Frank Mahan	D	Osage, Washington	Fairfax
35	Ferman Phillips	D	Atoka, Coal	Atoka
36	Joe Bailey Cobb	D	Murray Johnston	Mill Creek

# Senate Journal

OF THE TWENTIETH LEGISLATURE  
OF THE STATE OF OKLAHOMA

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## FIRST LEGISLATIVE DAY

Tuesday, January 2, 1945

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As provided under the provisions of the Constitution of the State of Oklahoma, the Senate met at 12 00 noon and was called to order by its President, Lieutenant Governor James E. Berry

The President ordered the roll called of the hold-over members of the Senate, resulting as follows

Present Braden, Brown, Cobb, Collier, Cowden, Dacus, Duffy, Ginder, Jones, Leonard, Nance, Nichols, Rinehart, Sears, Thornton, Williams.—16.

Absent Counts, Goodpaster Lowery, Speck.—4.

Excused on Account of Military Service Neill, Phillips.—2.

## COMMUNICATION

The following Communication from the Secretary of the State Election Board was read

January 2, 1945

To The President,  
Oklahoma State Senate,  
20th Legislature,  
Building

Sir

Upon the face of the returns of the general election held on November 7 1944, as certified to this office by the

several County Election Boards of the State of Oklahoma and as verified by this Board, the following named appear to have been regularly elected to membership in the Senate of Oklahoma from the several Senatorial Districts, as indicated, and, accordingly, Certificates of Election have heretofore been issued to them by this Board, entitling each to participate in the preliminary organization of the Senate of the Twentieth Legislature

NAME	POL.	ADDRESS	DISTRICT NUMBER
A. E. Anderson	D	Elk City	2
Henry W Worthington	D	Mangum	4
L. E. Wheeler	D	Weatherford	6
Floyd E. Carrier	R	Carrier	8
Sherman J Trussel	R	Perry	10
Louis H. Ritzhaupt	D	Guthrie	12
Mead Norton	D	Shawnee	13
Robert Burns	D	Oklahoma City	14
Theodore Pruett	D	Anadarko	15
E. B. Grennell	R	Okeene	16
Bill Logan	D	Lawton	17
Fred Chapman	D	Ardmore	18
Homer Paul	D	Pauls Valley	19
Bayless Irby	D	Boswell	20
Tom Anglin	D	Holdenville	22
Thomas D. Finney	D	Idabel	24
Raymond Gary	D	Madill	26
Roy White	D	Eufaula	27
Ray Fine	D	Gore	28
Perry Porter	D	Miami	30
James A. Nevins	D	Okmulgee	32
Frank Mahan	D	Fairfax	34

Respectfully submitted,

J WM. CORDELL, Secretary,  
State Election Board.

Upon motion of Senator Finney, a committee of 3 on Credentials was ordered appointed, with instructions to investigate credentials of the newly elected members of the Senate and report immediately, the President appointing as such Committee Senators Thornton, Ginder and Brown.

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



The Senate re-assembled, with the President presiding.

The Credentials Committee Report was submitted, as follows, and adopted upon motion of Senator Thornton

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 NO.	NAME	POL.	ADDRESS
2	A. E. Anderson	D	Elk City
4	Henry W Worthington	D	Mangum
6	L. E. Wheeler	D	Weatherford
8	Floyd E. Carrier	R	Carrier
10	Sherman J Trussel	R	Perry
12	Louis H. Ritzhaupt	D	Guthrie
13	Mead Norton	D	Shawnee
14	Robert Burns	D	Oklahoma City
15	Theodore Pruett	D	Anadarko
16	E. B. Grennell	R	Okeene
17	Bill Logan	D	Lawton
18	Fred Chapman	D	Ardmore
19	Homer Paul	D	Pauls Valley
20	Bayless Irby	D	Boswell
22	Tom Anglin	D	Holdenville
24	Thomas D. Finney	D	Idabel
26	Raymond Gary	D	Madill
27	Roy White	D	Eufaula
28	Ray Fine	D	Gore
30	Perry Porter	D	Miami
32	James A. Nevins	D	Okmulgee
34	Frank Mahan	D	Fairfax

Respectfully submitted,  
THORNTON,  
BROWN,  
GINDER.

The President ordered the roll called of the newly elected members of the Senate, which resulted as follows.

following which those present were administered the Official Oath of Office and the Oath of Allegiance by Judge Dick Jones, of the Criminal Court of Appeals

Present Anderson, Anglin, Burns, Carrier, Chapman, Finney, Gary, Grennell, Irby, Logan, Nevins, Norton, Paul, Pruett, Ritzhaupt, Trussel, Wheeler White, Worthington.—19.

Absent Mahan, Porter.—2.

Excused on Account of Military Service Fine.—1.

The Membership of the Senate of the 20th Legislature was called, resulting as follows

Present Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Absent Counts, Mahan, Nichols.—3.

Excused on Account of Military Service Fine, Neill, Phillips.—3.

The President declared a quorum present.

Prayer was offered by Mr George O'Neal.

Senator Porter asked to be recorded present, which was the order

Pursuant to the action of a Democratic Caucus, held in December, 1944, the matter of the election of certain Senate Officers was taken up.

Senator Nance placed in nomination the name of Senator Homer Paul, of Pauls Valley, for the office of President Pro Tempore of the Senate, which motion was seconded by Senators Jones, Norton, Cowden and Ginder

Senator Burns moved that nominations for the office of President Pro Tempore of the Senate cease, which motion prevailed.

The roll was ordered called on the nomination of Senator Paul for the office of President Pro Tempore, resulting as follows

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Absent Counts, Mahan.—2.

Excused on Account of Military Service Fine, Neill, Phillips.—3.

Excused From Voting Paul.—1.

The President declared Senator Homer Paul elected President Pro Tempore of the Senate of the 20th Legislature.

Upon motion of Senator Finney, the President appointed a Committee of 3, composed of Senators Cowden, Cobb and Logan, to escort Senator Paul to the President's desk.

The President presented Senator Paul to the Senate, following which he spoke briefly

Senator Finney moved that J Wm. Cordell be elected to the office of Secretary of the Senate, which motion prevailed, the roll call thereon being as follows

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent Counts, Mahan.—2.

Excused on Account of Military Service Fine, Neill, Phillips.—3.

The President declared J Wm. Cordell elected secretary of the Senate of the 20th Legislature.

A Committee from the Honorable House, composed of Representatives Mountcastle, McCarty and Musgrave, was received who advised the Senate that the Honorable House is in session and awaits the pleasure of the Senate.



Senator Finney moved that Miss W. E. Shipley be elected Journal Clerk of the Senate, which motion prevailed.

Senator Finney moved that Kelsey Baggett be elected Sergeant-at-Arms of the Senate, which motion prevailed.

Upon motion of Senator Finney, the Permanent Rules of the 19th Session of the Senate were ordered the temporary Rules for the 20th Session of the Senate.

Senator Finney moved that the President appoint a Committee of 3, for the purpose of seat arrangement, according to rules heretofore used with reference to seniority, which motion prevailed, the President appointing Senators Paul, Anglin and Nichols.

Senators Anglin and Nichols asked to be relieved of the duty of serving on the Committee to arrange the seating of members of the Senate, which request was ordered granted, and the President appointed Senators Wheeler and Carrier in their stead.

Senators Counts and Goodpaster asked to be recorded present, which was the order.

Senator Nance asked unanimous consent, which was granted, that the duties of the "seating committee" be delayed until such time as the Committee on Committees can make its report.

A Committee from the Honorable House, headed by Representative Weaver, was received who requested the Senate to appoint a like Committee for the purpose of arranging the time for the canvassing of State Election Returns.

Senator Finney moved that a Committee of 3 be appointed to notify the Governor that the Senate is now organized and ready to transact business, which motion prevailed, the President appointing as such Committee Senators Lowery, Goodpaster and White.

Senator Finney moved that a Committee of 3 be appointed to notify the Honorable House the Senate is organized and ready to transact business, which motion prevailed, the President appointing as such Committee Senators Burns, Speck and Porter.

Senator Finney moved that the President appoint a

Committee of 5, to confer with a like Committee of the Honorable House, in arranging for a Joint session of the 20th Legislature, which motion prevailed, the President appointing Senators Cobb, Braden, Grennell, Irby and Nevins.

Senator Nance moved that the President appoint a Committee of 3, for the purpose of allocating office space to the individual members of the Senate, which motion prevailed, the President appointing Senators Rinehart, Ritzhaupt and Norton.

Senator Finney moved that a Committee on Committees, composed of Senator Nance, as Chairman, and Senators Rinehart, Jones, Lowery, Wheeler, Braden, Cowden, Pruett and Cobb, be selected as such Committee, which motion prevailed.

Senator Braden, on behalf of the Committee appointed to arrange for a Joint Session, reported that the hour of 1 45 p. m. this day, had been agreed upon, following which report the Committee was ordered discharged.

Senator Finney moved that a Committee of 3, on Mileage allowance for the members of the Senate, be appointed, which motion prevailed, the President appointing Senators Dacus, Worthington and Pruett as such Committee.

Senator Burns, on behalf of the Committee appointed to notify the Honorable House that the Senate is organized and ready to transact business, reported the duty performed and asked that the Committee be discharged, which was the order

Upon motion of Senator Finney, the Senate Auditor was authorized to purchase for himself, the President of the Senate, and each member of the Senate Fifteen (\$15.00) Dollars worth of postage.

Upon motion of Senator Finney, the Senate was declared recessed until 1:40 p. m.

The Senate reassembled, at 1:40 p. m., and was directed to go as a Body to the House of Representatives, for the purpose of a Joint Session.

## JOINT SESSION

The Senate and the Honorable House of Representatives, in Joint Session, was called to order by the President of the Senate at the hour of 1:45 p. m.

Upon motion of Senator Finney, the attendance roll call of the Senate was ordered the roll call of the Senate in Joint Session, which was as follows

## FOR THE SENATE

Present Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused on account of Military Service Fine, Neill, Phillips.—3.

Upon motion of Representative Speakman, the attendance roll call of the Honorable House was ordered the roll call of the House in Joint Session, which was as follows

## FOR THE HONORABLE HOUSE

Present Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Bellamy, Biles, Billingsley, Board, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Doty, Dunn, Durant, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoffsommer, Holt, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Johnson (Creek), Jones, King, Klinglesmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson, Wright, Mr Speaker.—111.

Absent Batson, Bradley, Huey, Kerr, Rowe, Tankersley.—6.

Not Seated Dorsett, Harshbarger, Montgomery.—3.

The President declared a quorum of the Senate and Honorable House present.

Upon motion of Senator Finney, the Permanent Joint Rules of the Honorable House and Senate of the 19th Legislature were ordered the temporary Joint Rules for the 20th Legislature.

The following Communication from the Secretary of the State Election Board, together with the Resolution of the State Election Board, was read

January 2d, 1945.

To The Speaker of the  
House of Representatives,  
Building.

Sir

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election, held November 7, 1944, for the offices indicated, and that the figures set opposite the names represent the sum of the total votes cast for each, as certified to this office by the several County Election Boards of the State.

Respectfully submitted,

J WM. CORDELL, Secretary,  
State Election Board.

## RESOLUTION

WHEREAS, On November 9th, 1944, at the hour of 9:00 o'clock, a. m., The State Election Board met at the office of the Secretary, at the State Capitol Building, Oklahoma City, Oklahoma, for the purpose of receiving and canvassing the returns made to the State Election Board by the various County Election Boards of the State of Oklahoma, as to the result of the election held throughout the State of Oklahoma, on November 7th, 1944, and proceeded with the canvassing of such returns and continued



in session and in the canvassing of such returns until and including November 13th, 1944, at which time the election returns from all counties of the State had been received by the State Election Board and, by it, canvassed and the results thereof determined as to all candidates for all elective state offices, and,

WHEREAS, canvass of such election returns from all counties of the State of Oklahoma and a totaling thereof show the persons named in the schedule, hereto attached and marked Exhibit "A" have received the number of votes set out opposite their names, respectively

NOW, THEREFORE, BE IT RESOLVED, By the State Election Board that the persons named in the schedule, hereto attached and marked Exhibit "A" have received at said election the number of votes set out opposite their names in the said schedule, marked Exhibit "A"

BE IT FURTHER RESOLVED, That a certified copy of this Resolution, together with copy of schedule hereto attached and marked Exhibit "A" be sealed up and transmitted by the State Election Board to the Secretary of State of the State of Oklahoma, directed to the Speaker of the House of Representatives, for the purpose of opening and publishing the same and taking such further action, relative thereto, as is provided by the Constitution and Laws of the State of Oklahoma.

DONE, at Oklahoma City Oklahoma, this 18th day of November, 1944.

STATE ELECTION BOARD

(Signed) ELMER HALE, Chairman.

(Signed) T J LUCADO, Vice-Chairman.

(SEAL)

ATTEST

(Signed) J WM. CORDELL, Secretary

Upon motion of Representative Speakman, the Speaker of the Honorable House of Representatives, as provided by the Constitution of Oklahoma, proceeded with the opening of the returns of the General Election, held November 7, 1944, as certified to him by the State Election Board, and made declarations, as follows, as to each office in the presence of a majority of the members of the Joint Session of the 20th Legislature

For Corporation Commissioner

**Ray O. Weems, D., Okla. City, 712 N. E. 14** \_ \_ \_ \_ **403,453**  
Page Belcher, R., Enid \_ \_ \_ \_ \_ 275,391

The Speaker declared Ray O. Weems, having received a majority of the votes cast for Corporation Commissioner, duly elected to said office.

For Judge of the Criminal Court of Appeals—Eastern District

**Dick Jones, D., Okla. City, Box 3001, St. Cap.** \_ \_ \_ **394,926**  
J M. Hill, R., Tulsa, 1007 S. Trenton \_ \_ \_ \_ \_ 267,026

The Speaker declared Dick Jones, having received a majority of the votes cast for Judge of the Criminal Court of Appeals—Eastern District, duly elected to said office.

For Justice of the Supreme Court

**Earl Welch, D., Antlers, 2** \_ \_ \_ \_ \_ **391,311**  
Robert E. Lee, R., Idabel, 2 \_ \_ \_ \_ \_ 266,167

The Speaker declared Earl Welch, having received a majority of the votes cast for Justice of the Supreme Court—2nd District, duly elected to said office.

**Monroe Osborn, D., Pauls Valley, 5** \_ \_ \_ \_ **392,219**  
Robert A. Howard, R., Ardmore, 5 \_ \_ \_ \_ \_ 262,121

The Speaker declared Monroe Osborn, having received a majority of the votes cast for Justice of the Supreme Court—5th District, duly elected to said office.

**Denver Davison, D., Ada, 8** \_ \_ \_ \_ \_ **390,085**  
C. L. McArthur, R., Ada, 8 \_ \_ \_ \_ \_ 264,764

The Speaker declared Denver Davison, having received a majority of the votes cast for Justice of the Supreme Court—8th District, duly elected to said office.

The President of the Senate presiding.

Senator Finney moved that the President of the Senate and the Speaker of the Honorable House appoint Committees of 3, respectively, to notify the Honorable Robert S. Kerr, Governor of Oklahoma, that the Joint Session is now ready to receive him and hear his Message, which motion prevailed, the following Committees being appointed

FOR THE SENATE    Senators Duffy, Sears and Carrier

FOR THE HONORABLE HOUSE    Representatives Wallace (Oklahoma), Ownby and Bailey

Upon motion of Representative Speakman, the Committees on Rules and Procedure of the Senate and the Honorable House were designated to constitute a Joint Committee to prepare the Permanent Joint Rules of the Senate and House of Representatives of the 20th Legislature.

The Joint Session was declared at ease, pending the report of the Joint Committee, appointed to notify the Governor that the Senate and Honorable House are ready to receive him and hear his Message.

The Joint Session reassembled, with the President of the Senate presiding.

The Joint Committee, appointed to notify the Governor that the Joint Session is ready to receive him and hear his Message was recognized and escorted Honorable Robert S. Kerr, Governor of Oklahoma, to the Speaker's desk, where he read his first Message to the 20th Legislature.

At the conclusion of the reading by Governor Kerr of his Message, it was upon motion of Senator Finney that the Joint Session was ordered dissolved.

The Senate reassembled, in its Chambers, with the President presiding.

Upon motion of Senator Finney, the Message of Governor Robert S. Kerr, as read by him in Joint Session, was ordered incorporated herein, which was as follows

Mr Lieutenant Governor,  
Mr President of the Senate,  
Mr Speaker of the House of Representatives  
and Members of the Joint Session

We gather here today as fellow workers in the people's service. You have been chosen by the citizens of a great state as their representatives in the State's Twentieth Legislature.

The wisdom of the ages is reflected in our governmental institutions. The basic law of our State is the

product of the richest experience of a free people, and at the same time, the foundation for their further progress and development. We must never lose sight for a moment of the high objective of our free government, WHICH IS TO GUARANTEE THAT EVERY CITIZEN SHALL ENJOY THE PRIVILEGES OF FREEDOM WITHOUT DENYING A SINGLE ONE OF THOSE PRIVILEGES TO ANY OTHER CITIZEN OR GROUP THEREOF

Our state government was wisely conceived and has been expertly developed to bring this about. In order that it may be effective, the people have vested great powers in their state government.

In order that those powers may never be abused, a system of checks and balances was inaugurated and has been zealously guarded and preserved. The story and application of this system of checks and balances are as old as the story of free government, but at the same time, they are as new as the budding life of the youngest citizen of our state.

You who constitute the legislative branch of Oklahoma's government have your responsibilities, which are as great, if not the greatest, of either of the three branches.

Our judiciary, selected by the people, is clothed with the exalted obligation and solemn duty of interpreting and applying the laws which you enact.

The laws so passed by you and so interpreted and applied by the judiciary must be put into effect and carried out by the executive branch of the State.

Our Constitution is so written that each of these three branches has its definite responsibilities and obligations. Though each branch is in many ways dependent upon the other two, neither can ever usurp the powers of the others. *Therein* lies the strength and majesty of our government and *thereon* rests the security of the people's liberty and freedom.

The world is amazed, and we in this state and this nation, are most fortunate and happy, as Americans daily demonstrate their ability to successfully meet the most awful challenge a free people have ever encountered.

Our enemies know, and what is more important, our



people know that our fighting men and women are marching to victory on the battle-fields of the most terrible war, ruthless and wicked *men and nations* have ever forced upon a free people. Yet, in the midst of fighting this war, we carry on the necessary and ordinary processes of our government, to the end that our sacred institutions, the home, the church, the school, may be maintained, their integrity guaranteed, and their progress assured.

In fulfillment of my duty as Governor of Oklahoma I am happy to submit to you certain proposals and recommendations for your consideration.

We, together with all of the people shall soon witness the passage by our State of a great milestone. We have long been a debt-ridden state. We are about to become a debt free state.

When we met two years ago the State's outstanding bonds, plus the interest coupons thereon amounted to nearly forty million dollars.

BY REASON OF LEGISLATION PASSED BY THE NINETEENTH LEGISLATURE AND A CONSTITUTIONAL AMENDMENT SUBMITTED BY IT AND APPROVED BY THE PEOPLE, THIS GREAT INDEBTEDNESS WILL EITHER HAVE BEEN PAID OR FULLY PROVIDED FOR WITH FUNDS UNEQUIVOCALLY EAR-MARKED AND DEDICATED TO THE PAYMENT THEREOF AND ON HAND BY JUNE 30 OF THIS YEAR—1945.

The income to the general revenue fund from the present tax structure, according to the estimate heretofore made by the State Equalization Board is approximately \$11,000,000.00 in excess of the amount appropriated from the general revenue fund for the current fiscal year

This fortunate condition makes it possible for you to give consideration, FIRST, TO A REDUCTION OF STATE TAXES, and, second, to making additional provision for the services maintained by the State for the general welfare, which have been and now are being operated on a basis of rigid and puritanic economy in order that the State's debt may be paid.

If, after a careful study of the state's entire tax structure, you should decide to reduce taxes, I know you will do so on what you feel will be the basis best calculated

to encourage the fullest possible development and expansion of our agricultural and industrial welfare.

In connection with needs for increased appropriations, I urge your serious consideration of the following

1. Public Schools
2. Public Health
3. Public Roads
4. Public Safety

Our returning Service men and women are ever present in our minds. Our institutions of higher learning will soon have the responsibility of greatly increased enrollments caused to a considerable extent by the re-enrollment of thousands of them.

#### PUBLIC SCHOOLS

In order that the youth of Oklahoma may have that which is the minimum to which they are entitled, equal opportunity with those of other states in the Union for education, a more adequate program must be provided.

Every citizen has just cause for pride in the educational progress we have made in the last forty years. No citizen, particularly you and I, and all others charged with official responsibility, can afford to be satisfied until Oklahoma boys and girls have educational opportunities equal to the *best* in the nation.

We are all aware that the present program for financing the common schools of Oklahoma is woefully inadequate, first, by reason of the insufficiency of funds and, second, by the total lack of a coordinated and permanent financial structure. This problem is as close to each one of us as our own fireside. Yet it extends to the furthest outpost of civilization where Oklahoma men are fighting today

Surely we can not feel that a problem is solved merely because we have become accustomed to the inconvenience and adverse conditions involved. Surely we can not feel that the present hardships and inadequacies suffered by our youth should be continued merely because they have demonstrated that they can survive them. Our interest in and attention to problems of long standing should become sharpened by a greater desire to solve them rather

than dulled by indifference merely because of continued association with them.

You in this Twentieth Legislature probably have the greatest opportunity and therefore the greatest responsibility any Legislature has ever had to meet these issues and solve this problem. The people of Oklahoma are more keenly aware today than ever before of it and the necessity for its solution and, in my opinion, will wholeheartedly support you in this effort.

#### *Petitions For Constitutional Amendments*

There are at this time four petitions being circulated in Oklahoma seeking by constitutional amendment to make certain material changes in our educational program. Without recommendation as to what your action shall be, I urge that you give these measures your most serious consideration in order that they may have the benefit of your study and such action as you in your judgment may feel them entitled to.

It is a matter of common knowledge that adequate provision is not being made in Oklahoma for our public schools, elementary, secondary and institutions of higher learning.

I believe this problem should have full consideration and appropriate action at your hands and that a program of adequate and permanent financing should be provided by you.

#### *Teachers' Retirement Program*

I recommend a reasonable appropriation for the States' participation during the next two years in the Teachers' Retirement Fund. This program was voted by the people in 1942, vitalized by the Nineteenth Legislature in its regular session in 1943 and has met practically universal response and participation by the teachers of the state.

#### *Free Textbooks*

I recommend that appropriate legislation be enacted providing a system of free textbooks for the common schools of Oklahoma. You are aware that Oklahoma is one of the few remaining states without such a system.

*State Owned and Operated School Transportation*

We are all aware of the inadequacies and inequities of transportation facilities to our rural and consolidated schools. The State at the present time is providing a large part of the funds being used in this program. In order that adequate and uniform service may be provided on a more economical and effective basis I recommend that appropriate legislation be enacted providing for a system of State owned and State operated transportation facilities for the rural and consolidated schools.

*Langston University*

The Nineteenth Legislature placed Langston University under the State Board of Agriculture, which at that time was the Board of Regents for all of the agricultural and mechanical colleges of the State. The Legislature then submitted a constitutional amendment to the people creating a Board of Regents for the agricultural and mechanical colleges, which was approved. It was my understanding at the time, and I believe the intention of the Legislature when they submitted the measure, and the people when they approved it, that the new Board of Regents have charge of Langston University. The Board of Agriculture has recommended such a transfer. The alumni of Langston University and large numbers of our other negro citizens have made similar recommendations. The Attorney General has written an opinion advising that an Act of the Legislature will be necessary to authorize the transfer. I recommend your consideration of the passage of such legislation.

I favor careful study by the Legislature and enactment of the necessary legislation to insure the full accrediting and recognition by standard accrediting agencies of the Langston University.

*School of Medicine*

In order to meet the greatly increased need for trained physicians and nurses and to enable us better to solve the acute health problem in Oklahoma, I recommend that the facilities of the Medical Department of the University of Oklahoma and for nurses' training of the Medical Department of the University of Oklahoma be substantially increased.



*School of Veterinary Medicine*

For many years the Oklahoma Agricultural and Mechanical College has conducted courses in veterinary medicine, but not on a basis of training veterinary doctors. In view of the great increase in livestock production in Oklahoma and the definite and increasing need for veterinary doctors in our state, I recommend that provision be made for the training of veterinary doctors at the Oklahoma Agricultural and Mechanical College.

*Public Roads*

An enlarged program of highway construction and maintenance is an absolute necessity if Oklahoma is to develop on a basis worthy of her resources and her people. The building and upkeep of an adequate highway system for Oklahoma directly affects the economic and social welfare of every citizen of the state. It is directly connected with the effectiveness of every school in Oklahoma, every hospital, the delivery of mail on every rural route and with the operation and development of every farm and every business in the state.

Such a program will also be one of the greatest contributions we can make in providing the opportunity for immediate profitable employment for our returning Service men and women.

In order to provide additional funds for the development and expansion of highways in Oklahoma, I recommend the following

1. Transfer the income from the 1c gasoline tax now going to the General Revenue Fund to the Highway Department, after having exempted farm used gasoline.
2. Appropriate the surplus remaining in the General Revenue Fund for the present fiscal year, after full provision has been made for the public debt, to the Highway Department for the construction of roads and highways.
3. In order that more rapid progress may be made in building and maintaining a system of farm-to-market roads, I recommend that the gasoline excise tax, the gross production tax and the motor vehicle license fees on commercial vehicles and bus mileage tax now being collected by the Oklahoma Tax Commission and apportioned to the



counties of the State of Oklahoma, be by appropriate legislation transferred and thereafter apportioned to the State Highway Commission to be ear-marked and used in the development and maintenance of a farm-to-market road system in Oklahoma. In this connection, I call your attention to legislation recently passed by the National Congress providing funds with which to match state funds in building farm-to-market roads on a basis of 52 81/100% by the Federal Government and 47 19/100% by the State.

The Highway Department is not in position with its present revenues to match these Federal funds for this purpose. Nor are Federal funds available to match funds spent for this purpose by our county governments. Thus, by making this transfer the counties will receive more than twice the amount of benefits it is possible for them to receive by these funds continuing to be apportioned to and spent by the counties themselves.

The Federal law making the money available for this purpose contains the following pertinent language

“Provided, that these funds shall be expended on a system of such roads selected by the State Highway departments in cooperation with the county supervisors, county commissioners, or other appropriate local road officials and the Commissioner of Public Roads.”

#### *Collection of Taxes*

In connection with the subject of taxation, I recommend your consideration of legislation providing for the collection of all taxes and fees by the Oklahoma Tax Commission. This should include such items as premium taxes from insurance companies now being collected by the State Insurance Commissioner and such fees as are now being collected by the Department of Agriculture or any other department or division of State Government.

#### *VETERANS' LEGISLATION*

Elsewhere in this message I have made recommendations calculated to promote the opportunity for profitable employment to our returning Service men and women.

I further recommend for your consideration the enactment of such legislation as you feel may be necessary to

more fully protect the interests, the estates, the families and the dependents of our Service men and women.

In this connection, I recommend specifically

1. Legislation authorizing the judge of the probate court to appoint a conservator of the estate of any Service man or woman, or any other person necessarily out of the continental United States by reason of activity or duty in connection with the war, who may be missing in action, or a prisoner of war, or in any similar position where the estate, or family, or dependents of such person may be best served by such conservator being appointed.

2. During the Special Session of the Nineteenth Legislature Title 72, Chapter 1, shown at page 22 of the Session Laws of 1944, was enacted. This made provision with reference to acknowledgments and other notarial acts in connection with Service men and women outside of the continental United States.

I recommend your consideration of legislation making similar provisions for other citizens who by reason of their connection or duties with reference to the war are beyond the continental limits of the United States.

3. I urge the examination of existing laws by the Committees on Veterans' Legislation of the two Houses with the purpose of enacting such other legislation as may be needed to more adequately protect the interests of our Service men and women and our other citizens connected with the war effort in their absence from home and upon their return to the State.

### CONSTITUTIONAL AMENDMENTS

I recommend your consideration of submitting to the vote of the people amendments to the constitution, as follows

1. An amendment reducing the required age of voters of Oklahoma from twenty-one to eighteen years.

We have long been aware that improved educational facilities, methods of communication, including newspapers, magazines and books, and the radio, have enabled our youth to have an understanding of the privileges and responsi-

bilities of citizenship at a much younger age than was formerly possible.

Under the necessities of modern war our country has impressed our eighteen, nineteen and twenty year-old young men into the armed forces of the nation. Under the trying and exacting conditions of modern war these young men have proven themselves capable of meeting every test of their willingness and ability to fight for and defend, and if necessary, die for their country. And I believe they are likewise worthy of full citizenship. Hundreds of thousands of them are in the front line of battle at this very hour, and they who have proven themselves capable of preserving the security of their Country's existence on the battlefield can be depended upon to maintain its honor at the ballot box.

2. An amendment providing increased compensation to members of both the House and Senate of the Oklahoma Legislature.

The people of Oklahoma realize that members of the Legislature perform some of the most important services under our form of government. They do not want this done at financial loss and personal economic sacrifice to the members. There have been many changes, resulting in the general material advancement of our people, since the Constitution with its present provision for your compensation was adopted. It is a matter of common knowledge that the present fixed per diem provided is insufficient to meet necessary living expenses, to say nothing of providing compensation for services.

3. An amendment providing a short ballot. In this connection I recommend for your consideration the submission of a constitutional amendment reducing the elective executive officials of the State of Oklahoma to include the following only

1. Governor
2. Lieutenant Governor
3. Attorney General.
4. State Auditor
5. State Treasurer

4. I favor the principle of the graduated land tax, as applied to cultivated lands only, on a basis that will en-

courage and promote home ownership of the small family size farm and at the same time not penalize other Oklahoma farmers or ranchers in those sections of the state where a large acreage is an economic necessity. I recommend your consideration of the submission of such an amendment.

5. I recommend your consideration of the submission of an amendment providing for a reduction in the "killing power" of the silent vote on initiated and referendum measures.

6. I recommend your consideration of the submission of an amendment changing and limiting the investment of the trust funds belonging to the school children of Oklahoma by the State School Land Commission.

We are all well aware of the alleged abuses to which these funds have been subjected in the past. The need for farm loans which was so acute when the provisions of our present Constitution were drafted and adopted is now being met in so many and such abundant ways, both by private capital and through loan agencies of the Federal government, it is evident that the School Land Commission can just as well now be relieved of the expenses and difficulties involved in operating a very large, far-flung loan agency.

The School Land Commission at this time is responsible for the handling and investment of some sixty million dollars of assets, including vast amounts of cash. Through the operation of law the membership of this Commission is constantly changing. I believe that their duties can best be performed if their responsibilities in this capacity are simplified and the investment of their funds limited to a field wherein the security of the principal can never be impaired.

#### *Complete Audit of School Land Commission*

I strongly urge that the present applicable provisions of the law be implemented by your appropriating a sufficient amount to enable a complete audit down to the present time of the School Land Commission, and that by appropriate amendment or enactment that the Governor, the Attorney General and the State Treasurer be designated as a committee to arrange for and bring about such an audit.



### OLD AGE ASSISTANCE

We are very happy in the knowledge that the average monthly payment to our old people on the Old Age Assistance rolls has increased nearly 50% during the past two years. We believe that further economies in administration of this program are possible and that every effort should be made to bring them about in order that the amount paid under this program may at all times be as great as possible.

Two years ago the Nineteenth Legislature memorialized the National Congress to amend the national Social Security Law by providing that the first \$240.00 annual net earnings or income of our eligible old people be exempted and not taken into consideration in determining the amount of assistance they receive. Congress gave a partial response by providing such exemption where the income was earned in or received from agricultural production or wages in connection therewith.

I request your consideration of again memorializing the Congress to pass the necessary legislation to make this exemption general.

### PARDON AND PAROLE PROGRAM

The Nineteenth Legislature submitted a constitutional amendment to the people creating a Pardon and Parole Board, which amendment was approved. The Board has been appointed in accordance with the amendment and is now serving in a very efficient and creditable manner. No provision, however, has been made, for compensation of the members of the Board for this service.

I recommend your consideration of legislation whereby the Chairman of the Board and each member thereof shall be paid reasonable compensation and expenses for their services in this connection.

I further recommend legislation providing a more adequate supervision of parolees and others receiving executive clemency of a similar kind.

In this connection I want to call your attention to the fact that during the past two years a voluntary system of parole supervision through cooperation by citizens in the local communities has been set up and is now in opera-



tion. Our Pardon and Parole Officer and Board secured the wholehearted and general cooperation of the American Legion and Auxiliary of Oklahoma in this work. They, in turn, have enlisted the support of many civic and church groups and individual citizens and there are now some eighty-three local Parole Advisory Councils in 57 counties actively engaged in this work. These local groups do this on a purely voluntary basis, and I feel that they are entitled to the gratitude not only of those receiving clemency, but also, of all our people.

### UNEMPLOYMENT COMPENSATION

I recommend your careful consideration of the Oklahoma Unemployment Compensation Code and that appropriate amendments thereto be enacted to provide the following

1. In order that the solvency and adequacy of the fund may be fully protected, I recommend that the rate of contribution as provided in Chapter 6 of Title 40, Session Laws of 1943, for the calendar year of 1943, be extended, and that the calendar years of 1941 or 1942, whichever is the lesser be made the base for computing the employer's contribution rate.

2. I recommend that the coverage under the Act be extended to persons working for employers of less than the present required minimum of eight, and to supplement any action which Congress may take with respect to the extension of the Federal Unemployment Tax Act to employers of less than eight employees. I recommend that the Act be amended to cover employees of state and local government.

3. In order that the amount and duration of benefits under the Act may be adequate to maintain workers and their families during periods of temporary unemployment, and in order that an adequate standard of living may be sustained and the deflationary effects of unemployment be minimized, I recommend that the Act be amended to provide a larger maximum weekly payment, for a maximum duration of twenty-six weeks instead of the sixteen weeks now allowed.

## AVIATION

In view of the certainty that we face a tremendous expansion of transportation of airborne passengers and freight, and in view of the necessity for supervision, regulation and control of the operation of airplane traffic and to protect the public safety and welfare, and in view of the necessity for a state agency through which Federal assistance to the cities and towns for the development of the aviation industry may be channeled, I recommend the creation of a state aviation commission of five members with an executive director I further recommend the enactment of legislation providing for their qualifications, appointment, duties and powers, compensation and expenses.

## LEGISLATIVE REDISTRICTING

I call your attention to Article V, Sections 9, 10 and 11 of the Oklahoma Constitution, touching upon the question of legislative apportionment and to the second, third and fourth paragraphs of the syllabus in the case of *Jones v Freeman, Speaker of the House of Representatives*, et al. decided by the Supreme Court of Oklahoma on October 12, 1943, and reported in 146 Pacific Reporter, 2d Series, at page 564, which said paragraphs of the syllabus read as follows

"2. While it is impossible to apportion representation in the House of Representatives and the Senate with mathematical exactness and the Legislature is allowed some discretion in enacting apportioning statutes, yet provisions of the Constitution require at least as close an approximation to exactness and equality as is reasonably possible."

"3. Constitutional provisions are mandatory unless it appears by express terms or by necessary implication from language used that they are intended to be directory only "

"4. The word 'shall' being used throughout constitutional provisions relating to legislative apportionment, those provisions are mandatory "

I recommend your consideration of the enactment of necessary legislation to conform with the provisions of these sections of the Constitution and the language of this decision by the Supreme Court. In this connection, however, I recommend further that in any redistricting legis-

lation which you see fit to enact that provision be made that no county in the state shall be without at least one member in the House of Representatives of the Oklahoma Legislature.

#### PENSION AND RETIREMENT BENEFITS FOR FIREMEN AND PEACE OFFICERS

I recommend your consideration of legislation for the State's participation in an equitable and adequate program of retirement benefits for firemen and peace officers in Oklahoma counties and cities.

I further recommend your consideration of legislation providing for retirement benefits for members of the Oklahoma Highway Patrol.

I further recommend your consideration of legislation providing benefits to the widows and orphans of peace officers, firemen and State Highway Patrolmen killed in line of duty

#### SURPLUS PROPERTY

The United States Congress has recently passed the Surplus Property Act of 1944, which provides for the disposition of surplus property accumulated by the Federal government in the prosecution of the war. Under the provisions of this Act, such properties will be available to the State and its subdivisions. In this connection, I urge that you consider the enactment of necessary legislation whereby the State, for itself and its subdivisions, may be empowered to purchase, lease or otherwise acquire, such surplus property from the United States under the terms of the Act.

#### PUBLIC HEALTH

The preservation of public health has long been recognized as one of the first obligations of government.

Since the outbreak of the war, The Public Health Service, has gone far in protecting troops and civilians alike from disease. Measures developed during peacetime and wartime have been put to work on every front, with the result that few serious epidemics have occurred. The health status of the American people has been compara-

lively good. This contribution to the efficiency of the war effort and to ultimate victory is recognized.

Now that we are beginning to turn our eyes to the winning of the peace, it is no less important that we have a strong, physically fit population. Civilization will have to be rebuilt on a more enduring basis, and public health will be a vital factor in attaining this goal.

Through the inevitable necessities of war tens of thousands of our doctors and nurses have been called into Military service. Many of those will remain there permanently. Most Oklahoma communities have a serious shortage in medical services, and some have almost none at all. Oklahoma has supplied all the doctors and nurses to the Armed Forces that have been required of us and many more. We are intensely proud that we have been able to do this, but the resulting situation greatly emphasizes our needs for increased medical and public health services.

As to the need for the training of doctors and nurses I have made specific reference and recommendation in another part of this message.

I remind you that tuberculosis up to November 30, 1944 has killed 145,000 U. S. civilians since Pearl Harbor, a figure which exceeds by more than 20,000 the total number of our fatal casualties in this war for the same period.

We can not ignore the rising tide of infectious diseases discovered in the newly liberated countries of Europe. There is real danger that some of the deadly enemies of mankind which have been pretty well under control for some years past may slip in the back door while we are engaged in the more pressing business of global war.

We must also be prepared for an invasion of tropical diseases upon the return of our heroic fighting men who have been fighting our battles in the jungles and lowlands of the East. We must bring all the ingenuity and resourcefulness we have, to bear upon the solution of these problems.

No criticism is intended here of those who have had the responsibility of protecting public health in Oklahoma, or of those who have ministered to our stricken citizens. They have done magnificently and are entitled to our praise. What is intended is that adequate provision shall be made to meet the greatly increased need.



I therefore recommend that you make a diligent study of the State's needs in the field of public health and when they are determined, that you provide for them within the State's means and ability

Finally, in connection with Public Health, I call your attention to the following language in the Oklahoma Constitution, Art. V, Sec. 39 "The Legislature shall create a Board of Health, \*\*\*\*" I further call your attention to Title 63, Section 1 of the Oklahoma Statutes of 1941. Said section reads as follows

"A State Board of Health *to be in charge of one commissioner*, to be known as the State Commissioner of Health, is hereby created. Said Commissioner shall be appointed by the Governor (with term co-terminous with that of the Governor) for a term of four years. \*\*\*\*"

I do not believe that this provision of our Statutes complies either with the letter or the spirit of the Constitutional provision above quoted. I am also of the opinion that a State Board of Public Health composed of at least five members, or whatever number you in your good judgment may find proper, could and would be of great service to the people of Oklahoma.

Experience demonstrates that a greater program of physician-Public Health cooperation is not only desirable but essential in accomplishing the tasks before us. I am sure that we could secure the services of some of Oklahoma's outstanding doctors on a basis that would be of great and lasting benefit to the people.

I therefore recommend that you consider the enactment of the necessary legislation to make this possible.

#### HOME FOR CONFEDERATE VETERANS

Shortly after statehood, in accordance with the desires of the people, provision was made by the State of Oklahoma for veterans of the Armies of both the North and South in the War between the States.

Some years ago the Home for Union Veterans at Oklahoma City, having completely served the purpose for which it was created, was transferred to and has since been used by the Department of Public Health.



It is now apparent that the Home For Confederate Veterans at Ardmore has likewise served the purpose for which it was created and in my opinion is now available for other use in the service of the public welfare.

I therefore recommend your consideration of legislation transferring the Confederate Veterans Home at Ardmore, Oklahoma, to the Board of Regents of the Oklahoma University to be used as a part of the Medical Department of the University of Oklahoma.

#### CHILDREN'S CODE

For many years widespread interest has been manifested by numerous citizens and organizations of our State concerning the laws governing our youth. This interest is exceedingly well founded. It has arisen and now exists because of the definite need for amendment to and modernization of the statutes of Oklahoma on this subject. A voluntary Children's Code Committee is now at work on this problem and will make recommendations to this session of the Legislature. I urge your careful consideration of these recommendations and of the needs for remedial legislation.

#### PUBLIC SAFETY

I recommend your attention to the vital question of Public Safety. The loss of life and the maiming of men in battle is deplorable beyond our ability to describe. It is America's purpose to win this war, which was forced upon us, with the smallest possible loss of life consistent with our determination to achieve complete victory.

It is shocking when we realize that *here at home* more people are being killed and wounded in traffic accidents than are being killed and wounded in our war with Japan.

In Oklahoma the traffic fatalities in 1942 were 348, in 1943 they were 267, and in 1944 they were 307. In addition many thousands were injured each year, and property valued at millions of dollars has been destroyed. Our Highway Patrol has done heroic service, but its ranks are greatly reduced due to many of its members having been called into the armed forces. Replacements have not been secured.

I urge your thorough study of this problem. I sug-

gest that you give consideration to calling to the attention of the proper Federal authorities the result of your study, and that you consider requesting those authorities to give priority to former members of the Highway Patrol and peace officers in the matter of being discharged from the armed forces on a basis that will make them again available at the earliest possible date for service in our Highway Patrol and as peace officers.

I further recommend your consideration of legislation enabling the immediate reorganization of our National Guard when the conditions of the war permit, without the necessity of waiting for a regular session of the Legislature or the calling of a special session for that purpose.

#### CONSTITUTIONAL CONVENTION

I call your attention to Art. XXIV, Sec. 2 of the Oklahoma State Constitution, which reads as follows

"No convention shall be called by the Legislature to propose alterations, revisions, or amendments to this Constitution, or to propose a new Constitution, unless the law providing for such convention shall first be approved by the people on a referendum vote at a regular or special election, and any amendments, alterations, revisions, or new Constitution, proposed by such convention, shall be submitted to the electors of the State at a general or special election and be approved by a majority of the electors voting thereon, before the same shall become effective PROVIDED, THAT THE QUESTION OF SUCH PROPOSED CONVENTION SHALL BE SUBMITTED TO THE PEOPLE AT LEAST ONCE IN EVERY TWENTY YEARS."

#### AGRICULTURE AND CONSERVATION AND DEVELOPMENT OF NATURAL RESOURCES

Interest in soil conservation in Oklahoma has never been so high as now and this is a very reassuring thing for the future of our great state. Our very existence is dependent upon the fertility of our soil. For many years Oklahoma, together with all of her sister states was somewhat careless in the preservation of this basic and priceless resource. However, Oklahoma agriculturists were among the pioneers in the nation to become aware of this vital problem and to take steps to repair the damage and establish practices for the future conservation of our resources.

The State Soil Conservation Committee has done notable work in this regard and is deeply deserving of our appreciation and gratitude. Through its program of education and organization activities we have reached a point where by the end of the year the entire state will have been organized into soil conservation districts with the possible exception of two or three counties. In many districts the work has proceeded far beyond the organizational stage and soil building practices have been and are now being successfully conducted. However we are just at the beginning of the great work and the effort must be vigorously supported and prosecuted. This will not only insure the preservation of our greatest resource for ourselves and our posterity but will also have the very practical effect of providing a substantial amount of profitable employment for our returning Service men and women and the rank and file of our citizens in the years of adjustment which lie immediately ahead.

I therefore recommend your most earnest and sympathetic consideration and study of this vital problem, and urge that wherever it is found necessary and possible, that additional funds be made available for the carrying on of this great work.

I recommend for your consideration an increased program of vocational agriculture, vocational home economics and vocational trades and industrial education.

A prudent people, whether as individuals or as a State, will make every effort to conserve the State's natural resources, its soil, its timber, its water resources, its minerals. Oklahoma's wealth has been developed primarily from her soil, her timber and her vast mineral resources.

Economic considerations based on good judgment, as well as necessity, urge a program of sound conservation as to every one of our natural resources. This is one debt we owe posterity, the paying of which will indeed be a labor of Love.

#### *Secondary Recovery of Oil*

In this connection, I would remind you that Oklahoma has in the past produced more than five billion barrels of oil, being exceeded in this respect by only one or two states. At this time the State is producing in excess of 360 thous-

and barrels of crude oil per day, of which approximately 10% is being produced by secondary recovery methods without which it could not be produced.

Engineers tell us that there are hundreds of millions of barrels of crude oil in presently known and developed oil fields which can never be produced by primary methods but which can most certainly be obtained through secondary production methods. Economic considerations make it impossible to operate under secondary recovery methods in areas where there is diversification of ownership, unless voluntary agreements can be reached. This can not always be done and when it is not, the secondary oil can not be recovered and great loss occurs, not only to the operators, but also to the royalty owners, the workers and the State.

I therefore urge that you give your most serious consideration to the enactment of secondary recovery legislation providing a means whereby oil not recoverable by primary methods can be saved and produced through legalized procedure on a basis of equity and justice.

#### DEPOSITORY FOR THE STATE CONSTITUTION

A little over thirty-eight years ago a group of able and distinguished citizens of the Indian and Oklahoma Territories met in Convention at Guthrie and drafted our great State Constitution. For this valuable service to our State, to our generation and the generations that come after us, we owe these men our unfailing appreciation and gratitude. Our Constitution is our most important and cherished state document. I deem it very fitting and altogether proper that we should now prepare an appropriate depository for its preservation and exhibition to the public.

I therefore recommend your consideration of the enactment of legislation providing for such a depository and directing the place and manner of its keeping, either in the building of the State Historical Society, or in some other place to be designated by you.

#### STATE HOUSING AUTHORITY

The United States Housing Act was enacted in 1937 to promote the general welfare of the nation by providing financial assistance to the several states and their political



subdivisions for the purposes of (1) alleviating present and recurring unemployment, and (2) remedying the unsafe and unsanitary housing conditions and the acute shortage of decent, safe, and sanitary dwelling for families of low income in urban and rural communities.

A vast majority of the states have heretofore taken advantage of the benefits of the Act. Oklahoma has not done so. The needs of Oklahoma citizens in the field of low-cost housing have not been met. The need exists in every Oklahoma community for the type of program afforded by the United States Housing Act under the supervision and administration of the Federal Public Housing Authority

At the present time, the exigencies of war have temporarily suspended this construction program, but as soon as war conditions permit the program will surely be resumed, on a wider scale and at an accelerated pace. I deem it most important that Oklahoma, which has been sharing the expense of the Federal housing program elsewhere, shall likewise share in its benefits.

I therefore urge your most serious consideration of appropriate legislation, creating a State Housing Authority with adequate powers and resources to act as Oklahoma's agency to work with the Federal Public Housing Authority in this great program in our state.

#### REPORTS OF STATE OFFICERS AND COMMISSIONS

I am today submitting as a supplement to this message the reports of each State Officer and State Commission as required by the Constitution.

At a later date I shall have further recommendations to make upon the condition of the State and from time to time will submit to you specific suggestions in the interest of good government.

I am happy in the expressions I have had from individual Members of their purpose to expedite the business of this Legislature on a basis that will adequately meet the needs of the State and at the same time be consistent with the stern conditions and necessities of a great people in the midst of total, global war

I want you to know that I have the highest regard and



esteem for your position, your integrity of purpose, and your unquestioned ability to handle the task you have undertaken. I am greatly honored in having the opportunity of working with you on a basis of mutual cooperation. I seek your advice and counsel and your suggestions as to how the Governor's office may at any time be of service to you as individuals and as public officials.

You are a part of a great tradition. You are the product of all our past. You are the forebear and inspiration of all our future. You are an indissoluble link that binds the two together

Oklahoma is more than a name. In it and of it are included the plains and the mountains, the hills and valleys, the streams and forests, the inexhaustible storehouse of our natural resources and material wealth. In it are the people, the old and the young, those who have lived in the past and today rest beneath its soil, those of the future yet unborn. We are many races, colors and creeds, but we are all one people.

Each succeeding Legislature has made its contribution in planning and constructing this magnificent Ship of State we know and love. The portion you build rests upon the structure builded by others in the past. Today it will enhance and adorn their work like the mighty gun turrets above the decks of a giant battleship. Tomorrow it will be the foundation upon which others will erect even broader and higher breastworks of progress and achievement.

The plumb line of Destiny of a great people and a great state is in your hand. I know you will hold it firm and true.

ROBT S. KERR,  
Governor

#### COMMUNICATION

The following Communication from the State Auditor was read and ordered incorporated in the record

To The Honorable,  
The President of the Senate,  
Twentieth Legislature of Oklahoma.  
Sir

In accordance with law and in compliance with the terms of a Resolution duly adopted by the State Board of

Equalization of the State of Oklahoma, sitting in called session on November 20, 1944, I have the honor to deliver to you herewith a duly authenticated duplicate original of said Resolution as adopted by said Board under authority of Section 23, Article 10, of the Constitution of Oklahoma, as amended, and to request a signed memorandum acknowledging receipts of same, for the Minutes and records of said Board.

Very truly yours,

C. C. CHILDERS

C. C. CHILDERS, STATE AUDITOR, Ex Officio  
Secretary, State Board of Equalization.

Oklahoma City, Oklahoma,  
November 20, 1944.

#### THE STATE BOARD OF EQUALIZATION

The State Board of Equalization met in the Blue Room, State Capitol Building, Oklahoma City, Oklahoma, at 1 30 P M., Monday, November 20, 1944, upon call of the Chairman after due notice to each member of the Board.  
Present

Honorable Robert S. Kerr, Governor and Chairman

Honorable F C. Carter, Secretary of State,

Honorable Randell S. Cobb, Attorney General,

Honorable A. S. J Shaw, State Treasurer and Vice  
Chairman,

Honorable John Rogers, State Examiner and Inspector  
Absent

Honorable C. C. Childers, State Auditor and Secretary,

Honorable Joe C. Scott, President, State Board of  
Agriculture.

A quorum being present, the meeting was called to order by Honorable Robert S. Kerr, Governor and Chairman. (Other proceedings.)

Mr Randell S. Cobb introduced and moved the adoption of the following resolution. The motion was duly seconded by Mr F C. Carter The Resolution is as follows

RESOLUTION OF THE STATE BOARD OF  
EQUALIZATION

Whereas, by the provisions of Section 23, Article 10, Constitution of Oklahoma, as amended, the State Board of Equalization, among its other official duties, is directed and required to make

" . . . . an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made for each year of the next biennium showing separately the revenues to accrue to the credit of the General Revenue Fund and of each special fund of the State, and the total amount of such estimate for each fiscal year shall not exceed the average total revenue which accrued to each such fund for the three (3) last preceding fiscal years, to which amount shall be added the cash surplus, if any, from the preceding fiscal year in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature at the time such estimate is made. Such estimate shall be filed with the Governor, the President of the Senate and the Speaker of the House of Representatives . . . " and

Whereas, this Board, acting in pursuance of the duty and authority thus conferred upon it by law has caused to be presented to it all of the data, figures and relevant information from various State Departments concerning the income of the General Revenue Fund and of the various Special Funds of the State and has, after careful study of same, determined the figures which properly represent such itemized estimate of the revenues of the said funds for the ensuing biennium, and, in addition thereto has determined the cash surpluses now existing and in the hands of the State Treasurer as provided in said Amendment to Section 23, Article 10, Constitution of Oklahoma;

Now, Therefore, Be It Resolved, by the State Board of Equalization of the State of Oklahoma that the following figures be, and they are hereby adopted, approved and fixed as the sums reasonably estimated to accrue to the General Revenue Fund and to the several Special Funds therein set forth for and during the fiscal years of 1945-1946 and 1946-1947, as follows:



## STATE OF OKLAHOMA

## A STATEMENT OF REVENUE ESTIMATED FOR THE FUNDS AS SHOWN FROM THE SOURCES INDICATED FOR THE FISCAL YEARS 1945-1946 &amp; 1946-1947, COMPUTED BY THE STATE BOARD OF EQUALIZATION

Name of Fund and Source of Revenue	Estimate of the State Board of Equalization	
	1945-1946	1946-1947
State General Revenue		
Oklahoma Tax Commission.		
State Income Tax-----	\$ 8,243,561.09	\$ 8,243,561.09
Gross Production Tax-----	6,579,946.73	6,579,946.73
Gasoline Tax -----	3,509,138.64	3,509,138.64
Cigarette License and Tax--	4,144,387.11	4,144,387.11
Corporation License and Tax	916,726.68	916,726.68
Inheritance and Estate Tax--	924,135.67	924,135.67
Motor Vehicle Excise Tax---	500,000.00	500,000.00
Freight Car Tax -----	90,424.88	90,424.88
Alcohol Permits -----	485.33	485.33
Fuels Excise Tax -----	332,605.04	332,605.04
Rural Electric		
Co-operative License ----	224.15	224.15
Use Tax -----	600,000.00	600,000.00
Tobacco License and Tax --	1,000,000.00	1,000,000.00
Special Fuel Use Tax-----	9,019.86	9,019.86
Gift Tax -----	76,323.27	76,323.27
Itinerant Merchants License	40.00	40.00
Miscellaneous Fees -----	4,337.55	4,337.55
Other Collections:		
1932 and Back		
Ad Valorem Tax -----	15,000.00	15,000.00
Clerk of Supreme Court ----	14,441.32	14,441.32
State Insurance Commission	1,927,032.84	1,927,032.84
Commissioner of Labor ----	516.66	516.66
Secretary of State -----	46,967.94	46,967.94
State Auditor -----	235.45	235.45
Board of Public Affairs ---	89,496.01	89,496.01
State Banking Department--	21,783.91	21,783.91
Building and Loan Division--	3,941.45	3,941.45
Securities Commission -----	3,449.67	3,449.67
Small Loan Act Fees-----	13,015.84	13,015.84
Board of Health -----	153,366.46	153,366.46



State Library Commission -	379.29	379.29
Corporation Commission ---	540.73	540.73
State Insurance Board -----	62,166.50	62,166.50
State Fire Marshall -----	4,142.96	4,142.96
Board of Pharmacy -----	1,836.35	1,836.35
Mining Board -----	186.50	186.50
Board of Barber Examiners	1,356.16	1,356.16
State Geological Survey ---	662.08	662.08
Board of Cosmetology -----	7,376.49	7,376.49
Board of Medical Examiners	1,017.95	1,017.95
Board of Optometry -----	105.83	105.83
Board of		
Chiropractic Examiners	170.40	170.40
Board of Osteopathy -----	258.03	258.03
Dental Board -----	341.13	341.13
Board for		
Professional Engineers --	767.33	767.33
Board of Nurse Examiners -	796.72	796.72
Board of		
Architects Examiners ---	212.40	212.40
Board of Accountancy -----	123.42	123.42
Board of Dry Cleaners -----	766.82	766.82
Board of Embalmers and		
Funeral Directors -----	1,204.30	1,204.30
Surplus Transfers.		
Oklahoma Tax Commission -	738,051.39	738,051.39
Board of Cosmetology -----	7,148.14	7,148.14
Income Tax Adjustment ----	58,301.36	58,301.36
Used Equipment -----	12,815.00	12,815.00
General Revenue		
Lapsed Balances -----	890,188.78	890,188.78
Motor Carrier		
Identification Plate -----	546.91	546.91
Total -----	\$31,012,066.52	\$31,012,066.52
Section Thirteen:		
University of Oklahoma ----\$	80,385.07	\$ 80,385.07
North Oklahoma		
Junior College -----	8,931.67	8,931.67
East Central State College --	14,886.12	14,886.12
Central State College -----	14,886.12	14,886.12
Northeast State College ----	14,886.12	14,886.12
Northwest State College ----	14,886.12	14,886.12
Southeast State College ----	14,886.12	14,886.12

Southwest Institute		
of Technology -----	14,886.12	14,886.12
Langston University -----	8,931.67	8,931.67
Oklahoma		
A. and M. College -----	80,385.07	80,385.07
Total -----	\$ 267,950.22	\$ 267,950.22
CASH SURPLUS,		
June 30, 1944:		
University of Oklahoma ----	\$ 60,726.53	
North Oklahoma		
Junior College -----	6,705.93	
Central State College -----	11,167.17	
East Central College -----	11,646.44	
Northeast State College ----	11,166.40	
Northwest State College ---	11,166.64	
Southwest Institute		
of Technology -----	15,071.52	
Southeast State College ----	11,166.42	
Langston University -----	6,702.82	
Oklahoma		
A. and M. College -----	60,295.93	
	\$ 205,815.80	
Grand Total Section 13 ---	\$ 473,766.02	\$ 267,950.22
New College.		
University of Oklahoma ----	\$ 35,254.63	\$ 35,254.63
North Oklahoma		
Junior College -----	16,658.85	16,658.85
East Central State College -	6,899.18	6,899.18
Central State College -----	6,899.18	6,899.18
Northeast State College ----	6,899.17	6,899.17
Northwest State College ---	6,899.18	6,899.18
Southeast State College ----	6,899.18	6,899.18
Southwest Institute		
of Technology -----	6,899.18	6,899.18
Langston University -----	15,733.97	15,733.97
Oklahoma		
A. and M. College -----	31,936.45	31,936.45
Total -----	\$ 140,978.98	\$ 140,978.98
CASH SURPLUS,		
June 30, 1944:		
University of Oklahoma ----	\$ 32,930.90	



North Oklahoma		
Junior College -----	6,102.08	
Central State College -----	7,099.82	
East Central State College --	6,120.95	
Northeast State College -----	6,136.76	
Northwest State College ---	6,123.15	
Southeast State College ----	6,128.28	
Southwest Institute		
of Technology -----	6,295.61	
Langston University -----	17,473.97	
Oklahoma		
A. and M. College -----	36,241.94	
	<hr/>	
	\$ 130,653.46	
	<hr/>	
Grand Total New College \$	271,632.44	\$ 140,978.98
State Highway Commission		
Gasoline Tax -----	\$ 8,674,509.57	\$ 8,674,509.57
Special Fuel Use Tax -----	27,366.77	27,366.77
State Highway		
Commission Earnings ----	353,735.21	353,735.21
Surplus Motor		
Vehicle Enforcement -----	5,421.21	5,421.21
	<hr/>	<hr/>
Total -----	\$ 9,061,032.76	\$ 9,061,032.76
Oklahoma Tax Commission:		
Gasoline Tax -----	\$ 371,680.34	\$ 371,680.34
Gross Production Tax -----	169,326.30	169,326.30
State Income Tax -----	290,260.24	290,260.24
Beverage License and Tax --	66,492.84	66,492.84
Special Fuel Use Tax -----	1,128.51	1,128.51
Sales Tax -----	460,770.32	460,770.32
Inheritance and		
Estate Tax -----	3,580.21	3,580.21
Commercial Vehicle		
License Tax -----	304,228.32	304,228.32
Auto and Farm Truck		
License Tax -----	356,762.99	356,762.99
Rural Electric		
Co-operative Tax -----	1,010.87	1,010.87
	<hr/>	<hr/>
Total -----	\$ 2,025,240.94	\$ 2,025,240.94
Public Building:		
Board of Affairs		
Oil Revenue -----	\$ 200,000.00	\$ 175,000.00

Commissioners of the Land Office -----	200.00	200.00
Total -----	\$ 200,200.00	\$ 175,200.00
CASH SURPLUS, June 30, 1944: -----	94,803.10	
Total Public Building -----	\$ 295,003.10	\$ 175,200.00
Board of Optometry: Fees—Board of Optometry--	\$ 1,000.00	\$ 1,000.00
Total -----	\$ 1,000.00	\$ 1,000.00
CASH SURPLUS, June 30, 1944: -----	768.43	
Grand Total -----	\$ 1,768.43	\$ 1,000.00
Public Safety: Drivers Licenses -----	\$ 400,000.00	\$ 400,000.00
Title Fees -----	200,000.00	200,000.00
Department of Public Safety -----	646.79	646.79
Total -----	\$ 600,646.79	\$ 600,646.79
CASH SURPLUS, June 30, 1944: -----	188,111.22	
Grand Total -----	\$ 788,758.01	\$ 600,646.79
Board of Cosmetology: Fees—Board of Cosmetology \$	31,500.00	\$ 31,500.00

Because of inadequacy of information the State Board of Equalization has made no estimate as to the receipts of Institutional and Departmental Revolving Funds. Also no estimate has been made of the receipts to accrue to certain special funds such as the State Assistance Funds, Conservation Fund, Oil Compact Fund, Motor Vehicle Enforcement Fund, Motor Vehicle Identification Plate Fund, Board of Education Cash Fund, Fish and Game Fund, Firemen's Pension Fund, Board of Accountancy Fund, Dental Board Fund, Board of Professional Engineers Fund, Board of Veterinary Examiners Fund, Board of Dry Cleaners Fund, Board of Embalmers Fund, it being the thought of the Board that if the Legislature desires to appropriate the monies to accrue to these funds in a different manner or for a different purpose than they are now dedicated that the Legislature is authorized by Section 23, Article 10, Con-



stitution of Oklahoma, as amended, to make an estimate of said funds.

Be It Further Resolved, that a duly executed duplicate original of this resolution and the Minutes adopting the same, evidenced by the signatures of the members of the Board present at this meeting, be delivered by messenger upon the convening of the Regular 1945 Session of the Oklahoma State Legislature, to the Honorables: The Governor, The President of the Senate and The Speaker of the House of Representatives, as by law provided.

The motion to adopt the above resolution was voted upon as follows: Governor Rob't S. Kerr, aye; F. C. Carter, aye; Randell S. Cobb, aye; A. S. J. Shaw, aye; John Rogers, aye. The Chairman declared the motion carried and the Resolution duly adopted this 20th day of November, 1944.

Governor Rob't S. Kerr,  
Chairman  
F. C. Carter  
Randell S. Cobb  
A. S. J. Shaw  
John Rogers

The Regular Order of Business was ordered.

#### FIRST READING

The following Joint Resolution and Bills were introduced and read for the first time:

SENATE JOINT RESOLUTION NO. 1—By Rinehart and Cowden—A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the state from twenty-one years to eighteen years; providing for the submission of said amendment to the people for their approval or rejection at a special election to be held on the date of the next statewide primary election.

SENATE BILL NO. 1—By Ritzhaupt—An Act creating the Board of Regents of Oklahoma colleges as herein designated, providing for the appointment of its members, and fixing the powers, duties and compensation thereof; placing the management and control of certain state institutions in said Board of Regents of Oklahoma colleges; repealing conflicting laws; making Act severable; and declaring an emergency.

SENATE BILL NO. 2—By Nichols—An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this State, or at any special election held in any Congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms and details of procedure; providing penalties for violation of Act; making Act cumulative; repealing 26 O. S. 1941 §§ 324, 324a, 324b, 324c, 324d, 324e, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of Act severable; and declaring an emergency.

Senator Dacus, on behalf of the Committee on Mileage, submitted the following Report, which was adopted upon his motion:

Mr President: We, your Committee on Mileage Allowances for Senators, beg to submit herewith the following report. This report shows the name of each Senator, his place of residence, the number of his district, the distance in number of miles via reasonable passenger routes from place of residence to Oklahoma City, and the amount of mileage due thereon at the rate of Ten (10) Cents per mile each way.

NAME	ADDRESS	Dist. No.	Miles	Mileage
Dwight Leonard	Beaver	1	279.7	\$55.94
E. S. Collier	Taloga	2	151.4	30.28
A. E. Anderson	Elk City	2	123.2	24.64
E. P. Williams	Woodward	3	188.7	37.74
Henry W. Worthington	Mangum	4	137.9	27.58
Burr Speck	Altus	5	145.8	29.16
Byron Dacus	Gotebo	6	99.1	19.82
L. E. Wheeler	Weatherford	6	76.5	15.30
Bill Ginder	Cherokee	7	128.6	25.72
Floyd E. Carrier	Carrier	8	104.9	20.98
Charles B. Duffy	Ponca City	9	95.3	19.06
Sherman J. Trussel	Perry	10	62.4	12.48
Ray C. Jones	Stillwater	11	81.9	16.38
Louis H. Ritzhaupt	Guthrie	12	31.4	6.28
Boyd Cowden	Chandler	13	46.6	9.32
Mead Norton	Shawnee	13	36.9	7.38



Jim A. Rinehart	El Reno	14	26.9	5.38
Robert Burns	Okla. City	14	0.0	
Jack Neill	Chickasha	15	40.3	8.06
Theodore Pruett	Anadarko	15	58.7	11.74
E. B. Grennell	Okeene	16	85.6	17.12
Phil H. Lowery	Loco	17	107.3	21.46
Bill Logan	Lawton	17	88.8	17.76
Fred Chapman	Ardmore	18	100.2	20.04
J. C. Nance	Purcell	19	33.2	6.64
Homer Paul	Pauls Valley	19	55.0	11.00
Bayless Irby	Boswell	20	181.0	36.20
Clint Braden	Wilburton	21	151.5	30.30
Tom Anglin	Holdenville	22	75.1	15.02
Allen G. Nichols	Wewoka	23	68.2	13.64
Thomas D. Finney	Idabel	24	244.8	48.96
M. O. Counts	Hartshorne	25	134.3	26.86
Raymond Gary	Madill	26	124.7	24.94
Murrell H. Thornton	Muskogee	27	156.4	31.28
Roy White	Eufaula	27	148.4	29.68
Ray Fine	Gore	28	206.1	41.22
Craig O. Goodpaster	Vinita	29	180.8	36.16
Perry Porter	Miami	30	206.6	41.32
Clyde L. Sears	Tulsa	31	117.0	23.40
James A. Nevins	Okmulgee	32	126.1	25.22
H. Tom Brown	Claremore	33	142.9	28.58
Frank Mahan	Fairfax	34	116.4	23.28
Ferman Phillips	Atoka	35	132.9	26.58
Joe Bailey Cobb	Mill Creek	36	116.5	23.30

Respectfully submitted,  
DACUS, Chairman,  
WORTHINGTON,  
PRUETT.

#### MESSAGE

The following Message from the Governor was received and read:

To the Honorable Members  
Of the Senate and of  
The House of Representatives  
Twentieth Oklahoma Legislature  
Gentlemen:

Pursuant to Article 6, Section 33 of the Constitution,  
which provides:

"An account shall be kept by the officers and commissioners of the State of all moneys and choses in action disbursed or otherwise disposed of severally by them, from all sources, and for every service performed; and a report thereof shall be made semi-annually and as often as may be required by law, to the Governor, under oath."

I herewith submit the reports of the several officers and commissions of the State submitted to me at my request for your information and study, and the same are attached hereto.

By the Governor of  
The State of Oklahoma,  
ROB'T. S. KERR

(Seal)

ATTEST:

F. C. CARTER,

Secretary of State

By Katherine Manton

Ass't. Secretary of State

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules, at 1:30 p. m., tomorrow.



## SECOND LEGISLATIVE DAY

Wednesday, January 3, 1945.

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

Upon roll call, the following members were present.

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused on Account of Military Service: Fine, Neill, Phillips.—3.

The President declared a quorum present.

Prayer was offered by the Reverend Hiram C. Dawson, Oklahoma City, Pastor of the Capitol Hill Christian Church and President of the Capitol Hill Ministerial Alliance.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORT

The following Special Committee Report was submitted and adopted, upon motion of Senator Ritzhaupt:

Mr. President: We, your Special Committee to whom was referred the matter of seating arrangements of the State Senate

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the seats of the members of the Senate be selected in accordance with Rule 6 of the Senate Rules of the 1943 Legislative Session and recommend further that the mem-

bers of the minority party be seated at the six desks in the northwest corner of the Senate Chamber.

PAUL, Chairman  
WHEELER, Member  
CARRIER, Member

### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1—By McCarty and Weaver of the House and Paul and Jones of the Senate,

A Resolution relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the Office of the Secretary of State and for their preservation therein; and declaring an emergency,

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,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the rules of the Senate were suspended for the purpose of immediately considering Engrossed House Concurrent Resolution No. 1.

Engrossed House Concurrent Resolution No. 1 was read at length, as follows, and adopted, upon motion of Senator Finney:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1—By McCARTY and WEAVER, of the House; and PAUL and JONES, of the Senate.

A RESOLUTION RELATING TO THE ENROLLING OF BILLS AND RESOLUTIONS REFERRED TO IN SECTION 35, ARTICLE V OF THE CONSTITUTION OF



THE STATE OF OKLAHOMA; PROVIDING FOR THE FILING OF SUCH ENROLLED BILLS AND RESOLUTIONS IN THE OFFICE OF THE SECRETARY OF STATE AND FOR THEIR PRESERVATION THEREIN; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA, THE STATE SENATE CONCURRING THEREIN; THAT:

SECTION 1. Bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma, after their passage but before they are signed by the presiding officer of each House of the Legislature as provided in said section, shall be correctly enrolled in permanent ink on one hundred per cent rag content paper having a weight of not less than twenty-four pounds per ream by the use of a typewriter having not smaller than elite type. After said bills and resolutions have been duly signed by the presiding officer of each House of the Legislature, and after same have been either affirmatively or negatively approved by the Governor or passed over his objections as provided in Section 11, Article VI of the Constitution of the State of Oklahoma, they shall be filed in the office of the Secretary of State where they shall be preserved in a permanent book kept for that purpose.

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

## SECOND READING

The following Bills and Joint Resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 1—By Ritzhaupt—Referred to the Committee on Education.

SENATE BILL NO. 2—By Nichols—Referred to the Committee on Privileges and Elections.

SENATE JOINT RESOLUTION NO. 1—By Rinehart and Cowden—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

### COMMITTEE REPORT

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

Mr. President: We, your Committee on Committees, to whom was delegated the authority to select the standing Committees of the Senate, beg leave to report that we have completed our work and herewith submit a list of the standing Committees.

This report also includes the following recommendations. We recommend that the Committee on Erosion, Flood Control and Drainage be known as the Committee on Flood Control and Drainage, and that a new Committee be created, to be known as the Committee on Soil Conservation and Post War Planning. We further recommend that the Committee on Roads and Highways be hereafter known as the Committee on Roads, Highways and Aviation.

Respectfully submitted,

NANCE, Chairman

COBB

LOWERY

WHEELER

COWDEN

JONES

BRADEN

RINEHART

PRUETT

### AGRICULTURAL & VOCATIONAL EDUCATION

Dacus, Chairman

Worthington, Vice-Chairman

Anderson

Chapman

Irby

Carrier

### AGRICULTURE

Lowery, Chairman

Cobb, Vice-Chairman

Carrier

Jones

Worthington

Chapman

Leonard

Dacus

Collier

Thornton

Neill

Cowden

Trussel

Gary

Wheeler



# AMERICANISM, WAR EFFORT, FEDERAL RELATIONS & ACTIVITIES AND INTERSTATE COOPERATION

Norton, Chairman

Williams, Vice-Chairman

Braden

Burns

Counts

Cowden

Fine

Phillips

White

## APPROPRIATIONS

Thornton, Chairman

Leonard, Vice-Chairman

Anglin

Braden

Brown

Burns

Carrier

Chapman

Cobb

Counts

Duffy

Grennell

Gary

Goodpaster

Jones

Logan

Nance

Nichols

Norton

Phillips

Ritzhaupt

Wheeler

Worthington

Neill

## BANKS & BANKING

Collier, Chairman

Braden, Vice-Chairman

Brown

Counts

Cowden

Lowery

Mahan

Trussel

Williams

## CODE REVISION

Duffy, Chairman

Counts, Vice-Chairman

Braden

Pruett

Rinehart

## COMMERCE & LABOR

Braden, Chairman

Nevins, Vice-Chairman

Burns

Counts

Irby

Jones

Norton

Porter

Rinehart

Sears

CONGRESSIONAL & LEGISLATIVE REDISTRICTING

Speck, Chairman  
Sears, Vice-Chairman

Burns  
Cobb  
Cowden

Duffy  
Gary  
Mahan

Phillips  
Williams  
Worthington

CRIMINAL JURISPRUDENCE

White, Chairman  
Collier, Vice-Chairman

Braden  
Ginder

Leonard

Mahan

EDUCATION

Ritzhaupt, Chairman  
Gary, Vice-Chairman

Anderson  
Carrier  
Cobb  
Cowden  
Dacus  
Duffy

Fine  
Ginder  
Irby  
Jones  
Lowery  
Nance

Nevins  
Phillips  
Porter  
Speck  
Wheeler  
Worthington

EMPLOYMENT

White, Chairman  
Cobb, Vice-Chairman

Anderson  
Brown

Dacus  
Duffy

Ritzhaupt

ENROLLED & ENGROSSED BILLS

Dacus, Chairman  
Speck, Vice-Chairman

Finney

FLOOD CONTROL & DRAINAGE

Chapman, Chairman  
Nichols, Vice-Chairman

Cobb

Gary

Pruett

**SOIL CONSERVATION & POST WAR PLANNING**

Nichols, Chairman

Chapman, Vice-Chairman

Braden

Collier

Cowden

Ginder

Jones

Lowery

Speck

Williams

Worthington

**FEES & SALARIES**

Goodpaster, Chairman

Anderson, Vice-Chairman

Brown

Burns

Carrier

Dacus

Fine

Neill

Norton

**FISH & GAME**

Cobb, Chairman

Logan, Vice-Chairman

Braden

Chapman

Gary

Goodpaster

Irby

Jones

Mahan

Nevins

Porter

Rinehart

Wheeler

**HOSPITALS & CHARITIES**

Wheeler, Chairman

Counts, Vice-Chairman

Burns

Chapman

Dacus

Ginder

Goodpaster

Ritzhaupt

Williams

**INDIAN AFFAIRS**

Neill, Chairman

Collier, Vice-Chairman

Anglin

Fine

Nichols

Phillips

Thornton

**INITIATIVE & REFERENDUM**

Mahan, Chairman

Norton, Vice-Chairman

Duffy

Nevins



INSURANCE

Cowden, Chairman  
Jones, Vice-Chairman

Braden  
Brown  
Carrier

Goodpaster  
Irby  
Neill

Speck  
Thornton  
Williams

JUDICIAL REDISTRICTING

Anglin, Chairman  
White, Vice-Chairman

Lowery  
Mahan

Neill  
Norton

Rinehart

JUDICIARY NO. 1

Pruett, Chairman  
Counts, Vice-Chairman

Duffy  
Logan

Nichols  
Rinehart

White

JUDICIARY NO. 2

Burns, Chairman  
Braden, Vice-Chairman

Anglin  
Collier

Ginder  
Leonard

Porter

LEGAL ADVISORY

Duffy, Chairman  
Burns, Vice-Chairman

Counts

Finney

Pruett

LIVESTOCK & TENANT FARMING

Fine, Chairman  
Chapman, Vice-Chairman

Brown

Cobb

Lowery



**MANUFACTURING & INDUSTRY**

Porter, Chairman

Thornton, Vice-Chairman

Brown  
BurnsNorton  
SearsSpeck  
Williams**MILITARY AFFAIRS**

Nevins, Chairman

Fine, Vice-Chairman

Cowden  
LoganNeill  
Phillips

Ritzhaupt

**MINES & MINING**

Braden, Chairman

Porter, Vice-Chairman

Counts

Nevins

Phillips

**MUNICIPAL CORPORATIONS**

Sears, Chairman

Neill, Vice-Chairman

Anderson

Duffy

Ginder

**OIL & GAS**

Jones, Chairman

Burns, Vice-Chairman

Carrier  
Chapman  
Cobb  
Collier  
CowdenLeonard  
Lowery  
Nance  
Nichols  
NortonPruett  
Rinehart  
Sears  
White  
Mahan**PENAL INSTITUTIONS**

Counts, Chairman

Worthington, Vice-Chairman

Dacus  
GrennellNevins  
NortonPhillips  
Trussel

PRIVATE CORPORATIONS

Brown, Chairman  
Anglin, Vice-Chairman

Burns	Trussel	White
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PRIVILEGES & ELECTIONS

Logan, Chairman  
Nichols, Vice-Chairman

Gary	Ginder	Rinehart
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PROHIBITION ENFORCEMENT

Ginder, Chairman  
Nevins, Vice-Chairman

Anglin	Goodpaster	Wheeler
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PUBLIC BUILDINGS

Carrier, Chairman  
Brown, Vice-Chairman

Grennell	Nevins	Nichols
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PUBLIC HEALTH & WELFARE

Irby, Chairman  
Collier, Vice-Chairman

Braden	Grennell	Rinehart
Burns	Irby	Wheeler
Fine	Norton	Ritzhaupt
Gary	Phillips	

PUBLIC PRINTING

Logan, Chairman  
Leonard, Vice-Chairman

Ginder

PUBLIC SAFETY

Phillips, Chairman  
Irby, Vice-Chairman

Goodpaster	Jones	Ritzhaupt
Grennell	Norton	Trussel

## PUBLIC SERVICE CORPORATIONS

Counts, Chairman  
Cowden, Vice-Chairman

Lowery	Nichols	Sears
Mahan	Porter	

## RETRENCHMENT &amp; REFORM

Anglin, Chairman  
Lowery, Vice-Chairman

Anderson	Nevins	White
Chapman	Trussel	

## REVENUE, TAXATION AND CONSTITUTIONAL AMENDMENTS

Nance, Chairman  
Lowery, Vice-Chairman

Anderson	Collier	Leonard
Braden	Counts	Logan
Brown	Cowden	Nichols
Duffy	Gary	Pruett
Chapman	Ginder	Rinehart
Cobb	Jones	Wheeler

## ROADS, HIGHWAYS AND AVIATION

Rinehart, Chairman  
Pruett, Vice-Chairman

Braden	Dacus	Nance
Brown	Gary	Wheeler
Chapman	Ginder	Nichols
Cobb	Jones	Logan
Collier	Leonard	Goodpaster
Cowden	Lowery	

## RULES &amp; PROCEDURE

Finney, Chairman  
Rinehart, Vice-Chairman

Nance	Norton	Paul
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**SOCIAL SECURITY**

Worthington, Chairman  
Thornton, Vice-Chairman

Burns	Goodpaster	Nevins
Dacus	Irby	Phillips
Fine	Neill	Speck

**SCHOOL LANDS**

Leonard, Chairman  
Anderson, Vice-Chairman

Carrier	Lowery	Wheeler
Collier	Rinehart	

**SENATE & LEGISLATIVE AFFAIRS**

Paul, Chairman  
Rinehart, Vice-Chairman

Jones	Lowery	Nance
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**STATE & COUNTY AFFAIRS**

Anderson, Chairman  
Brown, Vice-Chairman

Burns	Goodpaster	Trussel
Cowden	Grennell	Nevins
Duffy	Ritzhaupt	

**VETERANS' AFFAIRS**

Cowden, Chairman  
Logan, Vice-Chairman

Carrier	Irby	Rinehart
Cobb	Jones	Ritzhaupt
Counts	Lowery	Speck
Duffy	Neill	Thornton
Fine	Nevins	Wheeler
Finney	Phillips	White
Grennell	Porter	Williams

Senator Paul moved that Senator Gary be designated Assistant Floor Leader of the Senate for the 20th Legislative session, which motion was seconded by Senator Finney.

Senator Braden moved nominations cease for the position of Assistant Floor Leader of the Senate and that Senator Gary be elected by acclamation, which motion prevailed.

The vote occurring on the Paul motion, it was unanimously adopted and Senator Gary was declared the Assistant Floor Leader of the Senate for the present session of the legislature, following which he thanked the Senate for the designation.

As a result of the adoption of the Special Committee Report, having to do with the permanent seating arrangement of the individual members, the Senate proceeded as directed.

By unanimous consent, Senator Jones was recognized and presented Gavels to the Senate, to its President and to President Pro Tempore Paul, made by the Industrial Arts Department of Oklahoma A. & M. College, Stillwater.

President Pro Tempore Paul presiding.

#### FIRST READING

By unanimous consent, the following Bills and Joint Resolution were introduced and read for the first time:

SENATE BILL NO. 3—By Burns—An Act providing that any person serving in any capacity in a regularly constituted fire department of a city or town of this state who shall become physically or mentally disabled as provided in 11 O. S. 1941 § 365, or be confined to any hospital or to his bed as provided in 11 O. S. 1941 § 367, or shall lose his life as provided in 11 O. S. 1941, § 368, regardless as to whether said disability, confinement, or loss of life was occasioned in fighting and/or preventing fires or in carrying out any order or direction of the chief or acting chief of said department in relation to the saving or preserving of life or property, shall be entitled to all of the benefits authorized by said sections; and declaring an emergency

SENATE BILL NO. 4—By Burns—An Act vitalizing Section 41, Article 5 of the Constitution of the State of Oklahoma; authorizing any city covered by Act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this state relating to the payment of pensions to said firemen and to make annual



appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the firemen's relief and pension fund of the city and expended by the board of trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this state relating to the payment of pensions to meritorious and disabled firemen; providing procedure therefor; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 2—By Nichols—  
A Joint Resolution proposing an amendment to the Constitution of Oklahoma relating to the conservation of the top soil, timber, water and grasses of the state as natural resources; designating said amendment as Section 4, Article XVI, Oklahoma Constitution, and providing for the submission of said amendment to a vote of the people.

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules.



**THIRD LEGISLATIVE DAY****Thursday, January 4, 1945.**

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Excused: Collier, Logan, Lowery, Mahan, Sears.—5.

Excused on account of Military Service: Fine, Neill, Phillips.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

**COMMUNICATION**

The following Communication was received and read

January 3, 1945

To The Honorable Senate  
Twentieth Oklahoma Legislature  
Oklahoma City 5, Oklahoma

Gentlemen:

On behalf of the Oklahoma State Regents for Higher Education, and in compliance with provisions of Oklahoma Statutes 1941, Title 70, Paragraphs 1971-1991, we beg to transmit herewith the Consolidated Budget Recommendations of the State institutions of higher learning of The Oklahoma State System of Higher Education for the biennium 1945-47.

The Oklahoma State Regents for Higher Education respectfully request your consideration of the needs of these institutions as presented for the coming biennium, and the Regents stand ready at your invitation to provide the Legislature and its appropriate committees with any and all substantiating details required by your members at any time.

Respectfully submitted,

(Signed) M. A. NASH, Chancellor, for  
the Oklahoma State Regents  
for Higher Education.

JOHN H. KANE, Chairman.  
JOHN ROGERS, Secretary.

Upon motion of Senator Ritzhaupt, the following Budget Recommendations of the Oklahoma State Regents for Higher Education, were ordered printed in the record and 200 additional copies for the use of the Senate:

OKLAHOMA STATE REGENTS FOR HIGHER  
EDUCATION

Budget Recommendations  
For the 1945-47 Biennium

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TO HIS EXCELLENCY THE HONORABLE  
ROBERT S. KERR

Governor of The State of Oklahoma  
and to the

TWENTIETH LEGISLATURE OF OKLAHOMA

---

December 18, 1944

To His Excellency the Governor, and  
To the Twentieth Oklahoma Legislature.

In keeping with the provisions of the law, C. O. S., Title 70, Paragraphs 1971-1991, the Oklahoma State Regents for Higher Education beg to present herewith the consolidated budget needs and requests for the constituent institutions of The Oklahoma State System of Higher Edu-



cation, for the biennium beginning July 1, 1945, and ending June 30, 1947.

In the consolidated budget, itemized by institutions and purposes, the Regents have undertaken to indicate not only the amounts requested from State appropriations, but also the total amounts contemplated by the institutions. This plan includes consideration of all funds derived by the institution for educational and general purposes from all sources.

While State appropriated funds constitute a major part of the budget, the total cost of operating an institution necessarily includes all institutional funds derived from all sources such as student fees, revolving funds and Federal supplements. Both State and other funds are shown in the budget breakdown summaries. The Regents feel that this complete information is necessary since total funds available, properly to educate the youth of the State, must be considered in planning education programs at the institutions.

The total operational needs are presented for an educational program for Oklahoma college students which will meet the requirements of accepted practices throughout the Nation, as judged by the institutions, boards of control, and the Regents. These needs are on the basis of pre-war enrollments expected to materialize before the end of the biennium. It is important that these funds be made available if our youth is to have the educational opportunities to which Americans in general believe they are entitled.

It is believed that the bottom has been reached in enrollment over the Nation. The Federal Education Office in Washington has estimated that for the current year an increase upwards to 15 per cent in enrollment is expected over figures of a year ago. In Oklahoma enrollments for October 15, 1944, were 29 per cent over the second semester last year and 20 per cent over October 15th a year ago.

Future needs, within two years and more, include educational facilities for the normal flow of youth coming up each year from the high schools, plus a tremendous backlog of young people returning from active war service and from various kinds of war work. Not all of either group



will attend college. However, the Veterans' Administration reports that out of an estimated 5,000,000 who will be eligible to attend college in the United States under Public Law 346, there will be 100,000 Oklahomans. If one-tenth of these enroll in Oklahoma, the number would be 10,000 additional students. On the basis of one instructor for each 20 students, 500 instructors would be thus involved. Provisions must be made for these veterans in addition to an expected enrollment of regular students which will exceed prewar figures.

One function of the colleges is to prepare teachers for the public schools. In 1941 the State issued 4500 life certificates to teach. In 1944 only 1600 were issued. The supply of well trained public school teachers is not sufficient to meet demands now. The situation is serious. The implications as to the supply for next few years are highly important.

Standards must be maintained for higher education in Oklahoma at least on a level with standards in other and comparable states. Oklahoma must acquire and hold the educational respect of the Nation. To do this competent instruction, efficient administration, adequate libraries and laboratories, and necessary facilities are needed. Salaries of teachers must be adequate. The teacher student ratio of less than 20 to 1 is important. Qualified professors must be induced to remain in Oklahoma. We cannot afford less than accredited institutions. These and many other considerations enter into budget determinations.

The 1945-47 budget for The Oklahoma State System of Higher Education is presented in three separate parts:

1. The Operations Budget: For 1945-46 \$7,760,899; for 1946-47 \$8,016,899.
  2. Library Books and Periodicals, Equipment, and Foundation Livestock requests; nonfiscal, totals for the biennium (a) Library Books, etc. \$196,000; (b) Equipment \$482,000; (c) Foundation Livestock \$34,500.
  3. Buildings and other special capital items \$5,000,000.
1. The *Operations Budget* includes those items which are absolutely necessary in all years, in prosperous or other

times, and with normal or abnormal enrollments. The individual items in this part of the budget include: salaries and wages, maintenance, communication, travel, heat-light-power and water, repairs to buildings, and repairs to equipment.

The Regents strongly recommend that salary schedules in our colleges be improved to the extent that they will be more comparable with those of institutions of higher learning in other states. Oklahoma must secure and retain qualified faculty members to teach Oklahoma students.

It will be observed, therefore, that the salaries and wages items account for the major increases in the Operations Budget requests. Furthermore, nearly one million of the total is considered as being in the nature of contingent salaries for each year. It will not be expended until increased enrollments require enlarged instructional staffs.

It will be observed that all other items in the Operations Budget are based on actual past expenditures as shown by seven year averages which are available for study as budgets are considered by the Legislature.

It is also to be noted that almost one-third, or \$2,826,-370 of the Operations Budget for the entire State System would go to the University Medical School, the University Hospital, the Crippled Children's Hospital, the Geological Survey, the A. and M. Experiment Station and Extension Division. Of these six agencies whose budgets are charged against the cost of higher education, only the Medical School is strictly a teaching division, and less than 300 students are served annually in this one institution.

2. Requests for Library Books and Periodicals, Equipment, and Foundation Livestock have been excluded from the Operations Budget for the following reasons:

It is believed that if appropriations are made for Library Books and Periodicals, as requested, and the Regents are authorized to establish adequate Library fees at each institution, there will be little or no further need for State funds for this purpose in future years.

With reference to Foundation Livestock, it is believed that if requests for this item are appropriated those institutions interested will be able to maintain and add to their livestock programs without further help from the State.



In the matter of Equipment for institutions, the Regents believe it would be economical and in the best interests of the State if a nonfiscal appropriation were made early in the session in order that the institutions might participate in the purchase of surplus equipment and materials which are already being disposed of by the Federal government in increasing amounts from day to day.

Such an appropriation for Equipment should be made available as early as possible and should be nonfiscal. It is the opinion of the Regents that appropriations for Library Books and Periodicals, and for Foundation Livestock should also be made available early and on a nonfiscal basis.

3. In recommending a building program at Oklahoma colleges, needs of each institution have been carefully weighed in the light of the present and future functions of each unit of the State System. Great needs exist at the two major institutions, at the four year colleges, and at the two year institutions. They will all undoubtedly bear a burden of great increases in enrollment in the post war period. It will not be possible to care for needs of students at these institutions without a substantial building program. There is little doubt in the minds of all educators that enrollments will expand as the war continues toward its conclusion. While very great needs exist at the major institutions, it is not to be construed that buildings are not needed at the smaller institutions, since improvements on the campuses of all colleges are needed in order for these institutions properly to serve the expected student load.

Two years hence, with enrollments up to expectations on each campus, the needs will be more apparent and clearer than they are even now. In normal prewar years 28,000 college students were enrolled annually in Oklahoma.

No actual construction of buildings appears possible immediately due to war conditions. The actual and the potential needs for buildings, however, are quite clear. We should not delay plans any longer. If Oklahoma retains and operates the institutions the needs must be met in order to maintain educational respect for the State.

The building programs recommended for the coming biennium are moderate in amount compared with projects contemplated in other states as disclosed in reports avail-



able, in published programs, and in studies made. Furthermore, other progressive states have carried on substantial building programs during the last 15 years while Oklahoma has not. As a consequence, our institutions need a larger building program now.

If, in the judgment of the Legislature, it is impossible for the State to meet full building needs at the present time, it is recommended that the Legislature authorize the institutions and the Regents and administrative boards to make use of any Federal funds to be available. In this way the real needs may be met.

The Regents have considered the actual needs of the institutions in the light of their functions, and can only present these needs. The amounts of funds made available to meet these needs will be determined by the Legislature, of course.

It is recommended that unencumbered amounts of the Building appropriations made by the Eighteenth and Nineteenth Legislatures again be extended for another biennium since due to war restrictions it has not been possible to carry out some of these planned programs.

Respectfully submitted,

Oklahoma State Regents for Higher Education.  
John Kane, Chairman  
John Rogers, Secretary.

By: M. A. Nash,  
Chancellor for the Regents.

#### 1945-47 CONSOLIDATED BUDGET REQUESTS

Submitted by the Oklahoma State Regents for Higher  
Education

For The Oklahoma State System of Higher Education

**TO THE GOVERNOR AND TWENTIETH LEGISLATURE**  
**In Compliance with Title 70, Sections 1971-1991, Oklahoma**  
**Statutes 1941**

**Requested from State Appropriations**  
**Biennium**

	1945-46	1946-47	Total
1. For the Operations Budgets	\$7,760,899	\$8,016,899	\$15,777,798
2. For Books and Periodicals		Nonfiscal	196,000
3. For Equipment		Nonfiscal	482,000
4. For Buildings and Special Capital Items		Nonfiscal	5,000,000
5. For Foundation Livestock			34,500
Grand Total From State Funds for Biennium-----			\$21,490,298

Note: In addition to the State appropriations requested for the Operations Budgets above, the institutions would expend \$3,954,200 from other funds not State appropriated.

6. Extension of Certain Unincumbered 1943 appropriations for Building and Capital Items, (HB74 - HCR9; SB180 - HCR22; HB439-HCR22; SB86-HCR22) — (estimated) \$1,099,325



**SUMMARY OF BUDGET REQUESTS FROM STATE FUNDS—FOR THE 1945-47 BIENNium**

	Operations Budget	1946-47	& Periodicals for Biennium	for the Biennium	Livestock for Biennium
University of Oklahoma	\$1,899,885	\$1,989,885	\$ 45,000	\$125,000	
Medical School	236,640	238,640	3,000	4,000	
University Hospital	765,580	767,580		15,000	
Geological Survey	57,200	58,200		10,000	12,000
Oklahoma A. and M. College	1,794,000	1,884,000	45,000	125,000	
A. and M. Experiment Sta.	445,500	449,500		20,000	
A. and M. Extension Div.	403,850	413,850		2,000	
Oklahoma College for Women	198,300	203,300	12,000	15,000	4,500
Panhandle A. and M. College	115,640	118,640	7,000	10,000	4,000
Langston University	210,460	215,460	4,000	15,000	
Central State College	186,220	191,220	9,000	17,000	
East Central State College	188,560	193,560	9,000	15,000	
Northeastern State College	165,212	181,172	9,000	15,000	
Northwestern State College	185,850	190,850	11,000	15,000	
Southeastern State College	168,600	173,600	9,000	15,000	
Southwest Institute of Technology	83,730	90,730	9,000	7,000	3,500
Cameron State Agricultural College	80,460	82,460	3,000	7,000	3,500
Connors State Agricultural College	80,720	82,720	4,000	7,000	3,500
Eastern Oklahoma A. and M.	82,740	84,740	4,000	7,000	
Murray State School of Agriculture	80,210	82,210	4,000	7,000	
Northeastern Oklahoma A. and M.	79,200	81,200	3,000	7,000	
Northern Oklahoma Junior	71,170	73,170	3,000	7,000	
Oklahoma Military Academy					
TOTAL	\$7,760,899	\$8,016,899	\$196,000	\$482,000	\$34,500
					Parents are shown on pages

**BUILDINGS:** Building and Special Capital Item needs as judged by the Regents are shown on pages 34 to 37. However, in keeping with expected revenue of the State available for the 1945-47 biennium the Regents recommend that a total building program of only \$5,000,000 for the biennium be provided the Oklahoma State System of Higher Education. This sum when added to the totals indicated above makes a grand total for the biennium of \$21,490,298.

Extension of Certain Unincumbered 1943 Appropriations for Building and Capital Items (HB 74-HCR 9; SB 180-HCR 22; HB 439-HCR 22; SB 86-HCR 22)—(Estimated) \$1,099,325.



### REQUESTS FOR LIBRARY BOOKS AND PERIODICALS 1945-47

University of Oklahoma	\$ 45,000
Medical School	3,000
Oklahoma A. and M. College	45,000
Oklahoma College for Women	12,000
Panhandle A. and M. College	7,000
Langston University	4,000
Central State College	9,000
East Central State College	9,000
Northeastern State College	9,000
Northwestern State College	11,000
Southeastern State College	9,000
Southwestern Institute of Technology	9,000
Cameron State Agricultural College	3,000
Connors State Agricultural College	4,000
Eastern Oklahoma A. and M. College	4,000
Murray State School of Agriculture	3,000
Northeastern Oklahoma A. and M. College	4,000
Northern Oklahoma Junior College	3,000
Oklahoma Military Academy	3,000
<b>Total</b>	<b>\$196,000</b>

The Regents recommend that libraries in Oklahoma institutions be improved more in keeping with comparable institutions in other states. The above recommendations, in the opinion of the Regents, will accomplish this.

At the same time, the Regents recommend that the Legislature authorize the Regents to adjust library fees in keeping with practices in accredited institutions of other states. This would enable each institution to maintain its library in good standing with little or no additional help from State funds in the future.

### REQUESTS FOR EQUIPMENT 1945-47

University of Oklahoma	\$125,000
Medical School	4,000
University Hospitals	15,000
Geological Survey	10,000
Oklahoma A. and M. College	125,000
Experiment Station	20,000
Extension Division	2,000

Oklahoma College for Women	15,000
Panhandle A. and M. College	10,000
Langston University	15,000
Central State College	17,000
East Central State College	15,000
Northeastern State College	15,000
Northwestern State College	15,000
Southeastern State College	15,000
Southwestern Institute of Technology	15,000
Cameron State Agricultural College	7,000
Connors State Agricultural College	7,000
Eastern Oklahoma A. and M. College	7,000
Murray State School of Agriculture	7,000
Northeastern Oklahoma A. and M. College	7,000
Northern Oklahoma Junior College	7,000
Oklahoma Military Academy	7,000
Total	\$482,000

The Regents recommend that an appropriation for Equipment be made as early in the session as possible in order that institutions may participate in the purchase of federal surplus property. Much of this material is being sold for less than half the original cost, thereby offering considerable economy to the State. Increasing quantities of surplus goods are expected to be made available by the government during the biennium.

#### REQUESTS FOR FOUNDATION LIVESTOCK 1945-47

Oklahoma A. and M. College	\$12,000
Panhandle A. and M. College	4,500
Langston University	4,000
Cameron State Agricultural College	3,500
Connors State Agricultural College	3,500
Eastern Oklahoma A. and M. College	3,500
Murray State School of Agriculture	3,500
Total	\$34,500

In the past few years emphasis has been placed on livestock quantity production. It is now necessary that improved breeding studies be continued to a greater extent. It is understood that no additional State appropriations will be necessary in future years if the present needs can be met.



## 1945-47 BUDGET NEEDS

## UNIVERSITY OF OKLAHOMA—NORMAN

1. For the *Operations Budget* ·

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$1,870,385	\$1,960,385
(b) Maintenance -----	250,000	250,000
(c) Communication -----	20,000	20,000
(d) Travel -----	15,000	15,000
(e) Heat, Light, Power & Water	17,500	17,500
(f) Repairs to Buildings-----	40,000	40,000
(g) Repairs to Equipment-----	12,000	12,000
Total Operations Budget-----	\$2,224,885	\$2,314,885
Needed from State funds 1945-46-----		\$1,899,885
Needed from State funds 1946-47-----		1,989,885
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$3,889,770
To be used each year from Other Funds, not State Appropriated Funds \$325,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal)-----Page 34
5. For *Foundation Livestock* (non fiscal) ----Page None



## 1945-47 BUDGET NEEDS

## UNIVERSITY MEDICAL SCHOOL—OKLAHOMA CITY

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs Total Needs	
	1945-46	1946-47
(a) Salaries and Wages-----	\$ 253,240	\$ 255,240
(b) Maintenance -----	20,000	20,000
(c) Communication -----	1,500	1,500
(d) Travel -----	1,000	1,000
(e) Heat, Light Power & Water	2,400	2,400
(f) Repairs to Buildings-----	2,000	2,000
(g) Repairs to Equipment-----	1,500	1,500
Total Operations Budget-----	\$ 281,640	\$ 283,640
Needed from State funds 1945-46-----	\$ 236,640	
Needed from State funds 1946-47-----		238,640
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$ 475,280	

To be used each year from Other Funds,  
not State Appropriated Funds \$45,000.

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 35
5. For *Foundation Livestock* (non fiscal) -----Page None

## 1945-47 BUDGET NEEDS

## UNIVERSITY HOSPITALS—OKLAHOMA CITY

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$ 562,580	\$ 564,580
(b) Maintenance -----	220,000	220,000
(c) Communication -----	7,500	7,500
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	23,000	23,000
(f) Repairs to Buildings-----	6,500	6,500
(g) Repairs to Equipment-----	5,500	5,500
Total Operations Budget-----	\$ 825,580	\$ 827,580
Needed from State funds 1945-46-----	\$ 765,580	
Needed from State funds 1946-47-----		767,580
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$1,533,160	

To be used each year from Other Funds,  
not State Appropriated Funds \$60,000.

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page None
3. For *Equipment* (non fiscal)-----Page 8
4. For *Buildings and Other Special  
Capital Item* (non fiscal) -----Page 35
5. For *Foundation Livestock* (non fiscal)-----Page None



1945-47 BUDGET NEEDS  
GEOLOGICAL SURVEY—NORMAN

1. For the *Operations Budget*

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$ 37,000	\$ 38,000
(b) Maintenance -----	15,000	15,000
(c) Communication -----	400	400
(d) Travel -----	3,500	3,500
(e) Heat, Light, Power & Water	500	500
(f) Repairs to Buildings-----	300	300
(g) Repairs to Equipment-----	500	500
Total Operations Budget-----	\$ 57,200	\$ 58,200
Needed from State funds 1945-46-----	\$ 57,200	
Needed from State funds 1946-47-----		58,200
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$ 115,400	

ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page None
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special  
Capital Items* (non fiscal) -----Page None
5. For *Foundation Livestock* (non fiscal) -----Page None



## 1945-47 BUDGET NEEDS

## OKLAHOMA A. AND M. COLLEGE—STILLWATER

1. For the *Operations Budget*

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$1,773,000	\$1,863,000
(b) Maintenance -----	239,000	239,000
(c) Communication -----	20,000	20,000
(d) Travel -----	25,000	25,000
(e) Heat, Light, Power and Water -----	85,000	85,000
(f) Repairs to Buildings-----	40,000	40,000
(g) Repairs to Equipment-----	12,000	12,000
Total Operations Budget-----	\$2,194,000	\$2,284,000
Needed from State funds 1945-46-----		\$1,794,000
Needed from State funds 1946-47-----		1,884,000
Total needs from State funds for Biennium for <i>Operations</i> -----		\$3,678,000
To be used each year from Other Funds, not State Appropriated Funds, \$400,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special  
Capital Items* (non fiscal) -----Page 34
5. For *Foundation Livestock* (non fiscal) -----Page None

## 1945-47 BUDGET NEEDS

## A. AND M. EXPERIMENT STATION—STILLWATER

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$376,000	\$380,000
(b) Maintenance -----	301,000	301,000
(c) Communication -----	2,000	2,000
(d) Travel -----	12,000	12,000
(e) Heat, Light, Power & Water	2,000	2,000
(f) Repairs to Buildings-----	9,500	9,500
(g) Repairs to Equipment-----	3,000	3,000
Total Operations Budget-----	\$705,500	\$709,500
Needed from State funds 1945-46-----		\$445,500
Needed from State funds 1946-47-----		449,500
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$895,000
To be used each year from Other Funds, not State Appropriated Funds \$260,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page None
3. For *Equipment* (non fiscal)-----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal)-----Page None
5. For *Foundation Livestock* (non fiscal)-----Page None



## 1945-47 BUDGET NEEDS

## A. AND M. EXTENSION DIVISION—STILLWATER

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$851,700	\$861,700
(b) Maintenance -----	16,000	16,000
(c) Communication -----	3,000	3,000
(d) Travel -----	82,000	82,000
(e) Heat, Light, Power & Water	2,000	2,000
(f) Repairs to Buildings-----	750	750
(g) Repairs to Equipment-----	1,000	1,000
Total Operations Budget-----	\$956,450	\$966,450
Needed from State funds 1945-46-----		\$403,850
Needed from State funds 1946-47-----		413,850
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$817,700
To be used each year from Other Funds, not State Appropriated Funds \$552,600.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page None
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special  
Capital Items* (non fiscal) -----Page None
5. For *Foundation Livestock* (non fiscal) -----Page None



## 1945-47 BUDGET NEEDS

## OKLAHOMA COLLEGE FOR WOMEN—CHICKASHA

1. For the *Operations Budget*.

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$198,300	\$203,300
(b) Maintenance -----	10,500	10,500
(c) Communication -----	2,000	2,000
(d) Travel -----	1,200	1,200
(e) Heat, Light, Power & Water	8,300	8,300
(f) Repairs to Buildings-----	4,500	4,500
(g) Repairs to Equipment ----	1,500	1,500
Total Operations Budget-----	\$226,300	\$231,300
Needed from State funds 1945-46-----		\$198,300
Needed from State funds 1946-47-----		203,300
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$ 401,600
To be used each year from Other Funds, not State Appropriated funds \$28,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 35
5. For *Foundation Livestock* (non fiscal) ----Page None

## 1945-47 BUDGET NEEDS

## PANHANDLE A. AND M. COLLEGE—GOODWELL

1. For the *Operations Budget*

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$100,740	\$103,740
(b) Maintenance -----	20,400	20,400
(c) Communication -----	1,200	1,200
(d) Travel -----	800	800
(e) Heat, Light, Power & Water	7,000	7,000
(f) Repairs to Buildings-----	3,500	3,500
(g) Repairs to Equipment ----	2,000	2,000
Total Operations Budget-----	\$135,640	\$138,640
Needed from State funds 1945-46-----		\$115,640
Needed from State funds 1946-47-----		118,640
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$234,280
To be used each year from Other Funds, not State Appropriated funds \$20,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 35
5. For Foundation Livestock (non fiscal) -----Page 9

**1945-47 BUDGET NEEDS**  
**LANGSTON UNIVERSITY—LANGSTON**

**1. For the Operations Budget:**

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$200,960	\$205,960
(b) Maintenance -----	11,000	11,000
(c) Communication -----	2,000	2,000
(d) Travel -----	2,500	2,500
(e) Heat, Light, Power & Water	17,500	17,500
(f) Repairs to Buildings-----	5,000	5,000
(g) Repairs to Equipment -----	1,500	1,500
<b>Total Operations Budget -----</b>	<b>\$240,460</b>	<b>\$245,460</b>
<b>Needed from State funds 1945-46-----</b>	<b>\$210,460</b>	
<b>Needed from State funds 1946-47-----</b>	<b>215,460</b>	
<b>Total needs from State funds for the</b>		
<b>Biennium for Operations -----</b>		<b>\$425,920</b>
To be used each year from Other Funds, not State Appropriated funds, \$30,000.		

**ADDITIONAL NEEDS FROM STATE FUNDS**

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 35
5. For *Foundation Livestock* (non fiscal) -----Page 9



## 1945-47 BUDGET NEEDS

## CENTRAL STATE COLLEGE—EDMOND

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$ 189,720	\$ 194,720
(b) Maintenance -----	10,500	10,500
(c) Communication -----	1,800	1,800
(d) Travel -----	1,200	1,200
(e) Heat, Light, Power & Water	5,500	5,500
(f) Repairs to Buildings-----	4,500	4,500
(g) Repairs to Equipment-----	1,500	1,500
Total Operations Budget -----	\$ 214,720	\$ 219,720
Needed from State Funds 1945-46-----	\$ 186,220	
Needed from State funds 1946-47-----	191,220	
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$ 377,440	
To be used each year from Other Funds, not State appropriated funds, \$28,500.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 36
5. For *Foundation Livestock* (non fiscal) -----Page None

## 1945-47 BUDGET NEEDS

## EAST CENTRAL STATE COLLEGE—ADA

1. For the *Operations Budget*.

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$ 190,260	\$ 195,260
(b) Maintenance -----	11,000	11,000
(c) Communication -----	2,000	2,000
(d) Travel -----	1,800	1,800
(e) Heat, Light, Power & Water	7,000	7,000
(f) Repairs to Buildings-----	4,500	4,500
(g) Repairs to Equipment-----	1,500	1,500
Total Operations Budget -----	\$ 218,060	\$ 223,060
Needed from State funds 1945-46-----	\$	188,560
Needed from State funds 1946-47-----		193,560
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$	382,120
To be used each year from Other Funds, not State Appropriated Funds, \$29,500.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 36
5. For *Foundation Livestock* (non fiscal) -----Page None

## 1945-47 BUDGET NEEDS

## NORTHEASTERN STATE COLLEGE—TAHLEQUAH

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$ 176,172	\$ 181,172
(b) Maintenance -----	11,000	11,000
(c) Communication -----	2,000	2,000
(d) Travel -----	2,000	2,000
(e) Heat, Light, Power & Water	7,000	7,000
(f) Repairs to Buildings -----	4,500	4,500
(g) Repairs to Equipment -----	1,500	1,500
Total Operations Budget -----	\$ 204,172	\$ 209,172
Needed from State funds 1945-46-----		\$ 176,172
Needed from State funds 1946-47-----		181,172
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$ 357,344
To be used each year from Other Funds, not State Appropriated Funds,	\$28,000.	

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non-fiscal) ----- Page 7
3. For *Equipment* (non fiscal) ----- Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) ----- Page 36
5. For *Foundation Livestock* (non fiscal) ----- Page None



## 1945-47 BUDGET NEEDS

## NORTHWESTERN STATE COLLEGE—ALVA

## 1. For the Operations Budget:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$ 164,012	\$ 169,012
(b) Maintenance -----	8,000	8,000
(c) Communication -----	1,500	1,500
(d) Travel -----	1,200	1,200
(e) Heat, Light, Power & Water	4,500	4,500
(f) Repairs to Buildings -----	4,500	4,500
(g) Repairs to Equipment -----	1,500	1,500
Total Operations Budget -----	\$ 185,212	\$ 190,212
Needed from State funds 1945-46-----	\$ 165,212	
Needed from State funds 1946-47-----		170,212
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$ 335,424	
To be used each year from Other Funds, not State Appropriated Funds, \$20,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 36
5. For *Foundation Livestock* (non fiscal) -----Page None

## 1945-47 BUDGET NEEDS

## SOUTHEASTERN STATE COLLEGE—DURANT

1. For the *Operations Budget*:

From State and All Other Funds  
Total Needs Total Needs  
1945-46 1946-47

(a) Salaries and Wages -----	\$ 188,050	\$ 193,050
(b) Maintenance -----	10,000	10,000
(c) Communication -----	2,000	2,000
(d) Travel -----	2,500	2,500
(e) Heat, Light, Power & Water	6,300	6,300
(f) Repairs to Buildings -----	4,500	4,500
(g) Repairs to Equipment -----	1,500	1,500

Total Operations Budget ----- \$ 214,850    \$ 219,850

Needed from State funds 1945-46 ----- \$ 185,850

Needed from State funds 1946-47 ----- 190,850

Total needs from State funds for  
the Biennium for *Operations* ----- \$ 376,700

To be used each year from Other Funds,  
not State Appropriated Funds, \$29,000.

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) ----- Page 7
3. For *Equipment* (non fiscal) ----- Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) ----- Page 36
5. For *Foundation Livestock* (non fiscal) ----- Page None

## 1945-47 BUDGET NEEDS

SOUTHWESTERN INSTITUTE OF TECHNOLOGY—  
WEATHERFORD1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$ 166,500	\$ 171,500
(b) Maintenance -----	9,000	9,000
(c) Communication -----	1,600	1,600
(d) Travel -----	1,500	1,500
(e) Heat, Light, Power & Water	6,000	6,000
(f) Repairs to Buildings -----	4,500	4,500
(g) Repairs to Equipment -----	1,500	1,500
	<hr/>	<hr/>
Total Operations Budget -----	\$ 190,600	\$ 195,600
Needed from State funds 1945-46-----		\$ 168,600
Needed from State funds 1946-47-----		173,600
		<hr/>
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$ 342,200
To be used each year from Other Funds, not State Appropriated Funds \$22,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 36
5. For *Foundation Livestock* (non fiscal) ----Page None



## 1945-47 BUDGET NEEDS

CAMERON STATE AGRICULTURAL COLLEGE—  
LAWTON1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages-----	\$78,580	\$80,580
(b) Maintenance -----	13,900	13,900
(c) Communication -----	750	750
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	6,000	6,000
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment ----	1,000	1,000
Total Operations Budget -----	\$103,730	\$105,730
Needed from State funds, 1945-46-----		\$88,730
Needed from State funds, 1946-47-----		90,730
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$179,460
To be used each year from Other Funds, not State Appropriated Funds, \$15,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal)-----Page 8
4. For *Building and Other Special*  
*Capital Items* (non fiscal)-----Page 37
5. For *Foundation Livestock* (non fiscal)----Page 9

## 1945-47 BUDGET NEEDS

CONNORS STATE AGRICULTURAL COLLEGE—  
WARNER1. For the *Operations Budget*

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$70,600	\$72,600
(b) Maintenance -----	7,960	7,960
(c) Communication -----	600	600
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	4,800	4,800
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment ----	1,000	1,000
Total Operations Budget -----	\$88,460	\$90,460
Needed from State funds 1945-46-----		\$ 80,640
Needed from State funds 1946-47-----		82,460
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$162,920
To be used each year from Other Funds, not State Appropriated Funds, \$8,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal)-----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal)-----Page 37
5. For *Foundation Livestock* (non fiscal) ----Page 9

## 1945-47 BUDGET NEEDS

EASTERN OKLAHOMA A. AND M. COLLEGE—  
WILBURTON1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$71,060	\$73,060
(b) Maintenance -----	7,960	7,960
(c) Communication -----	650	650
(d) Travel -----	550	550
(e) Heat, Light, Power & Water	4,500	4,500
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment ----	1,000	1,000
Total Operations Budget -----	\$88,720	\$90,720
Needed from State funds 1945-46 -----		\$80,720
Needed from State funds 1946-47 -----		82,720
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$163,440
To be used each year from Other Funds, not State Appropriated Funds \$8,000.		

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 37
5. For *Foundation Livestock* (non fiscal) ----Page 9



1945-47 BUDGET NEEDS  
MURRAY STATE SCHOOL OF AGRICULTURE—  
TISHOMINGO

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$72,680	\$74,680
(b) Maintenance -----	8,460	8,460
(c) Communication -----	600	600
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	5,500	5,500
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment ----	1,000	1,000
Total Operations Budget -----	\$91,740	\$93,740
Needed from State funds, 1945-46 -----		\$82,740
Needed from State funds, 1946-47 -----		84,740
Total needs from State funds for the Biennium for <i>Operations</i> -----		\$167,480
To be used each year from Other Funds, not State Appropriated funds, \$9,000.		

ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 37
5. For *Foundation Livestock* (non fiscal) ----Page 9

## 1945-47 BUDGET NEEDS

NORTHWESTERN OKLAHOMA A. AND M. COLLEGE—  
MIAMI1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs Total Needs	
	1945-46	1946-47
(a) Salaries and Wages -----	\$72,800	\$74,800
(b) Maintenance -----	7,960	7,960
(c) Communication -----	650	650
(d) Travel -----	550	550
(e) Heat, Light, Power & Water	2,500	2,500
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment -----	750	750
Total Operations Budget -----	\$88,210	\$90,210
Needed from State Funds 1945-46 -----	\$80,210	
Needed from State Funds 1946-47 -----	82,210	
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$162,420	

To be used each year from Other Funds,  
not State Appropriated Funds \$8,000.

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special  
Capital Items* (non fiscal) -----Page 37
5. For *Foundation Livestock* (non fiscal) -----Page None



1945-47 BUDGET NEEDS  
NORTHERN OKLAHOMA JUNIOR COLLEGE—  
TONKAWA

1. For the *Operations Budget*:

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$ 74,700	\$ 76,700
(b) Maintenance -----	2,500	2,500
(c) Communication -----	550	550
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	2,200	2,200
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment -----	750	750
Total Operations Budget -----	\$ 84,200	\$ 86,200
Needed from State funds 1945-46-----	\$	79,200
Needed from State funds 1946-47-----		81,200
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$	160,400
To be used each year from Other Funds, not State Appropriated Funds \$5,000.		

ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 37
5. For *Foundation Livestock* (non fiscal) ----Page None



## 1945-47 BUDGET NEEDS

## OKLAHOMA MILITARY ACADEMY—CLAREMORE

1. For the *Operations Budget*

	From State and All Other Funds	
	Total Needs	Total Needs
	1945-46	1946-47
(a) Salaries and Wages -----	\$ 89,920	\$ 91,920
(b) Maintenance -----	16,000	16,000
(c) Communication -----	1,500	1,500
(d) Travel -----	500	500
(e) Heat, Light, Power & Water	6,000	6,000
(f) Repairs to Buildings -----	3,000	3,000
(g) Repairs to Equipment -----	750	750
Total Operations Budget -----	\$ 117,670	\$ 119,670
Needed from State funds 1945-46 -----	\$ 71,170	
Needed from State Funds 1946-47 -----		73,170
Total needs from State funds for the Biennium for <i>Operations</i> -----	\$ 144,340	

To be used each year from Other Funds,  
not State Appropriated Funds \$46,500.

## ADDITIONAL NEEDS FROM STATE FUNDS

2. For *Library Books and Periodicals*  
(non fiscal) -----Page 7
3. For *Equipment* (non fiscal) -----Page 8
4. For *Buildings and Other Special*  
*Capital Items* (non fiscal) -----Page 37
5. For *Foundation Livestock* (non fiscal) -----Page None

### 1943 APPROPRIATIONS FOR CAPITAL ITEMS TO BE EXTENDED

Unincumbered Balances as of November 30, 1944  
Per Auditor's Records

#### 1943 HB74-HCR9

University of Oklahoma	
Research Building and Equipment-----	\$ 390,000.00
A. and M. College	
Library Building and Equipment-----	282,500.00
Military Housing -----	25,000.00
Construction of Electric Power Plant-----	60,000.00
Northwestern State College	
Repairs to Science Hall-----	15,424.00
Equipment for Science Hall -----	10,000.00
Connors State Agricultural College	
Enlarging Sewage Disposal Plant-----	1,467.15
Cameron State Agricultural College	
Extension to Shops Building and Equipment	1,793.91
Panhandle A. and M. College	
Sewage Disposal Plant & Sewer Lines-----	4,265.65
Water Lines for Fire Protection-----	3,764.99
Water Tower, Pumps and Piping-----	3,236.90
Extension to Boiler House and Equipment--	2,500.00
Installation of Electric Plant-----	1,244.50
Oklahoma College for Women	
Library Building and Equipment-----	80,000.00
Northeastern State College	
Library Building and Equipment-----	80,000.00
1943 SB 180-HCR22	
Central State College	
Construction of Shops Building and Equipment -----	48,927.97
1943 HB439-HCR22	
Panhandle A. and M. College	
Reconstruction of Hesper Hall-----	35,000.00



1943 SB86-HCR22	
Langston University	
Sewage System -----	54,200.00
Total to be Extended -----	\$1,099,325.07

NEEDS PRESENTED BY OKLAHOMA STATE  
REGENTS FOR HIGHER EDUCATION  
BUILDINGS AND OTHER SPECIAL CAPITAL ITEMS  
1945-47

Of These Needs the Regents Have Approved a Maximum  
Total in the Amount of \$5,000,000

UNIVERSITY OF OKLAHOMA, NORMAN

General Classroom Bldg. and Equipment -----	\$ 375,000
Geology, Geological Survey and Mineral Industries Building and Equipment -----	500,000
Education Building and Equipment -----	225,000
Chemistry Addition and Equipment -----	350,000
Power Plant Addition and Equipment -----	175,000
Library Wing and Equipment -----	300,000
Remodel Administration Building and Equipment -----	25,000
Press Building and Equipment -----	150,000
Music Building and Equipment -----	300,000
Petroleum Engineering Building and Equipment -----	500,000
Improvements to Home Economics Facilities ---	100,000
Physical Education Addition and Equipment ---	250,000
Land -----	80,000
Nonstructural Improvements -----	57,000
Special Equipment -----	300,000
Total -----	\$3,687,000

OKLAHOMA A. AND M. COLLEGE, STILLWATER

Veterinary Medicine and Agricultural Sciences	
Building and Equipment -----	500,000
General Classroom Building and Equipment ----	350,000
* Power Plant -----	525,000
Complete Mechanical Engineering Building & Equipment -----	175,000
Farm Chemurgy and Chemistry Building and Equipment -----	300,000
Farm Buildings -----	102,000
Home Economics Building and Equipment ----	500,000

\* To supplement 1943 appropriations.



*Library Building and Equipment -----	310,000
Vocational Education and Technical Training Building and Equipment -----	350,000
Nonstructural Improvements -----	20,000
Special Equipment -----	350,000
Total -----	\$3,482,000

## UNIVERSITY HOSPITALS, OKLAHOMA CITY

Nursing School, Home, and Equipment -----	\$ 300,000
Remodel Old Nurses Home and Equipment -----	75,000
Power Plant Impr., Shops Building and Equipment -----	75,000
Isolation Wing and Equipment -----	175,000
X-Ray Equipment -----	10,000
Laundry Equipment -----	10,000
Electro-Cardiograph Equipment -----	1,100
Total -----	\$ 646,100

## OKLAHOMA COLLEGE FOR WOMEN, CHICKASHA

* Complete Library Building and Equipment -----	\$ 70,000
Repair Shop & Storage Building and Equipment -----	10,000
Auditorium Improvements -----	17,000
Alterations to Buildings -----	13,000
Improvements to Heating Plant -----	7,000
Fine Arts Building and Equipment -----	165,000
Filtering System for Swimming Pool -----	4,000
Total -----	\$ 286,000

## PANHANDLE A. AND M. COLLEGE, GOODWELL

Physical Education Building and Equipment -----	\$ 100,000
Home Economics Building and Equipment -----	50,000
Total -----	\$ 150,000

## LANGSTON UNIVERSITY, LANGSTON

Addition to Training School Bldg. & Equipment --	\$ 8,000
Repairs and Extension to Water and Heating Systems -----	25,000

\* To supplement 1943 appropriations.

Farm Buildings .....	10,000
Convert Page Hall into Library and Equipment ..	74,000
Auditorium and Classroom Building .....	250,000
Total .....	\$ 367,000

## CENTRAL STATE COLLEGE, EDMOND

Science Building and Equipment .....	\$ 150,000
Building Alterations .....	15,000
Purchase of Property Indenting Campus .....	7,000
* Complete Shops Building and Equipment .....	25,000
Total .....	\$ 197,000

## EAST CENTRAL STATE COLLEGE, ADA

Library Building and Equipment .....	\$ 150,000
Shops Building and Equipment .....	75,000
Purchase of Land Indenting Campus .....	10,000
Total .....	\$ 235,000

## NORTHEASTERN STATE COLLEGE, TAHLEQUAH

* Complete Library Building and Equipment .....	\$ 70,000
Shops Building and Equipment .....	75,000
Improvements to Heating Plant .....	15,000
Alterations to Buildings .....	4,000
Paving .....	10,000
Total .....	\$ 174,000

## NORTHWESTERN STATE COLLEGE, ALVA

* Complete Old Science Building and Equipment \$	40,000
Nonstructural Improvements .....	9,350
Garage and Repair Shop .....	6,000
Campus Lighting System .....	5,000
Total .....	\$ 60,350

## SOUTHEASTERN STATE COLLEGE, DURANT

Shops Building and Equipment .....	\$ 75,000
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\* To supplement 1943 appropriation.

Building Alterations .....	15,000
Purchase of Land and Improvements	
Adjoining Campus .....	5,100
Total .....	\$ 95,100

SOUTHWESTERN INSTITUTE OF TECHNOLOGY,  
WEATHERFORD

Completion of Heating & Ventilating System in Administration Building .....	\$ 7,500
Extension to Shop Building and Equipment .....	40,000
Relocation of Engine Test Stands .....	8,000
Nonstructural Improvements .....	1,200
Water Well (Drilling, Pump, Pipe) .....	3,600
Total .....	\$ 60,300

CAMERON STATE AGRICULTURAL COLLEGE,  
LAWTON

Physical Education Building and Equipment .....	\$ 100,000
Complete Wing Administration Building for Library and Equipment .....	50,000
Purchase of Farm Land .....	7,500
Total .....	\$ 157,500

CONNORS STATE AGRICULTURAL COLLEGE,  
WARNER

Extension to Shops Building and Equipment .....	\$ 15,000
Farm Structures .....	6,450
Nonstructural Improvements .....	200
President's Home and Furnishings .....	8,000
Total .....	\$ 29,650

EASTERN OKLAHOMA A. AND M. COLLEGE,  
WILBURTON

Physical Education Building and Equipment .....	\$ 50,000
Remodel Auditorium .....	4,400
Fencing .....	1,500



*Third Day, Thursday, January 4, 1945*

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Extension to Shops Bldg. and Equipment-----	12,500
Construct Storm Sewer -----	725
Farm Structures -----	21,000
Total -----	\$ 90,125

MURRAY STATE SCHOOL OF AGRICULTURE,  
TISHOMINGO

Addition to Library and Equipment-----	\$ 36,300
Remodel Barracks Buildings -----	10,000
Fencing -----	200
Non-Structural Improvements -----	6,300
Total -----	\$ 52,800

NORTHEASTERN OKLAHOMA A. & M. COLLEGE,  
MIAMI

President's Home and Furnishings-----	\$ 10,000
Nonstructural Improvements -----	1,500
Total -----	\$ 11,500

NORTHERN OKLAHOMA JUNIOR COLLEGE,  
TONKAWA

Shops Building and Equipment -----	\$ 25,000
Complete Wings on Physical Education Building--	50,000
Nonstructural Improvements -----	4,400
Total -----	\$ 79,400

OKLAHOMA MILITARY ACADEMY, CLAREMORE

Complete Rifle Range -----	\$ 9,000
Enlargement of Ordnance Building and Garage--	15,000
Nonstructural Improvements -----	500
Floor over old Gymnasium in Markham Barracks for student quarters -----	20,000
Total -----	\$ 44,500

The Oklahoma State Regents for Higher Education have approved requests in the total amount of \$5,000,000.

**FIRST READING**

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

**SENATE BILL NO. 5**—By Ritzhaupt — An Act creating the State Psychiatric Commission; prescribing its duties; providing that compliance with terms of Act be cumulative to existing laws, rules and regulations; appropriating the necessary funds therefor; and declaring an emergency.

**SENATE BILL NO. 6**—By Ritzhaupt — An Act amending Title 70, O. S. 1941, § 954, relative to issuance of teacher's certificate, providing that each applicant for a teacher's certificate be required to file with the State Board of Education a statement from the State Psychiatric Commission; and declaring an emergency

**SENATE BILL NO. 7** — By Ritzhaupt — An Act requiring intelligent quotient test to be given all pupils attending independent, consolidated and rural schools; defining duties of State Board of Education, County Superintendent of Public Instruction, school boards of independent and consolidated schools and all teachers in such schools, providing for dismissal of teachers who fail to carry out terms of Act; and declaring an emergency.

**SENATE BILL NO. 8**—By Ritzhaupt — An Act relating to teachers in the public schools of Oklahoma; authorizing and making it the mandatory duty of the State Board of Education to give special examinations to students in public schools for the purpose of determining the competency of teachers; conferring on the State Board of Education power to adjudge and declare teachers incompetent to teach and to revoke and cancel teachers' license certificates; and declaring an emergency

**SENATE BILL NO. 9**—By Senate Committee on Appropriations—An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State for the fiscal years ending June 30, 1946, and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the Governor

**SENATE BILL NO. 10**—By Worthington, Counts, Carrier and Wheeler—An Act authorizing the State Highway



Commission of the State of Oklahoma to construct, maintain and repair roads connecting state-owned institutions with federal highways, state highways, county highways or city streets; authorizing the said State Highway Commission to use funds in the State Highway Construction and Maintenance Fund in the construction, maintenance and repair of the roads provided for herein; and declaring an emergency.

SENATE BILL NO. 11—By Counts and White—An Act fixing the salaries of district court judges in judicial districts of the State of Oklahoma; and repealing conflicting laws.

SENATE BILL NO. 12—By Irby and Dacus—An Act waiving, releasing and cancelling penalties, interest and costs due on ad valorem taxes for the year 1943 and prior years, provided that the full amount of all such taxes are paid on or before April 10, 1945; providing that should payment be made within such time of taxes which ordinarily would be advertised at the 1945 resale that such lands may not be advertised and sold by the county, and declaring an emergency.

SENATE BILL NO. 13—By Ritzhaupt—An Act authorizing the Public Welfare Commission of Oklahoma to accept grants or funds from the Federal Government for purposes of investigating persons required to register under the terms of the Federal Selective Service and Training Act of 1940 and all amendments thereto; defining authority of the Public Welfare Commission in designating employees therefor and use of said grants or funds or such funds as may be available in said department for such purposes, 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. 3—By Burns—Referred to Judiciary No. 2.

SENATE BILL NO. 4—By Burns—Referred to Judiciary No. 2.



SENATE JOINT RESOLUTION No. 2—By NICHOLS.  
—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

Senator Finney moved that, when the Senate adjourns today, it adjourn to meet under the Rules on Monday, January 8, 1945, which motion prevailed.

The following Special Committee Report was submitted by Senator Rinehart and adopted, upon his motion:

Mr. President: We, your Committee to whom was delegated the authority to allocate office room and space to Members of the Senate, beg leave to report that we have had the matter under consideration and make the following recommendations to the Senate:

Ritzhaupt	
White	
Phillips	
Fine	
Neill	Rooms 528-529
Grennell	
Trussel	Room 526
Dacus	
Ginder	
Cowden	
Speck	Room 424
Mahan	
Goodpaster	
Norton	
Collier	Room 424½
Carrier	
Williams	
Gary	
Worthington	Room 425
Chapman	
Cobb	
Braden	
Nevins	Room 426
Jones	
Rinehart	
Logan	
Lowery	
Nance	Rooms 427-428

Wheeler  
Anderson  
Duffy  
Nichols  
Thornton

Leonard ----- Rooms 413-414

Burns  
Pruett  
Counts

Sears ----- Room 415

Porter  
Irby

Anglin  
Brown ----- Room 418

RINEHART, Chairman  
RITZHAUPT  
NORTON

Upon motion of Senator Finney, the Senate adjourned  
as provided under a previous motion—to meet Monday,  
January 8, 1945, at 1:30 p. m.

## FIFTH LEGISLATIVE DAY

Monday, January 8, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Counts, Cowden, Dacus, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—27.

Absent: Leonard, Nichols, Norton, Rinehart.—4.

Excused: Braden, Chapman, Cobb, Collier, Duffy, Finney Goodpaster, Lowery, Paul, Porter, White.—11.

Excused on Account of Military Service. Fine, Phillips.—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. 14—By Ritzhaupt—An Act relating to Langston University, providing that the operation, management and control of said university shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said Board and other details, repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 15—By Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, and Cowden—An Act giving any person, who is a resident in good faith of the



State of Oklahoma, and who shall have served in the active military or naval services of the United States at any time on or after September 16, 1940, and prior to termination of the present war, and who shall have been discharged or released under conditions other than dishonorable after service of ninety days or more, or by reason of injury or disability incurred in service in line of duty, preference to lease or purchase public land from the Commissioners of the Land Office, and providing for the manner of exercising such preference, and where a number of such persons claim preference, the manner of determining the service person to whom the land shall be leased or sold, and providing where any such person is the highest or only bidder at sale of said public land, other such persons may claim the right to purchase at his or her bid, and providing for the manner of determining to which of such service persons, including said bidder the sale shall be made, and limiting the quantity of land any such service person may purchase, and providing that any preference or any right, aforesaid, is subject to any preference right possessed by the owner of the expiring or existing lease on the lands to lease or purchase the land, and providing that no such person after a certain period shall claim or be entitled to any preference, aforesaid, or claim or be entitled to any right, aforesaid, to purchase any public land at the bid of another such person; and repealing all acts in conflict herewith; and declaring an emergency.

SENATE BILL NO. 16—By Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, Cowden, and Neill—An Act authorizing all secondary state educational institutions to provide junior and senior high school courses and permit persons returning from the military service to enroll in said courses; and declaring an emergency.

SENATE BILL NO. 17—By Ritzhaupt—An Act establishing a Bureau of Registry in the Investigation Division of the Department of Public Safety; declaring its purpose; setting forth its duties; requiring court clerks to cooperate; making said information available to certain officers; and declaring an emergency.

SENATE BILL NO. 18—By Gary—An Act making ad valorem taxes a prior lien on land mortgaged to the Commissioners of the Land Office; declaring delinquent taxes existing on lands acquired by such Commissioners to be a

lien thereon, repealing 64 O. S. 1941 § 15 and all other conflicting laws; and declaring an emergency

SENATE BILL NO. 19—By Sears and Pruett—An Act authorizing the county assessor of any county in Oklahoma to destroy all personal property assessment lists including corporation, banks, intangibles, homestead exemption applications and other personal lists that are on file or stored in said office for a period longer than ten years; 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. 5—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 6—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 7—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 8—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 9—By Senate Committee on Appropriations—Referred to Committee on Appropriations.

SENATE BILL NO. 10—By Worthington, Counts, Carrier and Wheeler—Referred to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 11—By Counts and White—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 12—By Irby and Dacus—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 13—By Ritzhaupt—Referred to Committee on State and County Affairs.

Upon motion of Senator Gary, the Senate adjourned to meet, as provided under the Rules—1.30 p. m., tomorrow



SIXTH LEGISLATIVE DAY

Tuesday, January 9, 1945

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

Upon roll call, the following members were present.

Present Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused. Carrier, Collier, Finney, Leonard, Paul—5.

Excused on Account of Military Service: Fine, Phillips—2.

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:

MR. PRESIDENT

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

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 4—By Underwood of the House:

A Resolution commending the policies and activities of President Roosevelt, as Commander in Chief, the General Staff, and the Congress of the United States, in the conduct of the war,

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,

H. R. CHRISTOPHER, Chief Clerk

Engrossed House Concurrent Resolution No. 4 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 1—By McCarty and Weaver of the House, Paul and Jones of the Senate,

An act relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the Office of the Secretary of State and for their preservation therein; 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,

H. R. CHRISTOPHER, Chief Clerk

The President announced First Reading of Engrossed House Bill No. 1.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature.

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 1—By McCarty and Weaver, of the House; and Paul and Jones, of the Senate,

A resolution relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the Office of the Secretary of State and for their preservation 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,

H. R. CHRISTOPHER, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolution No. 1 and ordered it returned to the Honorable House.

### FIRST READING

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

SENATE BILL NO. 20—By Gary, Leonard and Worthington of the Senate, and Biles, Flanagan, Reed, Johnson (Comanche), and Ownby of the House—An Act authorizing and requiring the Commissioners of the Land Office to sell all lands now or hereafter held by them within certain periods; providing that in counties of less than five million (\$5,000,000.00) dollars valuation all such lands now held by the Commissioners shall be sold within one (1) year from passage of this act and in all such counties lands hereafter acquired shall be sold within one (1) year from the date of said acquisition; requiring retention of one-half mineral rights thereunder and retention of lands now in production for oil, coal, or other valuable mineral; and declaring an emergency.

SENATE BILL NO. 21—By Burns—An Act vitalizing Section 31a, Article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in state primary general election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said Board of Regents and their right to adopt rules and regulations for their government, not inconsistent with the Constitution and laws of the State; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; repealing all laws in conflict herewith and declaring an emergency.

SENATE BILL NO. 22—By Nichols—An Act appro-



prating \$12,025.80, to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in Case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941, and declaring an emergency.

SENATE BILL NO. 23.—By Burns and Ritzhaupt—An Act vitalizing Senate Joint Resolution No. 10 of the 19th Oklahoma Legislature, State of Oklahoma, being an amendment to Section 10 of Article 6 of the Constitution of the State of Oklahoma, creating a Pardon and Parole Board, which said amendment and resolution was adopted at a special election held throughout the State of Oklahoma on the 11th day of July, 1944, prescribing qualifications and duties of said members: providing procedure for said Board: providing for appointment by the Governor of an executive secretary for said Board: fixing compensation and providing for the payment thereof, together with expenses of said Board: providing the meeting place and fixing the time for holding meetings of said Board: repealing all laws and parts of laws in conflict, 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. 14—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 15—By Ritzhaupt—Referred to Committee on School Land.

SENATE BILL NO. 16—By Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, Cowden and Neill—Referred to Committee on Education.

SENATE BILL NO. 17—By Ritzhaupt—Referred to Committee on Public Safety

SENATE BILL NO. 18—By Gary—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 19—By Sears and Pruett—Re-



ferred to Committee on Revenue, Taxation and Constitutional Amendments.

Upon request of Senator Thornton, 500 copies of SENATE BILL NO. 9, by Senate Committee on Appropriations, were ordered printed.

Upon motion of Senator Gary, the Senate adjourned to meet, as provided under the Rules.

## SEVENTH LEGISLATIVE DAY

Wednesday, January 10, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused Collier, Goodpaster, Nichols.—3.

Excused on Account of Military Service: Fine, Phillips—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## COMMUNICATION

Senator Rinehart asked unanimous consent, which was granted, to have read an invitation from the Associated General Contractors of America, Inc., inviting the members of the Senate to a Postwar Planning Meeting and Banquet in the Skirvin Hotel, January 13th.

Senator Paul advised the Senate of the death of the son-in-law of Senator Burns, Lt. Dow Markin, 99th Division of the First Army, who was reported "Killed in Action" in Belgium on the 20th day of December, 1944, and it was upon his motion the President was directed to appoint a Committee of 3, to draw proper resolutions, the copies to be written on kid or sheep skin in long-hand and sent to both families.

The President appointed Senators Paul, Finney and Gary, as provided under the Paul motion.

### COMMITTEE REPORT

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

Mr. President: We, your Committee on Employment, having had under consideration the matter of selecting employees and fixing their salary for the Regular Session of the Twentieth Legislature, beg leave of submitting the following report:

Chief Enrolling & Engrossing Clerk at \$8.00 per day—  
Patricia Speice.

Ass't. Enrolling & Engrossing Clerk at \$5.00 per day—  
Mary Jo McCulloch.

Ass't Enrolling & Engrossing Clerk at \$5.00 per day—  
Lucille Roberts.

Ass't. Enrolling & Engrossing Clerk at \$5.00 per day—  
Sadie Lawrence.

Sergeant-at-Arms at \$7.00 per day—Kelsey Baggett.  
Ass't. Sergeant-at-Arms at \$6.00 per day—R. B. Selvidge.

Ass't Sergeant-at-Arms at \$6.00 per day—J. E. Adkins.  
Ass't. Sergeant-at-Arms at \$6.00 per day — E. G. Snider.

Ass't. Sergeant-at-Arms at \$6.00 per day—Ralph Kirkhuff.

Calendar Clerk at \$8.00 per day—Sally Hill.  
Journal Clerk at \$10.00 per day—W. E. Shipley.  
Postmaster at \$5.00 per day—M. J. Burris.  
Secretary to President of Senate at \$6.00 per day—  
Thelma Smith.

Secretary to Majority Floor Leader at \$6.00 per day—  
Melba Mead.

Secretary to President Pro Tempore at \$6.00 per day—  
Jennie Bales Sumpter.

Chaplain (1st-10 day period) at \$5.00 per day—Rev.  
Hiram C. Dawson.

Doorkeeper at \$5.00 per day—Sam Smith.



Doorkeeper at \$5.00 per day—J. W. Moon.  
Doorkeeper at \$5.00 per day—J. B. Laughlin.  
Doorkeeper at \$5.00 per day—E. L. Hampton.  
Doorkeeper at \$5.00 per day—George Chuculate.  
Doorkeeper at \$5.00 per day—George M. Carlock.  
Property Custodian at \$6.00 per day—Earnest Kim-berlin.

Cloak Room Attendant at \$5.00 per day—John McKeel.  
Chief Page at \$5.00 per day—Grady Pennington.  
Ass't. Page at \$4.00 per day—Bill Tinsley.  
Ass't. Page at \$4.00 per day—Nelson Garner.  
Ass't. Page at \$4.00 per day—Jimmie Lyons.  
Ass't. Page at \$4.00 per day—Andy Flannagan.  
Ass't. Page at \$4.00 per day—Dick Andrewski.  
Ass't. Page at \$4.00 per day—Richard Huser.  
Messenger at \$4.00 per day—  
Chief Janitor at \$4.00 per day—O. H. Bradley.  
Ass't. Janitor at \$4.00 per day—Mahala Bradley.  
Ass't. Janitor at \$4.00 per day—Dan Harris.  
Clerk of Appropriation Committee at \$7.00 per day—  
Opal Ward.

Chief Stenographer at \$6.00 per day—Edna Clark.  
Stenographer at \$6.00 per day—Leona Burger.  
Stenographer at \$6.00 per day—Marjorie Oates.  
Stenographer at \$6.00 per day—Marjorie Goddard.  
Stenographer at \$6.00 per day—Thelma Dishman.  
Stenographer at \$6.00 per day—Ruth H. Delaney.  
Stenographer at \$6.00 per day—Bobbie Lee Freed.  
Stenographer at \$6.00 per day—Neva Sanders.  
Stenographer at \$6.00 per day—Katherine Strawn.  
Stenographer at \$6.00 per day—Mrs. Bill Morgan.  
Stenographer at \$6.00 per day—Irene Selfridge.  
Night Watchman at \$5.00 per day—Jim Friar.  
Senate Auditor at \$6.00 per day—T. A. Vaughn.  
Telephone Operator at \$6.00 per day—S. U. Silver-thorn.

Respectfully submitted,  
ROY WHITE, Chairman.

#### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 5—By Billingsley and Speakman,

A Resolution requesting the Governor to attend the inaugural of the President and Vice President of the United States in Washington, D. C., as the official representative 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 5 was ordered printed and placed upon the Calendar.

## SECOND READING

The following bills were read for the Second time and ordered referred to the Committees indicated.

SENATE BILL NO. 20—By Gary, Leonard and Worthington, of the Senate, and Biles, Flanagan, Reed, Johnson (Comanche), and Ownby, of the House—Referred to Committee on School Lands.

SENATE BILL NO. 21—By Burns—Referred to Committee on Agriculture.

SENATE BILL NO. 22 — By Nichols—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 23—By Burns and Ritzhaupt—Referred to Committee on Penal Institutions.

ENGROSSED HOUSE BILL NO. 1—By McCarty and Weaver, of the House; Paul and Jones, of the Senate.

Upon request of Senator Paul, Engrossed House Bill No. 1 was ordered referred to the Committee on Senate and Legislative Affairs.

Senators Counts, Ginder, Dacus and Mahan asked to



be excused for the next two legislative days, which was the order.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

**SENATE BILL NO. 24—By Neill—An Act relating to the crime of public officers receiving bribes, amending 21 O. S. 1941, § 382, changing penalty, providing that there shall be no statute of limitations within which such a prosecution must be commenced, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.**

Senators Anderson and Cobb asked to be excused on the next legislative day, which was the order.

Senator Finney moved that when the Senate adjourns on the next legislative day it adjourn to meet on Monday, January 15, 1945, which motion prevailed.

Upon motion of Senator Finney, the Senate adjourned to meet at 10:00 a. m., tomorrow.



## EIGHTH LEGISLATIVE DAY

Thursday, January 11, 1945

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anglin, Braden, Brown, Burns, Carrier, Cobb, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington—33.

Absent: Collier, Cowden, Leonard, Sears—4.

Excused: Anderson, Chapman, Counts, Ginder, Mahan—5.

Excused on Account of Military Service: Fine, Phillips—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

The following Committee Report was submitted, the bill 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. 13—By Ritzhaupt, entitled:

An Act authorizing the Public Welfare Commission of Oklahoma to accept grants or funds from the Federal Government for purposes of investigating persons required to register under the terms of the Federal Selective Service and Training Act of 1940 and all amendments thereto; defining authority of the Public Welfare Commission in

designating employees therefor and use of said grants or funds or such funds as may be available in said department for such purposes, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 25—By Nevins, Finney, and Chapman—An Act amending 19 O. S. 1941 § 260; providing for the destruction of certain chattel mortgages, releases and renewals thereof, county claims, requisitions, poor lists and orders on file, or stored in, the office of the county clerks of the several counties of the State; and declaring an emergency.

#### SECOND READING

The following bill was read for the second time and ordered referred to the Committee indicated:

SENATE BILL NO. 24—By NEILL—Referred to Committee on Criminal Jurisprudence.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 4, by Underwood, was taken up for consideration, the reading of which was dispensed with by unanimous consent of the Senate.

Upon motion of Senator Finney, Engrossed House Concurrent Resolution No. 4 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 4 and ordered it returned to the Honorable House.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, by Billingsley and Speakman, was taken up for consideration.

Senator Nance presiding.



Senator Finney submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Concurrent Resolution No. 5, by adding after the figures, "1945," a new paragraph as follows: "That in the event the Honorable Robert S. Kerr is unable to attend said Inaugural Ceremonies, that the Lieutenant Governor, James E. Berry, be requested to attend as the official Representative of the State of Oklahoma."

FINNEY.

Engrossed House Concurrent Resolution No. 5, as amended, was read at length.

Upon motion of Senator Finney, Engrossed House Concurrent Resolution No. 5, as amended, was adopted and ordered referred for engrossment.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 26—By Williams—An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, and declaring an emergency.

Senator Norton presiding.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Senate and Legislative Affairs to whom was referred House Bill No. 1, by McCarty and Weaver, of the House; Paul and Jones, of the Senate, entitled:

An Act relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the office of the Secretary



Committee on Public Building then to Appropriation Committee.

### GENERAL ORDER

SENATE BILL NO. 13, by Ritzhaupt, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Ritzhaupt.

Section 2 was read.

Senators Counts and Paul submitted the following amendment:

Mr. President: We move to amend Senate Bill No. 13, line 7, page 2, by striking the word, "may," before the word, "received," and substituting in lieu thereof the word, "shall"; and by striking all that part of lines 9, 10 and 11, page 2, beginning with the word, "or," on line 9.

COUNTS  
PAUL.

Senator Paul asked unanimous consent, which was granted, to amend the Counts-Paul Amendment, by adding the words, "and correcting the title to conform to the amendment."

The vote occurring on the Counts-Paul amendment, as amended, it was declared adopted.

Upon motion of Senator Ritzhaupt, Section 2, as amended, was adopted.

Upon motion of Senator Ritzhaupt, Senate Bill No. 13, 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. 13, as amended, was considered engrossed and placed 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Logan, Nance, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—28.

Nays: Cowden, Ginder.—2.

Excused: Cobb, Goodpaster, Jones, Lowery, Rinehart.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Carrier, Chapman, Collier, Leonard, Mahan.—5.

Not Voting: Neill, Paul.—2.

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, further consideration of Senate Bill No. 13 was deferred for this legislative day.

#### GENERAL ORDER

HOUSE BILL NO. 1, by McCarty, et al, of the House, and Paul and Jones, of the Senate, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Finney.

Upon motion of Senator Finney, House Bill No. 1 was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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.



rendered December 15, 1941, in case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 15.

**MR. PRESIDENT:**

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

**ENGROSSED HOUSE BILL NO. 21**—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, KlingleSmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman and Williams,

An Act waiving and cancelling all fees, penalties, interest and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 1st, 1945, and defining the duties of all county treasurers hereunder; and declaring an emergency, and

**ENGROSSED HOUSE BILL NO. 22**—By Van Dyke, Bellamy, Evans, Hughes, Wallace (Carter), and Williams,

An Act amending Section 152, Title 22, Oklahoma statutes supplement 1943 relating to limitation of time in the prosecution of crimes; 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,

H. R. CHRISTOPHER, Chief Clerk.



The President announced First Readings of Engrossed House Bills Nos. 21 and 22.

**MR. PRESIDENT:**

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

**ENGROSSED HOUSE BILL NO. 33**—By Klinglesmith and Frix,

An Act providing that County Commissioners may request designation by State Highway Commissioners of an engineer for certain county projects; prescribing duty of State Highway Commissioners and engineer; prescribing method of compensation; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 33.

**FIRST READING**

The following bill was introduced and read for the first time:

**SENATE BILL NO. 27**—By Duffy, Pruett, Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House—An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this Act shall not apply to any case wherein action is instituted to modify or vacate such final decree prior to January 1, 1946; 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. 25**—By Nevins, Finney and Chapman—Referred to Committee on State and County Affairs.

**SENATE BILL NO. 26**—By Williams—Referred to

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Excused: Cobb, Goodpaster, Jones, Lowery, Rinehart.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Carrier, Chapman, Collier, Leonard, Mahan.—5.

Not Voting: Neill, Williams.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Excused: Cobb, Goodpaster, Jones, Lowery, Rinehart.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Carrier, Chapman, Collier, Leonard, Mahan.—5.

Not Voting: Neill, Williams.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed



copy of House Bill No. 1, and ordered the same returned to the Honorable House.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 28—By Ritzhaupt—An Act relating to Public Health; requiring the enrichment of flour, bread and rolls by the addition of certain vitamins and other nutritional ingredients to conform to the definition and standard of identity fixed and established by order of the federal security agency; prescribing the methods of enrichment thereof; providing the manner of enforcement of the provisions of this act; making it unlawful to sell or offer for sale flour, bread and rolls for human consumption unless same shall be enriched; providing penalties; making an appropriation for the enforcement of the Act; repealing all acts and parts of acts in conflict herewith; and providing for the time the act is to take effect.

SENATE BILL NO. 29—By Ritzhaupt—An Act relating to instruction in public health and education in the public elementary and secondary schools of the State; providing for appointment of a state supervisor of health and physical education; fixing his salary and defining his duties; requiring school systems to include courses of instruction for all pupils therein; prescribing new conditions for granting of teachers' certificates and for the employment of Teachers; authorizing and requiring the State Board of Regents for Higher Education to include in the curriculum of State Institutions, under its control, courses of instruction in the teaching of Public Health and physical education; providing certain exemptions; making provisions of act severable; and declaring an emergency.

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules.



## TENTH LEGISLATIVE DAY

Tuesday, January 16, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Nichols.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 30—By Norton—An Act authorizing the County Clerk and the County Assessor of any County in the state of Oklahoma to destroy all county claims, chattel mortgages and releases thereof, and property assessment sheets on file or stored in such offices for more than five (5) years; repealing 19 O. S. 1941 § 260; 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 DUFFY, PRUETT, RINEHART, of the Senate, and WALLACE (Carter), FOCHT, DORSETT and MORRIS, of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 28—By RITZHAUPT—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 29—By RITZHAUPT—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 15—By WASHINGTON and REED—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 33—By KLINGLESMITH and FRIX—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE BILL NO. 21—By SPEAKMAN, ARMS, ASH, BELLAMY, BILLINGSLEY, CHOATE, EDWARDS, FLANAGAN, FLOWERS, FOLEY, GULLETT, HARSHBARGER, HATHCOAT, HAWTHORNE, HOLT, KLINGLESMTIH, LEVERGOOD, MITCHELSON, OWNBY, REED, RUSSELL, SHERMAN, SHIPLEY, SINGLETON, STREETMAN and WILLIAMS—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 22—By VAN DYKE, BELLAMY, EVANS, HUGHES, WALLACE (Carter), and WILLIAMS—Referred to Committee on Judiciary No. 1.

### THIRD READING

Referring further to SENATE BILL NO. 13:

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Nays: Cowden, Goodpaster, Paul.—3.

Excused: Nichols.—1.



Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Dacus, Duffy, Ginder, Logan, Nance.—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. 13 was ordered referred for engrossment.

Senators Worthington and Dacus asked to be excused on the next legislative day, which was the order.

Senator Logan sent up the following motion, which was read and adopted, upon his motion:

Mr. President: I move that each Member of the Senate and the President of the Senate be authorized to purchase five thousand (5000) letterheads and five thousand (5000) envelopes at a maximum price of seventy-five (\$75.00) Dollars, said cost not to exceed the price as outlined in the Franklin list.

LOGAN, Chairman,  
Committee on Public  
Printing.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 63—By Committee on Legal Advisory,

An Act relating to the original Constitution of the State of Oklahoma on file in the Office of the Secretary of State, authorizing the Secretary of State to purchase an exhibition case in which said original Constitution shall be deposited to be placed in the Oklahoma Historical Building where the original Constitution may be viewed by the public, providing for copies and other details, making an appropriation: 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 63.

MR. PRESIDENT:

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

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 4—By Underwood,

A Resolution commending the policies and activities of President Roosevelt, as Commander in Chief, the General Staff, and the Congress of the United States, in the conduct of the war, and

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 5—By Billingsley and Speakman,

A Resolution requesting the Governor to attend the inaugural of the President and Vice President of the United States in Washington, D. C., as the official representative of the State of Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolutions Nos. 4 and 5 and ordered each returned to the Honorable House.

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 Finney, the Senate closed its doors and went into Executive session.

\* \* \*

The Senate reassembled, in open session, with Presi-

dent Pro Tempore Paul presiding, who announced the Senate, in executive session, and upon motion of Senator Nance had accepted the gift of Senator Burns of a picture of the President of the United States, Franklin D. Roosevelt, to be hung at the left of the President's desk.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 31—By Duffy of the Senate and Focht of the House—An Act amending 18 O. S. 1941 § 1; fixing the charter fee for renewal of corporate existence of corporations formed as commercial clubs and/or for religious, charitable, educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at two (\$2.00) dollars; and declaring an emergency.

Senator Lowery asked to be excused from Senate attendance for the remainder of this week, which was the order.

Upon motion of Senator Finney, the Senate adjourned, to meet at 1:30 p. m., tomorrow.

## ELEVENTH LEGISLATIVE DAY

Wednesday, January 17, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—38.

Excused: Braden, Dacus, Lowery, Worthington.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Education to whom was referred Senate Bill No. 14 by Ritzhaupt, entitled:

An Act relating to Langston University, providing that the operation, management and control of said university shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said board and other details, repealing all Acts and parts of Acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under considera-



tion and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 27 by Duffy, Pruett, Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House, entitled:

An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this Act shall not apply to any case wherein action is instituted to modify or vacate such final decree prior to January 1, 1946; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Senator Speck submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 13 correctly engrossed.

SPECK, Vice Chairman.

The President, in open session, signed Engrossed Senate Bill No. 13 and ordered it transmitted to the Honorable House for consideration.

#### FIRST READING

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

SENATE BILL NO. 32—By Goodpaster, Norton and Duffy—An Act amending 15 O. S. 1941, § 13, relating to definition of minors; providing minors to be males under eighteen years of age; and declaring an emergency.

SENATE BILL NO. 33—By Thornton—An Act amending title 68, section 15.2, paragraph 12, Oklahoma Statutes 1943, and declaring an emergency.

SENATE BILL NO. 34—By Duffy of the Senate and Hoffssommer, of the House—An Act amending section 563,

title 11 O. S. 1941, relating to the right of municipalities to engage in business, own and maintain public utilities and to issue bonds for such purposes, to be owned exclusively by said municipalities, including the right to enter into lease contract for such public utility; and declaring an emergency.

SENATE BILL NO. 35—By Speck, Worthington, Anderson, Dacus, Rinehart, Wheeler of the Senate and Jones, McDonald, Board, Hunt, Shumate, Barry, Hughes, Shelton of the House—An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the federal government; defining terms; prescribing duties and powers of district board of directors in assignments, levying and collection of taxes, determining tax rates, appointment of Secretary-Treasurer, sale of unredeemed land, publication of financial statement and modification of assessments and time and method of payments due the federal government; prescribing duties and powers of Secretary-Treasurer in preparing assessment rolls, collection of taxes, publication of delinquent tax list and sale of property thereon, issuance of tax deeds and form thereof, sale of tax certificates held by district, sale to district and issuance of deed on unredeemed land: providing delinquent taxpayer not entitled to water; providing taxes due to be lien against the land; prescribing manner of payment of claims and warrants; providing prior omitted assessments and unpaid charges to become part of assessment, providing irregularity in description of land to render assessment void; and declaring an emergency.

SENATE BILL NO. 36—By Speck, Worthington, Anderson, Dacus, Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes, Shelton of the House—An Act amending title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127, and 130, relating to waters, water rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of water rights; defining time and method of meetings of said board of directors; providing salaries and compensation of officials; and declaring an emergency.

SENATE BILL NO. 37—By Nevins, Jones, Thornton—An Act relating to separate schools; amending 70 O. S.



1941 § 458; relating to estimates and appropriations for separate school purposes in any county, to authorize a sum not to exceed ten (10%) per centum of the amount appropriated for dependent separate school purposes to be appropriated and expended for supervising and administering such dependent separate schools by the County Superintendent of Public Instruction in the manner heretofore provided by law for boards of education in independent school districts to appropriate and expend separate school funds for such purposes; and declaring an emergency.

SENATE BILL NO. 38—By Norton, Mahan and Goodpaster—An Act creating a governmental agency of the state, which shall be a body politic and corporate, known as the Oklahoma Housing Authority, in accordance with and by the authority set forth in Section 31 of Article 2 of the constitution of the State of Oklahoma, without the power to mortgage or encumber any property, 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; conferring thereon certain powers, rights, privileges and functions, including the power to undertake slum clearance and projects to provide dwelling accommodations for persons engaged in war activities and persons of low income in urban and rural areas, to construct, acquire, operate and maintain such projects, to borrow money, issue bonds, pledge its revenues therefor, and acquire property by condemnation or otherwise; authorizing the said authority to engage in urban redevelopment and the elimination of the causes of the removal of urban slums and blight by the purchase and assembly of land for subsequent development or redevelopment by private enterprise and by public improvement; vesting the power of such authority in a board of commissioners and prescribing the manner of their appointment and their duties; providing for the appointment of officers, agents and employees; providing for the fiscal management of the authority; providing that obligations of the authority shall be submitted to the Attorney General for certification and to the State Auditor for registration; providing for payments to public bodies for services rendered; providing that cities, towns, counties, and other political corporations and subdivisions may aid housing projects of the Oklahoma Housing Authority or of the United States of America, by conveying or dedicating property, by furnishing parks, playgrounds, streets, roads, water, sewer, or drainage facilities and other improvements



and facilities, by exercising certain other powers and by making agreements relating to such aid; authorizing cities, towns, counties and other political corporations and subdivisions to make agreements respecting the exercise of their powers relating to the remedying or elimination of unfit dwellings, and to purchase obligations issued pursuant to this act; and authorizing certain cities, towns, and counties to pay moneys to the Oklahoma Housing Authority.

SENATE BILL NO. 39—By Thornton and Leonard—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 on any special session of the Twentieth Oklahoma Legislature, the General Session and any Special Session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the permanent journals and session laws of any such session or sessions as provided by section 5, article 8 of chapter 20 of the Session Laws of Oklahoma, 1935, and declaring an emergency.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 3—By Underwood:

A Resolution memorializing the Congress of the United States to submit to the various State Legislatures a proposed amendment to the Federal Constitution, giving the House of Representatives equal and coordinated authority with the Senate in the making and approval of treaties by a simple majority in each House,

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,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 3 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 1—By McCarty, Weaver, of the House; Paul and Jones, of the Senate:

An Act relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the office of the Secretary of State and for their preservation 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,

H. R. CHRISTOPHER, 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.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 1—By Mahan, Goodpaster, Norton and Finney—A Resolution memorializing the Congress of the United States to amend the Federal Social Security Law to permit recipients of benefits or assistance thereunder to engage in various work and small enterprises without prejudice to their status as beneficiaries of said law to the extent that the first Two Hundred Forty Dollars (\$240.00) annual net earnings of any such persons shall not be taken into consideration in determining the amount of assistance they are to receive.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:



SENATE BILL NO. 40—By Gary, Finney—An Act relating to textbook commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the Public schools of the state; creating a textbook committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941 sections 974, 975, and 976; repealing chapter 38, title 70, page 224 Oklahoma Session Laws 1943 and 70 O. S. 1941 Section 991b; and declaring an emergency.

SENATE BILL NO. 41—By Nance and Jones of the Senate and Huey, Weaver and Arrington of the House—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency.

SENATE BILL NO. 42—By Nance of the Senate and Huey of the House—An Act relating to the power of the Board of Regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present student union building; authorizing the board of regents to fix such fees and charges to pay cost of maintenance and operation of Student Union Building and any additions thereto and cost of such addition and equipment 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. 30—By NORTON—Referred to Committee on State and County Affairs.

SENATE BILL NO. 31—By DUFFY, of the Senate, and FOCHT, of the House—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 63—By COMMITTEE ON LEGAL ADVISORY—Referred to Committee on Appropriations.

Senator Ritzhaupt moved that the Senate extend to the two winning teams of the Classen Debate Tournament an invitation to present their debate on the lowering of the voting age from 21 years to 18 before the State Senate at the hour of 2:00 p. m., Monday, January 22, 1945, or at some other convenient date; that in the event neither of the winning teams represents a town or city in Oklahoma, then the two highest ranking Oklahoma teams be invited to appear and debate the subject, which motion prevailed.

Upon motion of Senator Finney, the Senate adjourned to meet at 10:00 a. m., tomorrow.

## TWELFTH LEGISLATIVE DAY

Thursday, January 18, 1945

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As provided under Senate Rule 3, the Senate was called to order by its Secretary, J. Wm. Cordell.

Senator Finney nominated Senator Duffy to preside over the Senate for this legislative day.

Upon motion of Senator Pruett, the Senate ordered that nominations cease.

The vote occurring on the Finney motion, it was declared adopted and Senator Duffy assumed the Chair.

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—35.

Excused: Anglin, Cobb, Lowery, Paul.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Leonard, Sears, Trussel.—3.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

## 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 State and County Affairs to whom was referred Senate Bill No. 25 by Nevins, Finney, and Chapman, entitled:



An Act amending 19 O. S. 1941 § 260; providing for the destruction of certain chattel mortgage, releases and renewals thereof, county claims, requisitions, poor lists and orders on file, or stored in, the office of the county clerks of the several counties of the State; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return Committee Substitute for the same. Entitled:

An Act providing for the destruction of certain chattel mortgages, releases and renewals thereof, county claims, requisitions, poor lists and orders, on file, or stored in, the offices of the county clerks, and certain assessment listing sheets for tangible and intangible personal properties, moneys and credits, real estate, and corporation properties and balance sheets, and homestead exemption applications, on file, or stored in, the offices of the county assessors, of the several counties of the State; repealing 19 O. S. 1941 § 260; assigning a code number; and declaring an emergency,

with recommendation that it do pass.

ANDERSON, Chairman.

#### FIRST READING

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

SENATE BILL NO. 43—By Nichols—An Act amending 35 O. S. 1941 § 161, relating to the admission of honorably discharged ex-service persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section; and declaring an emergency.

SENATE BILL NO. 44—By Pruett, Dacus, and Counts of the Senate, and Hughes, Ash, Morris, and Baldwin of the House—An Act providing for and regulating proceedings for the escheat of lands and real estate held by corporations as enjoined in section two of article twenty-two of the State Constitution; and defining the terms, land and real estate.

SENATE BILL NO. 45—By Collier and Ginder—An



Act amending 70 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial Districts of the State having a population in excess of 150,000 and a City therein having a population in excess of 25,000 according to the Federal census of 1940 or according to any succeeding Federal Census; and providing that the provisions of said Act shall not become effective until on and after the second Monday in January 1947.

SENATE JOINT RESOLUTION NO. 3—By Worthington, Dacus, Nichols, Speck, Nevins—A Joint Resolution proposing an amendment to the Constitution of the State of Oklahoma, to be article XII-B of said constitution, providing for a graduated land tax, and providing for the submission thereof to the people for their approval or rejection at a special election to be held-----, 1945.

#### SECOND READING

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

SENATE BILL NO. 32—By GOODPASTER, NORTON and DUFFY—Referred to Committee on Legal Advisory.

SENATE BILL NO. 33—By THORNTON—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 34—By DUFFY of the Senate, and HOFFSOMMER, of the House—Referred to Committee on Legal Advisory.

SENATE BILL NO. 35—By SPECK, WORTHINGTON, ANDERSON, DACUS, RINEHART and WHEELER of the Senate, and JONES, McDONALD, BOARD, HUNT, SHUMATE, BARRY, HUGHES, SHELTON of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 36—By SPECK, WORTHINGTON, ANDERSON, DACUS and WHEELER of the Senate, and JONES, McDONALD, BOARD, HUNT, BARRY, SHUMATE, HUGHES and SHELTON of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 37—By NEVINS, JONES and THORNTON—Referred to Committee on Education.

SENATE BILL NO. 38—By NORTON, MAHAN and GOODPASTER—Referred to Committee on Americanism, War Effort, Federal Relations and Activities and Interstate Cooperation.

SENATE BILL NO. 39—By THORNTON and LEONARD—Referred to Committee on Appropriations.

SENATE BILL NO. 40—By GARY and FINNEY—Referred to Committee on Education.

SENATE BILL NO. 41—By NANCE and JONES of the Senate, and HUEY, WEAVER and ARRINGTON of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 42—By NANCE of the Senate, and HUEY of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

#### GENERAL ORDER

SENATE BILL NO. 14, by Ritzhaupt, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Ritzhaupt.

Senators Chapman, Burns, Braden, Counts, Brown, Worthington, Thornton, Dacus, Duffy, Anderson, Irby, Grennell, Nevins and Nichols asked to be made Joint Authors of Senate Bill No. 14, which was the order.

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 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:



Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—34.

Excused: Anglin, Cobb, Lowery, Paul.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Leonard, Sears, Trussel.—3.

Not Voting: Jones.—1.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—34.

Excused: Anglin, Cobb, Lowery, Paul.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Leonard, Sears, Trussel.—3.

Not Voting: Jones.—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. 14 was ordered referred for engrossment.

Senators Neill and Burns asked to be excused for the balance of this legislative day, which was the order.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 46—By Counts and White—An Act prohibiting the depositing of garbage, tin cans or other refuse within two hundred (200) yards of any public road; making the violation of this Act a misdemeanor and providing penalties therefor; and declaring an emergency.

SENATE BILL NO. 47—By Ritzhaupt—An Act amending 70 O. S. 1941 § 915.2, relating to general powers and duties of State Board of Education; conferring authority upon the State Board of Education to appoint a state supervisor of attendance for the enforcement of the compulsory school attendance laws of the State; fixing the qualifications of said State supervisor of attendance, describing his duties and fixing his salary; authorizing the appointment by State Supervisor of assistant supervisors, subject to the approval of the Board of Education, and fixing the compensation therefor; authorizing the State Board of Education to file complaint for the removal of any visiting county teacher or truant officer upon the failure to perform the duties prescribed by law; providing for annual report of such state supervisor of attendance to be made to the State Board of Education and also monthly reports of the assistants to the State Supervisor of attendance; and declaring an emergency.

## GENERAL ORDER

SENATE BILL NO. 27, by Duffy, Pruett and Rinehart, of the Senate, and Wallace (Carter), et al, of the House, was taken up for consideration.

Section 1 was read.

Senator Mahan submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 27, line 3, page 2, by adding after the word, "decree" and before the word, "prior," the following: "and such action is prosecuted to a final judgment"

MAHAN.

Senator Mahan submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 27, line 2, page 2, by adding after the word, "instituted," and before the word, "to," the following, "and maintained"

MAHAN.

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

Senator Paul ask to be recorded present, which was the order.

Upon motion of Senator Pruett, Senate Bill No. 27, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and Senate Bill No. 27, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—34.

Excused: Anglin, Burns, Cobb, Lowery, Neill.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Leonard, Sears, Trussel.—3.

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

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

Ayes: Anderson, Braden, Brown, Carrier, Chapman,



Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—34.

Excused: Anglin, Burns, Cobb, Lowery, Neill.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Leonard, Sears, Trussel.—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. 27, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Nance, HOUSE CONCURRENT RESOLUTION NO. 3, by Underwood, was ordered stricken from the calendar.

SENATE CONCURRENT RESOLUTION NO. 1, by Mahan, Goodpaster, Norton and Finney, was taken up for consideration and read.

By unanimous consent, all members of the Senate were made Joint Authors of Senate Concurrent Resolution No. 1.

Upon motion of Senator Mahan, Senate Concurrent Resolution No. 1, as amended, was adopted, and ordered referred for engrossment.

Senator Rinehart moved that when the Senate adjourns today it adjourn at the hour of 12:30 p. m., to meet at 1:30 p. m., Monday, January 22, 1945, which motion prevailed.

Senator Rinehart presiding.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 48—By Irby—An Act authorizing



and directing the State Game and Fish Commission to complete the Fort Towson Dam on gates creek in Choctaw County, Oklahoma; making appropriation therefor; and declaring an emergency.

SENATE BILL NO. 49—By Irby—An Act relating to open season for hunting quail: amending 29 O. S. 1941 § 181; and declaring an emergency.

SENATE BILL NO. 50—By Rinehart of the Senate and McDonald of the House—An Act relating to aviation; providing for the promotion and development thereof within the State of Oklahoma; creating the Oklahoma Aviation Commission; prescribing the powers, duties and authority of said commission; transferring the powers and duties of the State Highway Commission, relating to aviation, as prescribed by section 6, title 3, O. S. 1941 to the Oklahoma aviation commission; transferring the powers and duties of the State Planning and Resources Board relating to aviation, as prescribed by section 25, title 3, O. S. supplement 1943 to the Oklahoma Aviation Commission; providing that no provisions of this Act shall be mandatory upon any incorporated city or town of Oklahoma; making appropriations to carry out the provisions of this Act; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Upon motion of Senator Dacus, the Senate adjourned to meet at 1:30 p. m., Monday, January 22, 1945.

## THIRTEENTH LEGISLATIVE DAY

Monday, January 22, 1945

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

Senator Nance presiding.

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Anglin, Goodpaster, Lowery, Speck, Thornton, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain, Rev. J. M. Balentine, of the Baptist Church of Claremore, Oklahoma.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 1 and Senate Bills Nos. 14 and 27 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 1 and Engrossed



Senate Bills Nos. 14 and 27 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 Revenue, Taxation and Constitutional Amendments to whom was referred Senate Joint Resolution No. 1 by Rinehart, Cowden and Logan, entitled:

A Joint Resolution proposing an amendment to section 1, article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the state from twenty-one years to eighteen years; providing for the submission of said amendment to the people for their approval or rejection at a special election to be held on the date of the next statewide primary election,

beg leave to report that we had the same under consideration and herewith return the same without recommendation, with the request that the same be printed and placed on the Calendar.

NANCE, Chairman.

Mr. President: We, your Committee on Public Buildings to whom was referred Senate Bill No. 26 by Williams, entitled:

An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, and declaring an emergency,

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 forwarded to Committee on Appropriations.

CARRIER, Chairman.

Senate Bill No. 26 was ordered referred to Committee on Appropriations for further consideration.

#### FIRST READING

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



SENATE BILL NO. 51—By Anderson, Dacus, Rinehart—An Act amending 68 O. S. 1941, § 15.53, relating to preparation of tax rolls, clarifying the same and authorizing listing of vacant urban properties at owner's option under certain restrictions; validating certain previous assessments; repealing acts in conflict; and declaring an emergency.

SENATE BILL NO. 52—By Anderson, Wheeler and Carrier—An Act amending 19 O. S. 1941, § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employees, where required; repealing all acts in conflict; and declaring an emergency.

SENATE BILL NO. 53—By Irby, Dacus, Anderson and Counts—An Act relating to gasoline excise tax and construction of secondary and feeder roads, amending 68 O. S. 1941 § 660b to provide that one cent (1c) of the one and one-half cents (1½c) gasoline excise tax created and levied by 68 O. S. 1941 § 660 shall be placed in the State Treasury to the credit of the various counties of the State; providing the formula by which the determination is made of the credit to which each county is entitled; requiring the State Highway Commission to apportion federal funds designated for construction of secondary and feeder roads to the various counties for such purposes; prescribing duties of the State Highway Commission in the making of plans and surveys of cost; authorizing the County Commissioners to pay out of their accounts in the State Treasury pro rata cost of construction of secondary and feeder roads; providing that this Act shall become effective on July 1, 1945; and declaring an emergency.

SENATE BILL NO. 54—By Ritzhaupt—An Act relating to venereal diseases, defining the same, authorizing the State Commissioners of Health to make and amend rules and regulations for the prevention and cure of same; defining power and duties of physicians in discovery, diagnosis, treatment and transfer of patients; authorizing quarantine, providing that cities and counties may make available means to determine existence, treatment and cure of this contagious and infectious disease; requiring persons diagnosed as having venereal disease to take treatment and be quarantined; providing for keeping of records and making such information inaccessible except when the public

good requires same to be disclosed; providing this Act shall be cumulative except when same conflicts with existing laws; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 55—By Ritzhaupt—An Act providing for the granting of degrees in nursing to persons with at least two years of scholastic credit from State Colleges or Universities upon completion of certain nurses training courses; designating such degrees; authorizing and requiring the Board of Regents for Higher Education to promulgate rules and regulations conforming to the provisions of this Act; making the provisions thereof severable; repealing all acts and parts of acts inconsistent herewith; and declaring an emergency.

SENATE BILL NO. 56—By Duffy of the Senate, and Focht of the House—An Act amending Section 37, Title 11, Oklahoma Statutes, 1941, relating to the procedure at a Primary or General Election of this State when a candidate is unopposed; and declaring an emergency.

SENATE BILL NO. 57—By Duffy, Rinehart, and Pruett, of the Senate, Montgomery and Evans of the House—An Act validating defective instruments of writing that have been, or may hereafter be, on record for ten (10) years in the office of the County Clerks of the several counties of the State of Oklahoma; and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 43—By Nichols—Referred to Committee on Veterans Affairs.

SENATE BILL NO. 44—By Pruett, Dacus and Counts of the Senate, and Hughes, Ash, Morris and Baldwin of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 45—By Collier and Ginder—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 46—By Counts and White—Referred to Committee on Public Health and Welfare.



SENATE BILL NO. 47—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 48—By Irby—Referred to Committee on Fish and Game; then to the Committee on Appropriations.

SENATE BILL NO. 49—By Irby—Referred to Committee on Fish and Game.

SENATE BILL NO. 50—By Rinehart of the Senate, and McDonald of the House—Referred to Committee on Roads, Highways and Aviation.

SENATE JOINT RESOLUTION NO. 3—By Worthington, Dacus, Nichols, Speck and Nevins—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 7—By Weaver, Belamy, Gibbs, Hathcoat, Shipley, Starr and Williams,

An Act providing for a premarital examination for syphilis prior to the issuance of a marriage license; providing exceptions upon order of the county judge; prescribing duties of examining physician, state health officer, state department of public health, court clerk, and penalty for violation; prescribing manner of return of marriage license, and

ENGROSSED HOUSE BILL NO. 9—By Reed,

An Act relating to travel expense of state officers and employees; providing allowance for the use of personally owned automobiles and amending section 1 of chapter 6 of title 47 of Session Laws of 1943; 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,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 7 and 9.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 46—By Carmichael, Hines (Washita), Langley and McDonald of the House; Anderson, Irby and Dacus of the Senate,

An Act waiving, releasing and cancelling penalties, interest and costs due on ad valorem taxes for the year 1943 and prior years, provided that the full amount of all such taxes are paid on or before April 1st, 1945; 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,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 46.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 49—By Tolbert and Foley,

An Act creating a revolving fund in the State Treasury for the Pauls Valley State Hospital for Epileptics, Pauls Valley, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursements; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the gov-

ernor's emergency and contingency fund the sum of one thousand (\$1,000) dollars; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 49.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 65—By Huey,

An Act amending 51 O. S. 1941, § 32 relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 5—By Flanagan and Van Dyck,

An Act fixing the open season for hunting, trapping, or taking fur-bearing animals; amending 29 O. S. Supp. 1943, § 227; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 5 and 65.

President Pro Tempore Paul presiding.

The hour of 2:00 p. m., having arrived, that hour having been set aside for the purpose of hearing the two winning teams of the Classen Debate Tournament present their debates on the question, "Resolve that the legal voting age should be reduced to 18 years," Senator Finney made the following introductions to the Senate:



Affirmative Team from the Bristow High School:

Mr. Roy Kelly, Bristow.

Mr. Harry McMillan, Bristow.

Negative Team from the Oklahoma City Central High School:

Miss Betty Lou Chaffin, Oklahoma City.

Miss Rita Zo Brown, Oklahoma City.

Senator Finney also introduced to the Senate:

Mr. Joe Jackson, Coach of the Bristow Team.

Miss Mabelle Conger, Coach of the Oklahoma City Central High School Team being unable to attend, Mr. F. R. Born, Principal of the Oklahoma City Central High School was introduced by Senator Finney.

Mr. C. E. Grady, Time Keeper for the Debate, was introduced by Senator Finney.

The Debate proceeded in order.

At the Close of the Debate, Senator Ritzhaupt moved that the Senate express, by letter, its appreciation for the efforts which the Debating Teams and their Coaches have put forth in presenting the affirmative and negative sides of the question, "Shall the legal voting age be reduced to 18 years." The motion was unanimously adopted.

Senator Rinehart asked unanimous consent, to which objection was voiced, that consideration of SENATE JOINT RESOLUTION NO. 1, by Rinehart, Cowden and Logan, be made a Special Order at 2:00 o'clock, p. m., Thursday, January 25, 1945.

Upon motion of Senator Rinehart, consideration of Senate Joint Resolution No. 1 was set for Special Order at 2:00 p. m., Thursday, January 25, 1945.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 58—By Finney—An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or other-



wise invalid; authorizing suits in state courts to recover such fees or taxes; providing that provisions of act shall not apply to ad valorem taxes, taxes on intangible personal property, or to taxes collected by the Oklahoma Tax Commission and declaring an emergency.

SENATE BILL NO. 59—By Porter—An Act amending Title 47, Oklahoma Statutes 1941, Section 169, relating to regulations of motor carriers; providing that corporation commission may relieve any motor carrier of bond requirements upon proof of financial ability to pay compensation for which such carrier may be legally liable; and declaring an emergency.

SENATE BILL NO. 60—By Ritzhaupt—An Act authorizing the State Board of Education to prescribe rules and regulations for the employment by City Schools, schools in independent school districts and rural schools of teachers, holding certificates, for overtime work during the present war emergency; making appropriation therefor; limiting said employment to the teaching of mathematical science, industrial art and commerce in grade schools and high schools; describing the hour for a week's work of a teacher; and declaring an emergency.

SENATE BILL NO. 61—By Logan—An Act relating to court funds; providing that a governing board composed of the District Judge, the County Judge and the Court Clerk, upon finding that a surplus exists in the court fund over and above current operating expenses of the courts, may use the same to purchase United States government bonds; providing for the custody of such bonds; providing for redemption of such bonds and disposition of the proceeds thereof; and declaring an emergency.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., tomorrow.

## FOURTEENTH LEGISLATIVE DAY

Tuesday, January 23, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Anglin, Speck. White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Ritzhaupt moved that young William Neill, son of Senator Neill, be made an Honorary Page for this legislative day, which motion prevailed.

## COMMITTEE REPORT

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, Taxation and Constitutional Amendments to whom was referred Senate Bill No. 41—By Nance and Jones of the Senate and Huey, Weaver and Arrington of the House, entitled:

An Act providing for the construction, equipping, and furnishing of buildings or additions to existing buildings



on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, 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 it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments to whom was referred Senate Bill No. 42 by Nance of the Senate and Huey of the House, entitled:

An Act relating to the power of the Board of Regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present Student Union Building; authorizing the Board of Regents to fix such fees and charges to pay cost of maintenance and operation of Student Union Building and any additions thereto and cost of such addition and equipment 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.

NANCE, Chairman.



### FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 62—By Committee on Appropriations — An Act relating to expenses necessary and incident to elections; making appropriations for the purpose of paying expenses necessary and incident to elections, the duties of the State Election Board and the Secretary thereof; prescribing purposes for which appropriations may be expended and manner of disbursing same; making appropriation non-fiscal; providing that surplus in any appropriations may be transferred to any other item with the approval of the Governor; and declaring an emergency.

SENATE BILL NO. 63—By Nichols—An Act creating a cause of action on behalf of a landowner whose land is injured by any landowner on the same watershed, by reason of negligence in permitting improper soil practices; providing that noncompliance in soil conservation programs shall be prima facie evidence of negligence; providing for appeals from judgments rendered hereunder; providing that a tenant shall be deemed to be the agent of his landlord and providing that both shall be made parties to the suit; and declaring an emergency.

SENATE BILL NO. 64 — By Nichols, Finney, Braden, Counts — An Act creating state forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of watersheds, and prevention of erosion; authorizing and directing cooperation with the departments, officers, and agencies of the Government of the United States in accomplishing the purposes of the Act; establishing a state forestry fund in the office of the State Treasurer and defining the duties and powers of the State Planning and Resources Board and the division of forests and parks in relation to such state forests.

SENATE BILL NO. 65—By Carrier of the Senate and Camp and Garber of the House—An Act authorizing the County Attorney, the County Judge, and the District Judge, or Judges, of any County in this State to direct the Court Clerk to transfer the money in the Court Fund to the building fund or repair fund of the Court

House, and jail fund of Counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination of this Act and declaring an emergency.

SENATE BILL NO. 66—By Nevins—An Act amending 19 O. S. 1941, 326, to provide regular monthly sessions of the Board of County Commissioners in each county to begin on the first Monday thereof, consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such Board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency.

SENATE BILL NO. 67—By Nevins—An Act amending 26 O. S. 1941, 556a, providing for the compensation of the election officers acting in and for all election precincts of the several counties in the State of Oklahoma; and declaring an emergency.

SENATE BILL NO. 68—By Anderson and Dacus—An Act amending 20 O. S. 1941, § 317 and § 318, to be consistent with H. B. 259, S. L. 1943, and providing that transcript fees shall be paid to the county court stenographer transcribing them; and declaring an emergency.

SENATE BILL NO. 69—By Anderson, Collier—An Act amending 58 O. S. 1941, § 311, providing \$500.00 value of household and kitchen furniture to surviving spouse in probate procedure; and declaring an emergency.

SENATE BILL NO. 70—By Finney—An Act consolidating the Institute for Colored Deaf, Blind and Orphans, The State Hospital for Negro Insane, and the State Training School for Negro Girls; providing for control to be under jurisdiction of State Board of Public Affairs and prescribing duties of said board; prescribing statutory functions and procedure; repealing all laws or parts of laws in conflict therewith; and declaring an emergency.

SENATE BILL NO. 71—By Finney—An Act authorizing the State Board of Public Affairs to lease state lands not being used; prescribing the conditions and terms



on which the same may be leased; and declaring an emergency.

### RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length and adopted, upon motion of Senator Jones:

#### SENATE RESOLUTION NO. 1—By JONES.

A RESOLUTION EXPRESSING REGRET OF THE MEMBERS OF THE STATE SENATE OF THE TWENTIETH SESSION OF THE OKLAHOMA LEGISLATURE UPON THE DEATH OF CHIEF JOHN RAYMOND PENCE OF STILLWATER, OKLAHOMA.

WHEREAS, The Supreme Ruler of the universe in His infinite wisdom has called from his earthly labors to his final reward, John Raymond Pence, Chief of the Stillwater Fire Department, and

WHEREAS, It is with profound regret that the Oklahoma State Senate has learned of the untimely passage of this fine citizen, and

WHEREAS, Chief Pence was known, not only to the citizens of Stillwater, Payne County, Oklahoma, but was well known throughout the State and the entire nation, due to his outstanding record and leadership in the field of fire fighting, and

WHEREAS, Chief Pence has long been active and has displayed great leadership in the State Organization of Firemen as well as in the entire Middlewest and has held many positions of leadership in these organizations, and

WHEREAS, He was the founder that gave to Oklahoma A. & M. College Campus an outstanding school of firemanship training, nationally known as the West Point of Firemanship, it being the only one of its kind in any college in the Middlewest, and it stands today as a monument to his memory, and

WHEREAS, He was a great American and a patriotic citizen who had great devotion to duty and great love for his fellowmen.



NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE:

That we express our deep regret and sorrow to his be-reaved wife and daughter, and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to his family as a token of deep respect and admiration.

Senate Resolution No. 1 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. 51—By Anderson, Dacus and Rinehart—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 52—By Anderson, Wheeler and Collier—Referred to Committee on State and County Affairs.

SENATE BILL NO. 53—By Irby, Dacus, Anderson and Counts—Referred to Committee on Revenue, Taxation and Constitutional Amendments then to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 54—By Ritzhaupt—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 55—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 56—By Duffy of the Senate and Focht of the House—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 57—By Duffy, Rinehart and Pruett of the Senate, and Montgomery and Evans of the House—Referred to Committee on Legal Advisory.

SENATE BILL NO. 58—By Finney—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 59—By Porter—Referred to Committee on Manufacturing and Industry.

SENATE BILL NO. 60—By Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 61—By Logan—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 65—By Huey—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 5—By Flanagan and Van Dyck—Referred to Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 49—By Tolbert and Foley—Referred to Committee on Hospitals and Charities.

ENGROSSED HOUSE BILL NO. 9—By Reed—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 46—By Carmichael, Hines (Washita), Langley and McDonald, of the House; and Anderson, Irby and Dacus, of the Senate—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 7—By Weaver, Belamy, Gibbs, Hathcoat, Shipley, Starr and Williams—Referred to Committee on Public Health and Welfare.

Upon motion of Senator Norton, 200 copies of SENATE BILL NO. 38, by Norton, Mahan and Goodpaster, were ordered printed.

President Pro Tempore Paul presiding.

#### GENERAL ORDER

SENATE BILL NO. 25, by Nevins, Finney and Chapman, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Anderson.

Upon motion of Senator Anderson, Senate Bill No. 25 was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Not Voting: Braden, Cobb, Ginder.—3.

Excused: Anglin, Speck, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Not Voting: Braden, Cobb, Ginder.—3.

Excused: Anglin, Speck, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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.

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules.



FIFTEENTH LEGISLATIVE DAY

Wednesday, January 24, 1945

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

Senator Jones presiding.

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 1 and Senate Bill No. 25 each correctly engrossed.

DACUS, Chairman.

Senator Finney asked unanimous consent, which was granted, to correct Engrossed Senate Bill No. 25, by striking the word, "requisitions," on line 19.

Senate Bill No. 25 was ordered referred for re-engrossment.

The Presiding Officer, in open session, signed Engrossed Senate Resolution No. 1 and ordered it 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 Legal Advisory, to whom was referred Engrossed House Bill No. 15, by Washington and Reed, entitled:

An Act appropriating Twelve Thousand, Twenty-five Dollars and Eighty Cents (\$12,025.80), to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in Case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; and declaring an 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. 1, to whom was referred Engrossed House Bill No. 22, by Van Dyke, Bellamy, Evans, Hughes, Wallace (Carter) and Williams, entitled:

An Act amending Section 152, Title 22, Oklahoma Statutes Supplement 1943 relating to limitation of time in the prosecution of crimes; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Engrossed House Bill No. 46 and Engrossed House Bill No. 21, by Speakman, Carmichael, Arms, Hines (Washita), Langley, McDonald, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger,



Hathcoat, Hawthorne, Holt, Mitchelson, Ownby, Reed, Klinglesmith, Levergood, Russell, Sherman, Shipley, Singleton, Streetman and Williams, of the House and Anderson, Irby and Dacus, of the Senate, entitled:

Acts waiving, releasing and cancelling penalties, interest and costs due on ad valorem taxes for the year 1943 and prior years, etc.,

beg leave to report that we had the same under consideration and herewith return Committee Substitute for Engrossed House Bill No. 46 and Engrossed House Bill No. 21, with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 11, by Counts and White, entitled:

An Act fixing the salaries of district judges in judicial districts of the State of Oklahoma; and repealing conflicting laws,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 16 by Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, Cowden and Neill, entitled:

An Act authorizing all secondary state educational institutions to provide Junior and Senior High School courses and permit persons returning from the military service to enroll in said courses; and declaring an 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, Taxation and Constitutional Amendments to whom was referred Senate Bill No. 18 by Gary, entitled:



An Act making ad valorem taxes a prior lien on land mortgaged to the commissioners of the land office; declaring delinquent taxes existing on lands acquired by such commissioners to be a lien thereon; repealing 64 O. S. 1941 § 15 and all 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.

NANCE, Chairman.

Mr. President: We, your Committee on Agriculture to whom was referred Senate Bill No. 21 by Burns, entitled:

An Act vitalizing section 31a, article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in State Primary General Election July 11, 1944, and ratifying said section 31a, article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said Board of Regents and their right to adopt rules and regulations for their government, not inconsistent with the constitution and laws of the state; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; 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.

LOWERY, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 31 by Duffy of the Senate, and Focht of the House, entitled:

An Act amending 18 O. S. 1941 § 1; fixing the charter fee for renewal of corporate existence of corporations formed as commercial clubs and/or educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at Two (\$2.00) Dollars; and declaring an emergency,

beg leave to report that we had the same under considera-

tion 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. 37 by Nevins, Jones and Thornton, entitled:

An Act relating to separate schools; amending 70 O. S. 1941 § 458; relating to estimates and appropriations for separate school purposes in any county, to authorize a sum not to exceed ten (10%) per centum of the amount appropriated for dependent separate school purposes to be appropriated,

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. 40 by Gary and Finney, entitled:

An Act relating to Textbook Commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the Public Schools of the State; creating a Textbook Committee and providing for its appointment, powers, duties and compensation,

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 Fees and Salaries, to whom was referred Senate Bill No. 45 by Collier and Ginder, entitled:

An Act amending 70 O. S. 1941, Section 251b fixing the salaries of district court judges of district court judicial districts of the State having a population in excess of 150,000 and a city therein having a population in excess of 25,000 according to the federal census of 1940 or according to any succeeding federal census; and providing that the provisions of said Act shall not become effective until on and after the second Monday in January, 1947,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 55 by Ritzhaupt, entitled:

An Act providing for the granting of degrees in nursing to persons with at least two years of scholastic credit from State Colleges or Universities upon completion of certain nurses training courses; designating such degrees,

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 Legal Advisory, to whom was referred Senate Bill No. 57 by Duffy, Rinehart and Pruett of the Senate, and Montgomery and Evans of the House, entitled:

An Act validating defective instruments of writing that have been, or may hereafter be, on record for ten (10) years in the office of the County Clerks of the several counties 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.

DUFFY, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 58 by Finney, entitled:

An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or otherwise invalid; authorizing suits in State courts to recover such fees or taxes; providing that provisions of Act shall not apply to ad valorem taxes, taxes on intangible personal property, or to taxes collected by the Oklahoma Tax Commission; and declaring an emergency,

beg leave to report that we had the same under considera-



tion and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

### FIRST READING

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

SENATE BILL NO. 72—By Duffy—An Act relating to attorneys at law from other states; providing for reciprocity; and declaring an emergency.

SENATE BILL NO. 73—By Ginder and Carrier—An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed sold for the purpose of feed for livestock or poultry; and declaring an emergency.

SENATE BILL NO. 74—By Ginder and Carrier—An Act relating to motor license agents; amending 47 O. S. 1941, § 22.22, making the sheriff the motor license agent in each county, prescribing his duties; authorizing him as such agent to also issue driver and chauffeur licenses and collect the fees and perform the duties required by 47 O. S. 1941 § 312; authorizing payment of expenses incurred in carrying out the provisions of this Act, making disposition of agent's fee collected, prescribing other details, and declaring an emergency.

SENATE BILL NO. 75—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 42 to provide that judgments rendered in the nature of awards by the State Industrial Commission shall bear six (6%) per centum interest per annum from date of rendition to satisfaction thereof; and declaring an emergency.

SENATE BILL NO. 76—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 43, relating to claims for compensation, to provide that claims filed with the State Industrial Commission and not presented to the Commission within five (5) years from date of filing shall be barred; and declaring an emergency.

SENATE BILL NO. 77—By Worthington of the Sen-

ate, and Shumate of the House—An Act relating to school funds; providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, Article 10 of the Oklahoma Constitution, may be transferred to the General Fund under certain terms and conditions; providing that the governing board of any school district shall file a petition in the District Court of the county requesting such court to approve such transfer of funds; requiring the district court upon a hearing upon the petition to pass upon the question of fact and the constitutional question as to whether such funds may validly be transferred; providing that the county attorney shall represent the interest of the taxpayer in such proceeding; and declaring an emergency.

SENATE BILL NO. 78—By Nichols—An Act relating to soil conservation, the state soil conservation committee, and supervisors of soil conservation districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the state soil conservation committee three (3) members who shall be farmers as the term is defined herein, prescribing their qualifications and method of appointment; providing for the employment of an executive director by the state soil conservation committee and prescribing for committee reorganization, terms of office, per diem and traveling expenses for certain members of the committee; amending 2 O. S. 1941, Section 806, to prescribe the manner of election of three (3) members of the board of supervisors in soil conservation districts, prescribing the manner of such election and providing that where a soil conservation district lies within more than one county that the supervisors shall be elected in the manner prescribed; amending 2 O. S. 1941, Section 807, to provide for election of officers of the board of supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941, Section 808, subsection B (9), to provide for contracts or negotiations with federal agencies and cooperation therewith in soil conservation matters; amending 2 O. S. 1941, Section 809, to provide for the promulgation of the land-use ordinances and providing for advertisement or posting thereof; providing the method of appeals from the enactment or enforcement of land-use ordinances and prescribing the procedure thereof; repealing 2 O. S. 1941, Section 812; providing that any person within a soil conservation district may complain of bad soil practices on the part of other



persons therein and prescribing procedure for hearings, findings of the board of supervisors, and appeals, therefrom; providing for enforcement of orders of the board and providing that such board may go upon land and perform work or other operations to conform to the findings of the board of supervisors and providing procedure incident thereto; making the provisions of this act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency.

SENATE BILL NO. 79—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 3, subdivisions (10) and (11), defining "factory" and "workshop"; and declaring an emergency.

SENATE BILL NO. 80—By Ginder and Collier—An Act relating to the nomination and election of district court judges for district court judicial district number four (4) of the State of Oklahoma; providing the provisions of act shall not affect or disturb the tenure of office of the present judges of said district; and declaring an emergency.

SENATE BILL NO. 81—By Burns—An Act relating to delinquent personal taxes and the collection thereof in each county having a population in excess of 200,000, according to the last preceding federal census; providing for the issuance and collection of alias tax warrants; prescribing duties of the County Treasurer, County Attorney and other officials of such counties; providing for a special delinquent personal tax collector in any such county, and fixing and defining his qualifications, compensation, powers and duties; authorizing court actions for delinquent taxes, and providing for the collection of judgments recovered pursuant thereto; providing for payment of delinquent personal taxes without payment of penalties, interest and cost, within ninety days after effective date of act; making provisions of act severable; and declaring an emergency.

SENATE BILL NO. 82—By Burns—An Act relating to the jurisdiction of justice of the peace in civil matters; and amending 39 O. S. 1941 § 82.

SENATE BILL NO. 83—By Burns—An Act relating to detectives and detective agencies operating within the State of Oklahoma, defining their duties and liabilities, requiring that they be licensed, and requiring the execution of a bond to the State of Oklahoma, providing penalties



for violations of this act and repealing all laws and parts of laws in conflict herewith.

SENATE BILL NO. 84—By Burns—An Act relating to service pensions for policemen, fixing the amount, eligibility, payment to a widow, child and children and return of contribution; amending 11 O. S. 1941 § 451k; and declaring an emergency.

SENATE BILL NO. 85—By Ritzhaupt—An Act amending 70 O. S. 1941, Section 402, making it the duty of the heads of the schools of this state and the teachers thereof to keep a complete record of the attendance of all school children, and to report the names of such children failing to attend school; making such records available to persons charged with the enforcement of attendance in such schools; authorizing cities of incorporated towns and independent school districts to appoint and provide salaries for visiting teachers or attendance officers; fixing the duties and compensation for such visiting teachers or officers; providing for the appointment by the county superintendent with approval of the board of county commissions of a county visiting teacher or attendance officer; prescribing his duties and fixing compensation therefor; authorizing such visiting teachers or attendance officers of the City Schools and county attendance officer to make and file complaints against parents, guardians or custodians of children of school age before the county court of the county in which violations of the compulsory attendance law has been committed; and declaring an emergency.

SENATE BILL NO. 86—By Irby, Gary, Cobb of the Senate, and Batson, Biles, Wright, Parrish and Underwood of the House—An Act creating a five (5) member board to be designated as "Lake Texoma Board"; providing for appointment of members by the Governor from certain counties; providing for terms of such members; defining their powers and duties concerning matters affecting Lake Texoma and surrounding area in which the State of Oklahoma has an interest; providing that all State Boards, Commissions and agencies shall be subject to the approval of such board in promulgating rules and regulations applicable to Lake Texoma; providing for the recommendation of said board concerning the stocking of Lake Texoma with Game Fish; authorizing said board to cooperate with the Federal Government on matters concerning Lake Texoma;

prescribing other powers of said board; providing for meetings of said board; providing that none of the members thereof shall receive compensation or traveling expenses; and declaring an emergency.

SENATE BILL NO. 87—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending 12 O. S. 1941 Section 74 authorizing and providing for rules governing pre-trial conference in the trial courts of record in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 88—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending Section 104 of Title 20 of the Oklahoma Statutes 1941 relating to courts, by adding a provision with respect to judicial conferences and a provision making the section applicable to judges of all courts of record, and declaring an emergency.

SENATE BILL NO. 89—By Pruett and Burns of the Senate, and Evans and Sherman of the House—An Act amending Section 972 of Title 12 of the Oklahoma Statutes 1941 reducing the time for appeals to the Supreme Court, but providing for applications for extensions of time for appeals, and declaring an emergency.

SENATE BILL NO. 90—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending Section 297, Title 12 of Oklahoma Statute of 1941, relating to civil procedure by adding a provision that certain objections to pleadings shall be contained in one motion, or deemed waived.

SENATE BILL NO. 91—By Rinehart, Porter, Mahan, Collier and Burns of the Senate, and Barnhart, Dillon, Van Dyck, Ward, Rowe of the House—An Act to prevent unfairness, imposition or fraud in the sale of stocks, bonds or other securities, sold or offered for sale in the State of Oklahoma and to regulate and supervise the sale thereof; providing for the inspection, examination and regulation of the business of any person, association, partnership or corporation engaged or intending to engage either as issuer, principal, broker, agent or salesman in the sale of any security in Oklahoma, and prescribing penalties for the violation thereof. Creating a department of securities and vesting in the bank commissioner the executive and



administrative powers and duties of such department: providing for a director and other employees and fixing their salaries, and prescribing the powers and duties of such officers and employees. Defining "securities" and certain other terms used in this Act. Requiring the registration of securities with certain exceptions and the registration and licensing of brokers and salesmen; providing for the examination and inspection of securities offered for registration or sale and for the examination and inspection of the books, records and accounts of issuers, brokers and salesmen and prescribing fees therefor; fixing fees for registration of securities and registration of brokers and salesmen; providing for the establishment of rules and regulations to carry into effect the provisions of this Act; providing for service of notice, process, or pleading in any suit, proceeding or action growing out of the enforcement or violation of any provision of this Act; providing that in certain cases sales made in violation of any provision of this Act shall be voidable at the election of the purchaser; providing for injunctive relief in certain cases and fixing venue; providing punishment for violations of provisions of this act and repealing sections (1) to (55), inclusive, chapters 1, 2, 3, 4, 5 and 6 of title 71, O. S. 1941, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 4—By Nevins—  
A Joint Resolution proposing an amendment to the constitution by adding a new section to be designated as section 1a, article XIII, providing that the legislature shall raise and appropriate funds for the annual support of the common schools of the state to the extent of forty-two dollars (\$42.00) per capita based on total state-wide enrolment for the preceding school year; providing for allocation of funds; providing that no school district shall be limited to such per capita amount; providing for determination of the amount to which school districts may be entitled; providing that such funds shall be in addition to apportionments from the permanent school fund; and providing for the submission of this amendment to a vote of the people at a special election.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-



rolled bills begs leave to report Senate Bill No. 25 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 25 and ordered it transmitted to the Honorable House for consideration.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 27—By Committee on Fees and Salaries,

An Act relating to the office of sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the sheriff and his deputies and the cost of feeding prisoners; providing for the payment of mileage fees to the sheriff and his deputies for travel in making investigations by written order of County Attorney of complaints to the sheriff or county attorney that the criminal laws have been violated; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 27.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 32—By Klinglesmith,

An Act relating to the State Highway Commission, road projects any county road, authorizing said Commission

to purchase from the Federal Government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the State Highway Department's own use, and also for sale or lease to the counties of the State, prescribing procedure for such sales and leases; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 32.

#### SECOND READING

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

SENATE BILL NO. 62—By Committee on Appropriations—Referred to Committee on Appropriations.

SENATE BILL NO. 63—By Nichols—Referred to Committee on Soil Conservation and Post War Planning.

SENATE BILL NO. 64—By Nichols, Finney, Braden and Counts—Referred to Committee on Soil Conservation and Post War Planning.

SENATE BILL NO. 65—By Carrier of the Senate, and Camp and Garber of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 66—By Nevins—Referred to Committee on State and County Affairs.

SENATE BILL NO. 67—By Nevins—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 68—By Anderson and Dacus—Referred to Committee on State and County Affairs.

SENATE BILL NO. 69—By Anderson and Collier—Referred to Committee on Judiciary No. 1.



SENATE BILL NO. 70—By Finney—Referred to Committee on Hospitals and Charities.

SENATE BILL NO. 71—By Finney—Referred to Committee on State and County Affairs.

### GENERAL ORDER

SENATE BILL NO. 41, by Nance and Jones, of the Senate, and Huey, et al, of the House, was taken up for consideration.

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

Section 3 was read.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 41, line 16, page 5, by inserting after the word, "authorized," and before the word, "to," the following: "and directed."

PAUL.

Upon motion of Senator Nance, Section 3, as amended, was adopted.

Sections 4 to 12 were read and adopted, upon motions of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 41, 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. 41 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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby,



Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Burns, Goodpaster, Grennell.—4.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Burns, Goodpaster, Grennell.—4.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Excused on Account of Military Service: Fine, Phillips.—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 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 42, by Nance, of the Senate, and Huey, of the House, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Nance, Senate Bill No. 42 was advanced to engrossment and third reading.

Upon motion of Senator Nance, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Not Voting: Goodpaster, Rinehart.—2.

Excused on account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Not Voting: Goodpaster, Rinehart.—2.

Excused on account of Military Service: Fine, Phillips.—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. 42 was ordered referred for engrossment.

#### GENERAL ORDER

Upon request of Senator Nance, Committee substitute for HOUSE BILLS NO. 21 and 46, by Speakman, et al of the House, and Anderson, et al, of the Senate, was taken up for consideration.

Upon motion of Senator Nance, reference to HOUSE BILL NO. 46, by Speakman, et al, of the House, and Anderson, et al, of the Senate, was ordered stricken from the calendar.

HOUSE BILL NO. 21, by Speakman, et al, of the House, and Anderson, et al, of the Senate, as amended, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Nance.

Upon motion of Senator Nance, House Bill No. 21, 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. 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:

Ayes: Anderson, Braden, Brown, Chapman, Counts, Dacus, Gary, Irby, Jones, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Sears, Wheeler, White, Worthington.—21.

Nays: Burns, Carrier, Cobb, Collier, Duffy, Finney, Ginder, Grennell, Leonard, Lowery, Ritzhaupt, Thornton, Trussell, Williams.—14.



Not Voting: Goodpaster, Rinehart.—2.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Excused on Account of Military Service: Fine, Phillips.—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.

By unanimous consent of the Senate, Senator Jones gave notice that he would on the next legislative day move to reconsider the vote by which Committee substitute for House Bills Nos. 21 and 46 failed of passage.

#### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 8—  
By Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Hawthorne, Levergood, Medlock, Reed, Rowe, Segrest, Taylor and Williams,

A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the State from twenty-one (21) years to eighteen (18) years; providing for the submission of said amendment to the people for their approval or rejection,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Joint Resolution No. 8.

Upon request of Senator Ritzhaupt, the Secretary was directed to have Engrossed House Joint Resolution No. 8

printed or mimeographed for the use of the Senate on tomorrow.

Upon request of Senator Burns, SENATE BILLS NOS. 3 and 4, each by Burns, were ordered withdrawn from Judiciary Committee No. 2, of which he is Chairman, and the Presiding Officer referred the bills, as follows:

SENATE BILL NO. 3, by Burns—to Judiciary Committee No. 1,

SENATE BILL NO. 4, by Burns—to Committee on Revenue, Taxation and Constitutional Amendments.

Senator Braden presiding.

#### GENERAL ORDER

Upon request of Senator Nance, SENATE BILL NO. 58, by Finney, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nance.

Upon motion of Senator Finney, Senate Bill No. 58 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 58 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, Worthington.—33.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Not Voting: Goodpaster, Sears, White, Williams.—4.



Excused on account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, Worthington.—33.

Excused: Anglin, Cowden, Mahan, Norton, Speck.—5.

Not Voting: Goodpaster, Sears, White, Williams.—4.

Excused on account of Military Service: Fine, Phillips.—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. 58 was ordered referred for engrossment.

### COMMITTEE REPORT

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

Mr. President: We, your Committee on Committees, desire to make the following report and recommendations:

1st. That Senator Louis H. Ritzhaupt be withdrawn as Chairman of the Committee on Public Health and Welfare, and that Senator Bayless Irby be substituted for him as Chairman of that Committee.

2nd. That Senator Louis H. Ritzhaupt be withdrawn as Chairman of the Committee on Military Affairs, and that Senator James A. Nevins be substituted for him as Chairman of that Committee.



3rd. That Senator Byron Dacus be added to the Committee on Agriculture as a member thereof.

4th. That Senator Robert Burns be withdrawn as a member of the Committee on Revenue and Taxation, and that Senator Charles A. Duffy be substituted for him as a member thereof.

5th. That Senators Allen G. Nichols, William A. Logan and Craig O. Goodpaster be added as members of the Committee on Roads and Highways.

6th. That Senator Frank Mahan be added as a member of the Committee on Oil and Gas.

7th. That Senator Jack Neill be added as a member of the Appropriations Committee.

8th. That Senator Jack Neill be added as a member of the Committee on Agriculture.

Respectfully submitted,

NANCE, Chairman.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced:

SENATE CONCURRENT RESOLUTION NO. 2—By Ritzhaupt—A Resolution requesting the State Board of Equalization to cause the total assessed valuation of all property in the State for taxation purposes for the year 1945 to be increased by twenty per cent (20%) over the total assessed valuation for the State for the preceding year, requesting County Assessors and other officials to cooperate in causing such increase in valuations to be made, and directing that a copy of this Resolution be forwarded to certain tax assessing officials.

Following discussion, Senator Nance raised a point of order, citing sub-section (b) of Rule 20, which was sustained, following which the Presiding Officer referred Senate Concurrent Resolution No. 2 to the Committee on Revenue, Taxation and Constitutional Amendments.

Senator Jones presiding.

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules.

SIXTEENTH LEGISLATIVE DAY

Thursday, January 25, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Anglin, Cowden.—2.

Excused on account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Burns advised of the presence of and introduced to the Senate Captain Jess E. McDonald, Headquarters, 2nd Army, Memphis, Tennessee, a Senate Page in 1933.

RESOLUTION

The following Resolution was introduced:

SENATE RESOLUTION NO. 2—By Paul and Finney —A Resolution deploring the death of 2nd Lt. Dow Markin, who made the supreme sacrifice in the Battle of the Ardennes on December 20, 1944.

Senator Paul asked unanimous consent, which was



granted, to immediately consider Senate Resolution No. 2, which was read at length, as follows, and adopted upon his motion:

SENATE RESOLUTION NO. 2—By PAUL and FINNEY.

A RESOLUTION DEPLORING THE DEATH OF 2ND LT. DOW MARKIN, WHO MADE THE SUPREME SACRIFICE IN THE BATTLE OF THE ARDENNES ON DECEMBER 20, 1944.

WHEREAS, the fortunes of war have claimed the life of 2nd Lt. Dow Markin, a Field Artillery Officer in the 99th Division of the First American Army in France; and,

WHEREAS, the said Dow Markin is a former resident of Oklahoma; and,

WHEREAS, the said Dow Markin was intermarried with one of Oklahoma's most illustrious families; and,

WHEREAS, in the death of this brilliant young officer the State and the Nation lose a man of great expectancy; and,

WHEREAS, this young man was a man of great courage, bravery and determination; and,

WHEREAS, because of such splendid qualities of American manhood, this man made the supreme sacrifice in the famous battle of the Ardennes; and,

WHEREAS, it is fitting and proper that recognition of this fine officer should be recorded and remembered by Oklahoma, and proper record made of his untimely passing,

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE:

That we express our most sincere sympathy and sorrow to his bereaved wife, Mrs. June Markin, the daughter of Senator and Mrs. Robert Burns, and

BE IT FURTHER RESOLVED, that the Senate express its regret to Senator and Mrs. Burns, and to the parents of this young officer, who reside at Ironton, Ohio, and

BE IT FURTHER RESOLVED that a copy of this



Resolution be mailed to the members of the bereaved family.

Senate Resolution No. 2 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 41, 42 and 58 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 41, 42 and 58 and ordered each 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 State and County Affairs, to whom was referred House Bill No. 9 by Reed entitled:

An Act relating to travel expense of state officers and employees; providing allowance for the use of personally owned automobiles and amending Section 1 of Chapter 6 of Title 47 of Session Laws of 1943; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 65 by Huey, entitled:

An Act amending 51 O. S. 1941 § 32 relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Legal Advisory to whom was referred Senate Bill No. 32, by Goodpaster, Norton and Duffy, entitled:

An Act amending 15 O. S. 1941, § 13, relating to definition of minors; providing minors to be males under eighteen years of age; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the committee substitute therefor do pass.

DUFFY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 39, by Thornton and Leonard, entitled:

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 on any special session of the Twentieth Oklahoma Legislature, the general session and any special session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the permanent journals and session laws of any such session or sessions, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 56, by Duffy of the Senate and Focht of the House, entitled:

An Act amending section 37, title 11, Oklahoma Statutes, 1941, relating to the procedure at a primary or general election of this state when a candidate is unopposed; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.



Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 62, by Committee on Appropriations, entitled:

An Act relating to expenses necessary and incident to elections; making appropriations for the purpose of paying expenses necessary and incident to elections, the duties of the State Election Board and the Secretary thereof; prescribing purposes for which appropriations may be expended and manner of disbursing same, making appropriations nonfiscal; providing that surplus in any appropriations may be transferred to any other item with the approval of the Governor; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 71 by Finney, entitled:

An Act authorizing the State Board of Public Affairs to lease state lands not being used; prescribing the conditions and terms on which the same may be leased; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

#### FIRST READING

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

SENATE BILL NO. 92—By Anderson, Rinehart, and Ginder—An Act relating to the annual scholastic census in school districts; amending 70 O. S. 1941 § 307, to provide remuneration at ten cents per name to enumerators in all districts; and declaring an emergency.

SENATE BILL NO. 93—By Wheeler, Dacus, Nevins, Gary, Irby, Anderson, and Ritzhaupt—An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for



the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency.

SENATE BILL NO. 94—By Ritzhaupt, Rinehart, Nichols, Thornton, Carrier, and Duffy—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Langston University; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purposes; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency.

SENATE BILL NO. 95—By Norton, Goodpaster, Rinehart, Paul, Nichols, Jones, and Mahan—An Act defining the term "reserve for delinquency" appearing in 68 O. S. 1941, § 297, and providing that such computed sum shall not be considered a debt or liability until delinquency in payment of taxes; providing that upon final payment of taxes, if delinquency has not occurred, one-half the sum theretofore added as a delinquency reserve shall be abated and stricken and such amount credited upon the tax rolls together with the amount paid; providing that this Act shall not be ap-

plicable to taxes levied for 1944-45 or prior years; and declaring an emergency.

SENATE BILL NO. 96—By Norton, Goodpaster, Rinehart, Nichols, Jones, and Mahan—An Act relating to ad valorem taxes; amending 68 O. S. 1941, § 351, to provide that installments of taxes shall bear a penalty from the date of delinquency at the rate of one-half per centum per month or six per centum per annum until paid; and declaring an emergency.

SENATE BILL NO. 97—By Logan and Nichols—An Act relating to the compensation, mileage and expense of secretaries and members of election boards, amending title 26, O. S. 1941, section 24A, and declaring an emergency.

SENATE BILL NO. 98—By Logan and Nichols—An Act relating to compensation of County and Precinct Registrars, amending title 26 O. S. 1941, section 73, and declaring an emergency.

SENATE BILL NO. 99—By Senate Committee on Privileges and Elections—An Act relating to elections, amending 26 O. S. 1941, § 163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal periods for candidates for state and county offices, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 100—By Senate Committee on Privileges and Elections—An Act relating to registration for voting purposes, amending 26 O. S. 1941 § 78, and declaring an emergency.

SENATE BILL NO. 101—By Senate Committee on Privileges and Elections—An Act repealing 11, O. S. 1941, Sections 42 to 45 inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, and declaring an emergency.

#### SPECIAL ORDER

The hour of 2:00 p. m., having arrived, it was upon request of Senator Rinehart that SENATE JOINT RESOLUTION NO. 1, by Rinehart and Cowden, was referred



to the Committee on Revenue, Taxation and Constitutional Amendments.

## SECOND READING

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

SENATE BILL NO. 72—By Duffy—Referred to Committee on Legal Advisory.

SENATE BILL NO. 73—By Ginder and Carrier—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 74—By Ginder and Carrier—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 75—By Counts and White—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 76—By Counts—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 77—By Worthington of the Senate and Shumate of the House—Referred to Committee on Judiciary No. 1, then to Committee on Education.

SENATE BILL NO. 78—By Nichols—Referred to Committee on Soil Conservation and War Effort then to Committee on Agriculture.

SENATE BILL NO. 79—By Counts and White—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 80—By Ginder and Collier—Referred to Committee on Judicial Redistricting.

SENATE BILL NO. 81—By Burns—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 82—By Burns—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 83—By Burns—Referred to Committee on State and County Affairs.



SENATE BILL NO. 84—By Burns—Referred to Committee on State and County Affairs.

SENATE BILL NO. 85—By Ritzhaupt—Referred to Committee on Education; then to Committee on State and County Affairs.

SENATE BILL NO. 86—By Irby, Gary and Cobb of the Senate and Batson, Biles, Wright, Parrish and Underwood of the House—Referred to Committee on Fish and Game.

SENATE BILL NO. 87—By Burns and Pruett of the Senate and Evans and Sherman of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 88—By Burns and Pruett of the Senate and Evans and Sherman of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 89—By Pruett and Burns of the Senate and Evans and Sherman of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 90—By Pruett and Burns of the Senate and Evans and Sherman of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 91—By Rinehart, Porter, Mahan, Collier, Burns, of the Senate, and Barnhart, Dillon, Van Dyck, Ward and Rowe of the House—Referred to Committee on Banks and Banking.

SENATE JOINT RESOLUTION NO. 4—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 27—By Committee on Fees and Salaries—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 32—By Klinglesmith—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE JOINT RESOLUTION NO. 8—By Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Hawthorne, Levergood, Medlock, Reed, Rowe, Segrest, Taylor and Williams—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

## GENERAL ORDER

Upon request of Senator Counts, consideration of SENATE BILL No. 11, by Counts and White, was deferred for this legislative day.

Senator Jones, having served notice that he would, moved that the vote be reconsidered by which HOUSE BILL NO. 21, by Speakman, et al, of the House, and Anderson, et al, of the Senate, as amended, failed of passage on the last legislative day, which motion was adopted.

Senator Norton moved that House Bill No. 21, as amended, be re-referred to the proper Committee, or further consideration deferred until such time as the bill can be printed, which motion was tabled upon motion of Senator Jones.

Senator Norton raised a point of order against the further consideration of House Bill No. 21, as amended, for the reason the bill had not been printed, and that the bill contained new subject matter, which point was overruled by the President.

Senator Jones asked unanimous consent, to which Senator Norton objected, that House Bill No. 21, as amended, be read.

Senator Norton was recognized and spoke on a point of personal privilege.

The President declared House Bill No. 21, as amended, was before the Senate for 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:

Ayes: Anderson, Braden, Brown, Chapman, Counts, Dacus, Duffy, Gary, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Worthington.—28.

Nays: Burns, Carrier, Cobb, Collier, Finney, Ginder, Grennell, Leonard, Norton, Trussel, Williams.—11.



Excused: Anglin, Cowden.—2.

Absent: Sears.—1.

Excused on account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Gary, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, White, Worthington.—29.

Nays: Carrier, Cobb, Collier, Finney, Ginder, Grennell, Leonard, Norton, Trussel, Williams.—10.

Excused: Anglin, Cowden.—2.

Absent: Sears.—1.

Excused on account of Military Service: Fine, Phillips.—2.

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. 21, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 16, by Ritzhaupt, et al, was considered.

Section 1 was read.

Senator Finney submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 16,



line 1, page 1, by adding after the word "State" and before the word, "Colleges," the word, "Junior".

FINNEY.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 16, line 3, page 1, by striking before the word, "to," the words, "and directed".

DUFFY.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 16, line 7, page 1, by striking after the word, "Senior," and before the word, "be," the word, "shall," and inserting the word, "may".

DUFFY.

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

Upon motion of Senator Ritzhaupt, Section 2 was ordered stricken.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to Senate Bill No. 16, by striking after the word, "ALL," and before the word, "TO," the words, "SECONDARY STATE EDUCATIONAL INSTITUTIONS," and inserting the words, "STATE JUNIOR COLLEGES;" and by striking the words, "AND DECLARING AN EMERGENCY."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Senate Bill No. 16, 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. 16, as amended, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Neill, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.  
—33.

Excused: Anglin, Cowden.—2.

Absent: Sears.—1.

Excused on account of Military Service: Fine, Phillips.—2.

Not Voting: Lowery, Mahan, Nance, Nevins, Rinehart, Williams.—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. 16, as amended, was ordered referred for engrossment.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 102—By Cobb—An Act relating to game; providing that hunting shall be permitted within the Lake Murray area subject to the general game laws relating to the taking and killing of game; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SENATE BILL NO. 103—By Norton—An Act relating to notaries public; prescribing qualifications, repealing all acts in conflict herewith 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 Privileges and Elections to whom was referred Senate Bill No. 2, by Nichols, entitled:

An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this state, or at any special election held in any Congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms and details of procedure; providing penalties for violation of act; making act cumulative; repealing 26 O. S. 1941, 324, 324a, 324b, 324c, 324d, 324e, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of act severable; and declaring an 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.

LOGAN, Chairman.

Mr. President: We, your Committee on Legal Advisory to whom was referred Senate Bill No. 34 by Duffy of the Senate, and Hoffsommer, of the House, entitled:

An Act amending section 563, title 11 O. S. 1941, relating to the right of municipalities to engage in business, own and maintain public utilities and to issue bonds for such purposes, to be owned exclusively by said municipalities, including the right to enter into lease contract for such public utility; 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 therefor do pass.

DUFFY, Chairman.



MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 66—By Gullett, McCarty, Washington, Wallace (Oklahoma), Sherman, and Carey,

An Act amending Section 31 (g), Title 19, Chapter 6, Page 76, Oklahoma Session Laws 1943 (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries and compensations; providing for increase in assistant county attorneys and stenographers in the county attorney's office and fixing their salaries; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 110—By Evans and Wallace (Carter), of the House, and Chapman, of the Senate,

An Act providing for the establishment, maintenance and operation of a county law library for Carter County, Oklahoma, to be used by the public, the courts and by public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; repealing all laws or 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 of Representatives and signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 66 and 110.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 67—By Mountcastle, Ash, Barnhart, Billingsley, Burkhart, Edwards, Foley, Frix, Hathcoat, Hussey, Levergood, McDonald, Meads, Miles, Ownby, Rowe, Sibley, Singleton, Wallace (Carter), Weaver, Welch, and Williams,

An Act entitling regular or part-time county court stenographers or reporters, stenographers appointed by the county judge, and deputy court clerks serving as ex-officio court stenographers for the county judges, to all fees collected by them for transcripts of shorthand notes, and for case-mades and transcripts for appeals made by them, and fixing said fees; repealing all 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 of Representatives and signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 67.

#### GENERAL ORDER

Upon motion of Senator Braden, HOUSE BILL NO. 15, by Washington and Reed, was ordered stricken from the Calendar.

Upon request of Senator Gary, consideration of SENATE BILL NO. 18, by Gary, was deferred for this legislative day.

Upon request of Senator Burns, consideration of SENATE BILL NO. 21, by Burns, was deferred until next Tuesday.

SENATE BILL NO. 31, by Duffy, of the Senate, and Focht, of the House, was considered.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 31 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Cobb, Ginder, Lowery, Mahan, Nance, Rinehart.—6.

Excused: Anglin, Cowden.—2.

Excused on account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Cobb, Ginder, Lowery, Mahan, Nance, Rinehart.—6.

Excused: Anglin, Cowden.—2.

Excused on account of Military Service: Fine, Phillips.—2.



Absent: Sears.—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. 31 was ordered referred for engrossment.

Senator Nevins asked that the record show had he been present at the time of Third Reading and final passage of SENATE BILL NO. 16, by Ritzhaupt, et al, he would have voted, "AYE," which was the order.

#### GENERAL ORDER

SENATE BILL NO. 40, by Gary and Finney, was considered.

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

Section 5 was read.

Senator Pruett submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 40, line 12, page 8, by striking Section 5 and renumbering the remaining sections.

PRUETT.

Sections 6, 7 and 8 were read and adopted, upon motions of Senator Gary.

Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to Senate Bill No. 40, by striking the words and figures, "AND 70 O. S. 1941, SECTION 991b".

GARY.

Upon motion of Senator Gary, Senate Bill No. 40, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and Senate Bill No. 40, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 40 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Cobb, Counts, Ginder, Logan, Lowery, Nance, Norton, Rinehart.—8.

Excused: Anglin, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Cobb, Counts, Ginder, Logan, Lowery, Nance, Norton, Rinehart.—8.

Excused: Anglin, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—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. 40, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 45, by Collier and Ginder, was taken up for consideration.

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

Upon motion of Senator Ginder, Senate Bill No. 45 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and Senate Bill No. 45 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE 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:

Ayes: Brown, Burns, Carrier, Chapman, Collier, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Norton, Paul, Porter, Speck, Trussel, Wheeler, White, Williams, Worthington.—23.

Nays: Dacus, Nevins, Thornton.—3.

Not Voting: Anderson, Braden, Cobb, Counts, Logan, Lowery, Mahan, Nance, Neill, Nichols, Pruett, Rinehart, Ritzhaupt.—13.

Excused: Anglin, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

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

Senate Bill No. 45 was ordered referred for engrossment.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., Monday, January 29, 1945.



SEVENTEENTH LEGISLATIVE DAY

Monday, January 29, 1945

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

Upon roll call, the following Members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington. —38.

Excused: Braden, Counts, Trussel, Williams.—4.

Absent: Thornton.—1.

Excused on account of Military Service: Fine.—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 Lowery, John Garland Truel, of Duncan, was made an Honorary Page for this legislative day.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 21, Senate Resolution No. 2 and Senate Bills Nos. 16, 31, 40 and 45 each correctly engrossed and Senate Resolution No. 1 correctly enrolled.

DACUS, Chairman.

The President, 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 President, in open session, signed Engrossed Senate Resolution No. 2 and ordered it referred for enrollment.

Senator Finney asked unanimous consent of the Senate, which was granted, that Senate Bills Nos. 16 and 45 be re-referred to the Committee on Engrossed and Enrolled bills for correction.

The President, in open session, signed Engrossed Senate Bills Nos. 31 and 40 and ordered each transmitted to the Honorable House for consideration.

The President in open session, signed Enrolled Senate Resolution No. 1, and ordered it transmitted to the Secretary of State.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 16 and 45 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 16 and 45 and ordered each transmitted to the Honorable House for consideration.

### RESOLUTION

The following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 3—By Sears—A Concurrent Resolution memorializing the Congress of the United States, the Federal Communications Commission, and the Interstate Commerce Commission to take such steps as may be necessary to enable and insure all practical use of radio in the operation of trains in the interest of public safety.

### FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 104—By Anderson and Collier—An Act amending 14 O. S. 1941 § 9; creating nominating districts in the second senatorial district of the State of



Oklahoma; providing the time for nominating senators therein; providing that the candidates so nominated shall be voted for in the entire district at the General Election; and declaring an emergency.

SENATE BILL NO. 105—By Anglin—An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property in this state; authorizing specified credits on such taxes; providing that in order to secure benefits of act the balance due on the principal amount of said taxes must be paid on or before September 30, 1945; making provisions of act severable; repealing chapter 11a, title 68, page 172, Oklahoma Session Laws 1943; and declaring an emergency.

SENATE BILL NO. 106—By Cobb and Gary of the Senate, and Barr of the House—An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed for livestock and poultry; 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. 92—By Anderson, Rinehart and Ginder—Referred to Committee on Education.

SENATE BILL NO. 93—By Wheeler, Dacus, Nevins, Gary, Irby, Anderson and Ritzhaupt—Referred to Committee on Education; then to Committee on Appropriations.

Upon request of Senator Ritzhaupt, 200 copies of Senate Bill No. 93 were ordered printed.

SENATE BILL NO. 94—By Ritzhaupt, Rinehart,

SENATE BILL NO. 94—By Ritzhaupt, Rinehart, Nichols, Thornton, Carrier and Duffy—Referred to Committee on Public Building.

SENATE BILL NO. 95—By Norton, Goodpaster, Rinehart, Paul, Nichols, Jones and Mahan—Referred to Committee on Judiciary No. 2; then to Committee on Revenue, Taxation and Constitutional Amendments.



SENATE BILL NO. 96—By Norton, Goodpaster, Rinehart, Nichols, Jones and Mahan—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 97—By Logan and Nichols—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 98—By Logan and Nichols—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 99—By Senate Committee on Privileges and Elections—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 100—By Senate Committee on Privileges and Elections—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 101—By Senate Committee on Privileges and Elections—Referred to Committee on Privileges and Elections.

SENATE BILL NO. 102—By Cobb—Referred to Committee on Fish and Game.

SENATE BILL NO. 103—By Norton—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 66—By Gullett, McCarty, Washington, Wallace (Oklahoma), Sherman and Carey—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 67—By Mountcastle, Ash, Barnhart, Billingsley, Burkhart, Edwards, Foley, Frix, Hathcoat, Hussey, Levergood, McDonald, Meads, Miles, Ownby, Rowe, Sibley, Singleton, Wallace (Carter), Weaver, Welch and Williams—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 110—By Evans and Wallace (Carter) of the House and Chapman of the Senate:

Senator Chapman asked unanimous consent, which was granted, that HOUSE BILL NO. 110 be ordered printed and placed upon the Calendar, without reference to a Committee.

Senator Nichols asked unanimous consent, which was granted, that HOUSE BILL NO. 15, by Washington and

Reed, stricken from the Calendar on the last legislative day, be placed back on the Calendar for consideration.

### COMMITTEE REPORT

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

Mr. President:

We, your Committee on Public Printing, beg leave to report that we have had under consideration the Senate Printing for the Twentieth Legislative Session, and that we have awarded the printing, as per Specifications hereto attached, to The Leader Press, Inc., of Oklahoma City, Oklahoma, the bid of said Company being the lowest bid.

The prices to be paid said Company, The Leader Press, Inc., are as follows:

1. JOURNAL, per printed page -----	\$1.40
JOURNAL, per blank page -----	.15
2. BILLS AND RESOLUTIONS, per printed page -----	1.05
BILLS AND RESOLUTIONS, per blank page -----	.15
3. CALENDAR, per printed page -----	1.00
CALENDAR, per blank page -----	.15
4. TABULAR AND LEADER WORK, additional, per printed page -----	.80
5. 6 POINT COMPOSITION, additional, per printed page -----	.75
6. EXTRA COPIES, per printed page per 100 copies -----	.30
7. PERMANENT JOURNAL, per printed page --	1.40
PERMANENT JOURNAL, blank pages -----	.15

All type and stock to be as per specifications and to be approved by the Committee.

Dated this 29th day of January, 1945.

LOGAN, Chairman.



## GENERAL ORDER

By unanimous consent, consideration of SENATE BILLS NOS. 11, by Counts and White; 18, by Gary, and 21, by Burns, was deferred for this legislative day.

SENATE BILL NO. 37, by Nevins, Jones and Thornton, was taken up for consideration.

Section 1 was read.

Upon request of Senator Gary, further consideration of Senate Bill No. 37 was deferred for this legislative day.

Upon request of Senator Finney, SENATE BILL NO. 55, by Ritzhaupt, was ordered withdrawn from the Calendar and re-referred to the Committee on Education for further consideration.

SENATE BILL NO. 57, by Duffy, Rinehart and Pruett, of the Senate, and Montgomery and Evans, of the House, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 57 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 57 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Ginder, Grennell, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Phillips, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—29.

Nays: Cowden, Finney, Irby, Paul.—4.

Excused: Braden, Counts, Trussel, Williams.—4.



Excused on account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Goodpaster, Leonard, Lowery, Norton, Rinehart.—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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Ginder, Grennell, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Phillips, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—30.

Nays: Cowden, Finney, Irby.—3.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Goodpaster, Leonard, Lowery, Norton, Rinehart.—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. 57 was ordered referred for engrossment.

President Pro Tempore Paul presiding.

#### GENERAL ORDER

SENATE BILL NO. 2, by Nichols, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nichols.

Senators Jones, Duffy and Cowden asked to be made co-authors of Senate Bill No. 2, which was the order.

Upon motion of Senator Nichols, Senate Bill No. 2 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 2 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—34.

Not Voting: Goodpaster, Lowery, Phillips, Rinehart.—4.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—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: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—34.

Not Voting: Goodpaster, Lowery, Phillips, Rinehart.—4.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.



Absent: Thornton.—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. 2 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 32, by Goodpaster, Norton and Duffy, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 32 was advanced to engrossment and third reading.

By unanimous consent, the following were made co-authors of Senate Bill No. 32: Senators Irby, Mahan, Anderson, Logan, Burns, Chapman, Cowden, Worthington, Jones, Ritzhaupt, Sears, Carrier, Grennell, Ginder, Dacus, Wheeler, Paul, Cobb, Gary and Nichols.

Upon motion of Senator Duffy, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on Account of Military Service: Fine.—1.

Absent: Thornton.—1.



Not Voting: Lowery, Phillips, Rinehart.—3.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on Account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Lowery, Phillips, Rinehart.—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. 32 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 34, by Duffy, of the Senate, and Hoffsommer, of the House, was taken up for consideration.

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

Upon motion of Senator Duffy, Senate Bill No. 34 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 34 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 34 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on Account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Lowery, Phillips, Rinehart.—3.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on Account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Lowery, Phillips, Rinehart.—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. 34 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 39, by Thornton and Leonard, was taken up for consideration.



Section 1 was read and adopted, upon motion of Senator Finney.

Upon motion of Senator Finney, Senate Bill No. 39 was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, White, Worthington.—31.

Not Voting: Lowery, Nance, Neill, Phillips, Rinehart, Speck, Wheeler.—7.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—1.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, White, Worthington.—31.

Not Voting: Lowery, Nance, Neill, Phillips, Rinehart, Speck, Wheeler.—7.



Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—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. 39 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 56, by Duffy, of the Senate, and Focht, of the House, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 56 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Ritzhaupt, Sears, White, Worthington.—32.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Lowery, Nance, Neill, Rinehart, Speck, Wheeler.—6.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Ritzhaupt, Sears, White, Worthington.—32.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

Absent: Thornton.—1.

Not Voting: Lowery, Nance, Neill, Rinehart, Speck, Wheeler.—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. 56 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 62, by Committee on Appropriations, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Finney.

Upon motion of Senator Finney, Senate Bill No. 62 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 62 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 62 was read for the third time at length.



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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, White, Worthington.—33.

Not Voting: Lowery, Nance, Phillips, Rinehart, Wheeler.—5.

Absent: Thornton.—1.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, White, Worthington.—33.

Not Voting: Lowery, Nance, Phillips, Rinehart, Wheeler.—5.

Absent: Thornton.—1.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—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. 62 was ordered referred for engrossment.



## GENERAL ORDER

SENATE BILL NO. 71, by Finney, 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. 71, line 5, page 1, by adding after the word, "purpose," the following: "provided such leases shall be approved by the Governor."

RITZHAUPT.

Senator Nichols presiding.

Senator Paul asked unanimous consent, which was granted, that further consideration of Senate Bill No. 71 be deferred until some future legislative day.

HOUSE BILL NO. 22, by Van Dyke, et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Pruett.

Upon motion of Senator Pruett, House Bill No. 22 was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 22 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 22 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Nays: Rinehart.—1.

Not Voting: Lowery, Phillips.—2.

Absent: Thornton.—1.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—1.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—35.

Nays: Rinehart.—1.

Not Voting: Lowery, Phillips.—2.

Absent: Thornton.—1.

Excused: Braden, Counts, Trussel, Williams.—4.

Excused on account of Military Service: Fine.—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. 22, and ordered the same returned to the Honorable House.

Senator Cowden asked to be "excused" for the remainder of this legislative day, which was the order.

#### GENERAL ORDER

Upon request of Senator Finney, consideration of HOUSE BILL NO. 9, by Reed, was deferred for this legislative day.

Upon request of Senator Duffy, consideration of



HOUSE BILL NO. 65, by Huey, was deferred for this legislative day.

Senator Goodpaster asked that the record show had he been present at the time of Third Reading and final passage of SENATE BILL NO. 32, by Goodpaster, Norton and Duffy, he would have voted "Aye," which was the order.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 107—By Speck—An Act amending 64 O. S. 1941 § 215 authorizing and directing the Commissioners of the Land Office to accept delinquent payments due on mortgages, certificates of purchase, and preference right leases without charging interest on interest payments or rentals that have become delinquent on such mortgages, certificates of purchase, or preference right leases; providing that the provisions of said act shall apply even though a final judgment has been or may hereafter be rendered by a court of competent jurisdiction against the mortgagor, certificate of purchase holder, or preference right lessee for interest on said delinquent interest or for interest on said delinquent rentals; relating to the release of such a judgment; and declaring an emergency.

President Berry presiding.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1—By Mahan, Goodpaster, Norton, Finney, Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman,



Cobb, Collier, Counts, Cowden, Dacus, Duffy, Fine, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington, of the Senate; and Taylor and Williams, of the House,

A Resolution memorializing the Congress of the United States to amend the Federal Social Security Law to permit recipients of benefits or assistance thereunder to engage in various work and small enterprises without prejudice to their status as beneficiaries of said law to the extent that the first two hundred forty dollars (\$240.00) annual net earnings of any such persons shall not be taken into consideration in determining the amount of assistance they are to receive,

and to advise you, and through you, the Honorable Senate, that the same has been adopted, AS AMENDED, by the House of Representatives and signed by the Speaker in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 1 was read as follows and consideration deferred for this legislative day:

Amendment No. 1. By Adding Taylor and Williams of the House, as Co-Authors.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 112—By Montgomery,

An Act providing for the number and compensation of assistant county attorneys, stenographers and evidence men, in all counties in the state having a population in excess of One Hundred Ninety Thousand (190,000) inhabitants and less than Two Hundred and Thirty Thousand (230,000) inhabitants as shown by the last preceding federal decennial census, or any succeeding federal decennial census and having a net assessed valuation in excess of One Hundred Thirty-Five Million (\$135,000,000) Dollars

as certified to the County Excise Board in 1944, and as may be shown by any succeeding biennial net assessed valuation; repealing any law and any part of any law 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 112.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., tomorrow.

EIGHTEENTH LEGISLATIVE DAY

Tuesday, January 30, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—41.

Excused: Williams.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following Communication was read:

Mr. Homer Paul  
President Pro Tempore of the Senate  
State Capitol

Dear Sir:

Pursuant to the legal requirement in the creation of the Judicial Council of Oklahoma, I am pleased to transmit herewith a copy of the first annual report of the Judicial Council.

Sincerely yours

(Signed) EARL WELCH, Chairman.



Upon request of Senator Paul, the above letter of transmittal was ordered incorporated in the Journal, the Report of the Judicial Council to be filed with the Secretary of the Senate, as a permanent record.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 2, 32, 34, 39, 56, 57 and 62 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 2, 34, 39, 56, 57 and 62 and ordered each transmitted to the Honorable House for consideration.

By unanimous consent, upon request of Senator Finney, Senate Bill No. 32 was ordered referred to the Committee on Engrossed and Enrolled bills for proper 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 Public Health and Welfare to whom was referred House Bill No. 7, by Weaver, Bellamy, Gibbs, Hathcoat, Shipley, Starr and Williams, entitled:

An Act providing for a premarital examination for syphilis prior to the issuance of a marriage license providing exceptions upon order of the county judge: prescribing duties of examining physician, state health officer, state department of public health, court clerk, and penalty for violation; prescribing manner of return of marriage license, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

IRBY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred House Bill No. 27 by Committee on Fees and Salaries, entitled:

An Act relating to the Office of Sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the Sheriff and his deputies and the cost of feeding prisoners; providing for the payment of mileage fees to the Sheriff and his deputies for travel in making investigations by written order of County Attorney of complaints to the Sheriff or County Attorney that the criminal laws have been violated; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 36, by Speck, Worthington, Anderson, Dacus and Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House, entitled:

An Act amending Title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127 and 130, relating to waters, water rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 46, by Counts and White, entitled:

An Act prohibiting the depositing of garbage, tin cans or other refuse within two hundred (200) yards of any public road; making the violation of this act a misdemeanor and providing penalties 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.

IRBY, Chairman.



Mr. President: We, your Committee on Judiciary Number One, to whom was referred Senate Bill No. 65, by Carrier of the Senate, and Camp and Garber of the House, entitled:

An Act authorizing the County Attorney, the County Judge, and the District Judge or judges, of any county in this State to direct the Court Clerk to transfer the money in the Court Fund to the Building Fund or Repair Fund of the Court House, and Jail Fund of counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination 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.

PRUETT, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 66, by Nevins, entitled:

An Act amending 19 O. S. 1941, 326, to provide regular monthly sessions of the Board of County Commissioners in each county to begin on the first Monday thereof, consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 68, by Anderson and Dacus, entitled:

An Act amending 20 O. S. 1941 § 317 and 318, to be consistent with H. B. 259, S. L. 1943, and providing that transcript fees shall be paid to the County Court stenographer transcribing them; and declaring an emergency,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 69, by Anderson and Collier, entitled:

An Act amending 58 O. S. 1941, § 311, providing \$500.00 value of household and kitchen furniture to surviving spouse in probate procedure: and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 77 by Worthington of the Senate, and Shumate of the House, entitled:

An Act relating to School Funds: providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, Article 10 of the Oklahoma Constitution, may be transferred to the general fund under certain terms and conditions; providing that the governing board of any school district shall file a petition in the District Court of the county requesting such court to approve such transfer of funds; requiring the District Court upon a hearing upon the petition to pass upon the question of fact and the Constitutional question as to whether such funds may validly be transferred; providing that the County Attorney shall represent the interests, 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 82, by Burns, entitled:

An Act relating to the jurisdiction of justices of the peace in civil matters: and amending 39 O. S. 1941 § 82,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 83, by Burns, entitled:

An Act relating to detectives and detective agencies operating with the State of Oklahoma defining their duties and liabilities, requiring that they be licensed, and requiring the execution of a bond to the State of Oklahoma, providing penalties for violations of this Act and repealing all laws and parts of 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 84, by Burns, entitled:

An Act relating to service pensions for policemen, fixing the amount, eligibility, payment to a widow, child and children and return of contributions; amending 11 O. S. 1941 § 541k; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 87, by Burns and Pruett of the Senate, and Evans and Sherman of the House, entitled:

An Act amending 12 O. S. 1941, Section 74, authorizing and providing for rules governing pre-trial conference in the trial courts of record 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.

PRUETT, Chairman.



Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 88, by Burns and Pruett of the Senate, and Evans and Sherman of the House, entitled:

An Act amending Section 104 of Title 20 of the Oklahoma Statutes 1941 relating to courts, by adding a provision with respect to judicial conferences and a provision making the section applicable to judges of all courts of record, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 89, by Pruett and Burns of the Senate, and Evans and Sherman of the House, entitled:

An Act amending Section 972, of Title 12 of the Oklahoma Statutes 1941 reducing the time for appeals to the Supreme Court, but providing for applications for extensions of time for appeals, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 90 by Pruett and Burns of the Senate, and Evans and Sherman of the House, entitled:

An Act amending Section 297, Title 12 of Oklahoma Statutes of 1941, relating to civil procedure by adding a provision that certain objections to pleadings shall be contained in one motion, or deemed waived,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

## SECOND READING

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



SENATE BILL NO. 104—By Anderson and Collier.

Senator Collier asked unanimous consent, which was granted, that Senate Bill No. 104 be ordered printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 105—By Anglin—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 106—By Cobb and Gary of the Senate and Barr of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 107—By Speck—Referred to Committee on School Lands.

ENGROSSED HOUSE BILL NO. 112—By Montgomery—Referred to Committee on State and County Affairs.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 108—By Speck, Rinehart and Paul—An Act relating to the release of record of oil and gas leases; requiring release thereof by lessee or assigns under certain conditions to be filed of record; providing for the execution and filing by land owner of affidavit concerning the expiration and release of said leases; providing penalty for the failure of lessee or assigns to file of record a release thereof; and declaring an emergency.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 32 correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 32 and ordered it transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 11, by Counts and White, was taken up for consideration.

Section 1 was read.

Senators Jones, Nichols and Nevins submitted the following amendment:

Mr. President: We move to amend Senate Bill No. 11, line 2, page 1, by adding after the word, "Judges," and before the word, "of," the following: "and Superior Judges."

JONES  
NICHOLS  
NEVINS

Senator Jones asked unanimous consent that further consideration of Senate Bill No. 11 be deferred for this legislative day.

Senator Ginder asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 11, line 7, page 1, by changing the figures, "200,000," to "155,000;" and in line 8, page 1, by changing the figures, "100,000," to "25,000."

GINDER.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 11, line 3, page 1, by striking the words and figures, "Six Thousand (\$6,000.00)," and inserting the words and figures, "Five Thousand (\$5,000.00)"

PRUETT.

Senator Cowden moved that further consideration of Senate Bill No. 11 be indefinitely postponed.

Senator Anglin, as a substitute, moved that further consideration of Senate Bill No. 11 be postponed for 2 weeks.

Senator Cowden raised a point of order against the Anglin motion, stating it is inferior to his motion, which point of order the President overruled.

The President advised the Senate that his ruling on the Cowden point of order was in error and declared the Cowden motion superior to the Anglin motion and before the Senate.



The vote occurring on the Cowden motion, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Cobb, Cowden, Dacus, Finney, Goodpaster, Lowery, Nance, Nevins, Paul, Pruett, Speck, Thornton, Trussel, Wheeler, Worthington.—18.

Nays: Brown, Burns, Carrier, Chapman, Collier, Counts, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, White.—23.

Excused: Williams.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Counts raised a point of order against the Anglin motion, stating the Jones' request to defer consideration of Senate Bill No. 11 for this legislative day was properly before the Senate, the President overruling the point of order for the reason the Senate had permitted further consideration of the bill, following the Jones' request for unanimous consent, to defer consideration.

President Pro Tempore Paul presiding.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Cowden, Dacus, Finney, Gary, Goodpaster, Grennell, Jones, Leonard, Lowery, Nance, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—28.

Nays: Carrier, Collier, Counts, Duffy, Ginder, Irby, Logan, Mahan, Neill, Norton, Porter, Rinehart, White.—13.

Excused: Williams.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

By unanimous consent, President Pro Tempore Paul introduced and presented to the Senate Cleo Dawson, the Pen name of Mrs. George Smith, author of the book, "She Came to the Valley," formerly of Texas—now a member



of the Faculty of the University of Kentucky, who addressed the Senate.

Following a vote of thanks and appreciation to Cleo Dawson, by the Senate, Senator Nance extended an invitation to her to be a guest at the Buffet Dinner, previously extended the Senate, to be given by the Oklahoma university tonight, in the Student Union Building, on the OU Campus, to be followed by the OU vs Okla A & M Basketball game, which invitation she graciously accepted.

President Pro Tempore Paul introduced to the Senate S/Sgt. Robert W. Burch, U.S.A.A.F., a Senate Page in 1939, and it was upon motion of Senator Logan that he was made Honorary President Pro Tempore of the Senate for this legislative day.

#### GENERAL ORDER

SENATE BILL NO. 18, by Gary, was taken up for consideration.

Section 1 was read.

Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 18, line 10, page 1, by adding after the word, "thereon," and before the word and figure, "Section 2," the following: "and all such taxes shall be paid out of the proceeds of the sale of such land."

#### GARY.

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

Upon motion of Senator Gary, Senate Bill No. 18 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and Senate Bill No. 18 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 18 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Cobb, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Pruett, Sears, Speck, Thornton, Wheeler, White, Worthington.—29.

Nays: Carrier, Chapman, Collier, Leonard, Lowery, Paul, Rinehart, Ritzhaupt.—8.

Excused: Williams.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Cowden, Ginder, Porter, Trussel.—4.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Wheeler, White, Worthington.—32.

Nays: Carrier, Leonard, Lowery, Paul, Rinehart.—5.

Excused: Williams.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Cowden, Ginder, Porter, Trussel.—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. 18 was ordered referred for engrossment.



### GENERAL ORDER

Senator Braden asked unanimous consent, which was granted, that HOUSE BILL NO. 15, by Washington and Reed, be withdrawn from the Calendar and referred to the Committee on Appropriations for further consideration.

Senator Burns served notice that he would at 2:00 p. m., tomorrow, call for consideration of SENATE BILL NO. 21, by Burns.

Senator Nance moved that when the Clerk's desk is cleared of matters, the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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 the Senate Amendments to:

ENGROSSED HOUSE BILL NO. 21—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, Klinglesmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman, and Williams,

An Act waiving and cancelling all fees, penalties, interests and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided, that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 1st, 1945, and defining the duties of all county treasurers hereunder; and declaring an emergency, and asks for a conference thereon.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

By unanimous consent, further consideration of Engrossed House Bill No. 21 was deferred for this legislative day.



MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 68—By Levergood,

An Act relating to Notices to Take Depositions; amending 12 O. S. 1941, § 439 to provide for payment of certain expenses and costs incurred by reason of failure to notify opposing party or parties that depositions will not be taken where notice has previously been served; providing that cause shall not be tried until such expenses are paid; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 68.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 130—By Montgomery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver,

An Act authorizing the filing and recording in the office of the County Clerk of orders or decrees of courts of bankruptcy and making the same constructive notice of their contents; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 116—By Bradley,

An Act providing that no real property of a deceased person shall be liable for debts of such person unless letters testamentary or of administration be granted within six years from date of death of such decedent, with proviso excepting lien of any mortgage, upon specific real property, existing and recorded at date of death of decedent; and providing that nothing in this Act shall prevent real property of a person deceased for six years prior to the going into effect of this Act from such liability where letters

testamentary or of administration shall be issued prior to one year after the going into effect of this Act,

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 pro tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 116 and 130.

As provided under the Nance motion, the Senate was declared adjourned, to meet at 1:30 p. m., tomorrow.



## NINETEENTH LEGISLATIVE DAY

Wednesday, January 31, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—41.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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:

MR. PRESIDENT:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 5—  
By Wallace (Oklahoma), Mitchelson, and Russell,

A Joint Resolution proposing an amendment to Section 19, Article 2, of the Constitution of the State of Oklahoma so as to provide that a jury for the trial of civil and criminal cases in courts of record other than county courts shall consist of twelve (12) qualified electors over twenty-one (21) years of age of the State and in county courts and



courts not of record a jury shall consist of six (6) qualified electors over twenty-one (21) years of age of 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 Speaker in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Joint Resolution No. 5.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 18 correctly engrossed and Senate Resolution No. 2 correctly enrolled.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 18 and ordered it transmitted to the Honorable House for consideration.

The President, in open session, signed Enrolled Senate Resolution No. 2 and ordered it transmitted to the Secretary of State.

#### 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. 15, by Washington and Reed, entitled:

An Act appropriating Twelve Thousand, Twenty-five Dollars and Eighty Cents (\$12,025.80), to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 29 by Ritzhaupt, entitled:

An Act relating to instruction in public health and education in the public elementary and secondary schools of the State; providing for appointment of a State Supervisor of Health and Physical Education; fixing his salary and defining his duties,

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. 47 by Ritzhaupt, entitled:

An Act amending 70 O. S. 1941 § 915.2, relating to general powers and duties of State Board of Education; conferring authority upon the State Board of Education to appoint a State Supervisor of Attendance for the enforcement of the compulsory school attendance laws of the State,

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 Education, to whom was referred Senate Bill No. 85 by Ritzhaupt, entitled:

An Act amending 70 O. S. 1941, Section 402, making it the duty of the heads of the schools of this State and the teachers thereof to keep a complete record of the attendance of all school children, and to report the names of such children failing to attend school,

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.



*Nineteenth Day, Wednesday, January 31, 1945*     247

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 92, by Anderson, Rinehart and Ginder, entitled:

An Act relating to the annual scholastic census in school districts; amending 70 O. S. 1941, § 307, to provide remuneration at ten cents per name to enumerators in all districts; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

#### FIRST READING

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

SENATE BILL NO. 109—By Committee on Privileges and Elections—An Act relating to elections, amending the soldiers and sailors absentee ballot law, amending Sections 1, 2, 3, 6, 7, 8, and 9, Chapter 10, Title 26, Oklahoma Session Laws 1944, providing for the issuance of said ballots by the secretaries of the county election boards, making Act applicable to run-off primaries, and providing other details, repealing Section 21 of said Act, and declaring an emergency.

SENATE BILL NO. 110—By Committee on Privileges and Elections—An Act relating to elections; providing procedure for qualified electors temporarily absent from their voting precinct to register by mail during the registration period prior to any regular or run-off primary, general or special election; amending Title 26, Chapter 4, Section 1, Oklahoma Session Laws, 1944; and declaring an emergency.

SENATE BILL NO. 111—By Duffy, Nichols, Ritzhaupt, Burns and Sears of the Senate, and Focht, Dorsett, Bellamy, Washington, Price, Morgan, McCarty, Musgrave, Montgomery, Harshbarger, Madrano, Carey, Hill, Holt, Medlock, Sherman and Gullett of the House—An Act appropriating the sum of thirty-six thousand (\$36,000.00) dollars for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the purpose of carrying into effect the provisions of Chapter 234, Session Laws of Oklahoma, 1921, relating to education of orphans; and declaring an emergency.



SENATE BILL NO. 112—By Sears—An Act relating to Public Health and Safety; defining certain terms as used in this Act; requiring all owners of public buildings as herein defined to provide for doors to open towards the outdoors; providing for the chief of the fire department to inspect public buildings and report violations of this Act; making the violation of the provisions of this Act a misdemeanor and prescribing a penalty therefor; providing that owners of public buildings as herein defined shall have one hundred and twenty days after the effective date of this Act to comply herewith; and declaring an emergency.

SENATE BILL NO. 113—By Sears—An Act relating to Public Health and Safety; amending Section 561, Title 70, Oklahoma Statutes 1941, by adding a provision to subparagraph (a) thereof, requiring certain doors in school buildings to be equipped with panic bolts or other suitable and comparable automatic safety locking devices; and declaring an emergency.

SENATE BILL NO. 114—By Thornton—An Act relating to the State War Council making appropriations for the support and maintenance of said council during the next biennium providing if United States ceases to be at war the Governor may stop expenditures of funds herein appropriated and cause same to revert to the General Revenue Fund, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 5—By Duffy and Ritzhaupt of the Senate, and Focht, Washington and Parrish 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, Article X 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. 108—By Speck, Rinehart and Paul—Referred to Committee on Oil and Gas.

Upon request of Senator Speck, Senate Bill No. 108 was ordered withdrawn from the Committee on Oil and Gas and referred to Judiciary Committee No. 1.

ENGROSSED HOUSE BILL NO. 130—By Montgom-

ery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 116—By Bradley—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 68—By Levergood—Referred to Committee on Judiciary No. 2.

### GENERAL ORDER

SENATE BILL NO. 21, by Burns, was taken up for consideration.

Senator Rinehart presiding.

Section 1 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 4, page 2, by striking after the word "that," and before the word, "the," the following: "said amendment is not self-executing and," and by adding after the word, "purpose," in line 7, these words: "and to provide a more specific and convenient remedy for carrying out such provisions."

PRUETT.

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

Section 2 was read.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, lines 11 and 12, page 2, after the word, "Agriculture," on line 11, and before the word, "and," line 12, strike the words, "who shall be the Secretary of said Board."

NANCE.

Senators Thornton and Worthington submitted the following amendment, which was tabled upon motion of Senator Paul:

Mr. President: We move to amend Senate Bill No. 21,



line 12, page 2, by striking the word, "Secretary," and substituting therefor the word, "Chairman."

THORNTON  
WORTHINGTON.

Senator Pruett submitted the following amendment, which was tabled upon motion of Senator Paul:

Mr. President: I move to amend Senate Bill No. 21, line 1, page 3, by striking after the word, "farmers," the following: "who are actually engaged in farming and livestock growing as their principal business and occupation in earning a livelihood."

PRUETT.

Senator Braden submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 2, page 3, by striking after the word, "farming," and before the word, "livestock," the word, "and," and inserting in lieu thereof the word, "or".

BRADEN.

Upon motion of Senator Paul, Section 2, as amended, was adopted.

Senator Paul asked unanimous consent, which was granted, that the vote be reconsidered by which Section 2, as amended, was adopted.

Senator Paul asked unanimous consent, which was granted, to amend the Braden amendment, by striking the word, "or," (inserted in lieu of the word, "and") and inserting in lieu thereof the words, "and/or".

Upon motion of Senator Braden, Section 2, as amended, was adopted.

Section 3 was read.

Senator Nance submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 21, lines 11 and 12, page 3, after the word, "at," in line 11 and before the word, "Capitol," line 12, by striking the words,



"the office of the President of the Board of Agriculture in the," and inserting the word, "State."

NANCE.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 18, page 3, by adding after the words, "vice-chairman," the following: "and a Secretary," and on line 7, page 4, after the period, strike all of the remainder of said sentence and substitute the following: "The office of said Board shall be located in the State Capitol Building, in rooms or quarters provided by the State Board of Affairs."

NANCE.

Senator Burns submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 21, line 3, page 4, by striking after the word, "inconsistent," and before the word, "general," the word, "and," and insert the words, "with the"

BURNS.

Upon request of Senator Logan, Senator Neill was made co-author of the Burns' amendment.

The vote occurring on the Burns-Neill amendment, it was declared adopted.

Senator Burns submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, lines 4 and 5, page 4, by striking the letter and word, "a minute," and insert the words, "the minutes"

BURNS.

Upon motion of Senator Nance, Section 3, as amended, was adopted.

Section 4 was read and adopted by unanimous consent.

Section 5 was read.

Senator Burns submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 21,

line 17, page 4, after the word, "Oklahoma," by striking the word, "Agriculture," and inserting the word, "Agricultural;" and on line 3, page 5, after the word, "the," strike the word, "Agriculture," and insert the word, "Agricultural," and in lines 9 and 10, page 5, strike the word, "superintendent," and insert the word, "superintendent"

BURNS.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 21, line 11, page 5, by striking after the word, "Colleges," and before the word, "who," all of lines 11, 12 and 13, to and including the word, "year," and inserting the following: "who shall receive a salary of \$3600.00 a year and the necessary traveling expenses as provided by law."

RITZHAUPT.

Senator Jones, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 7, page 5, by striking the entire paragraph and adding the following: "The Board of Regents shall have power to employ a President and necessary teachers and instructors, assistants and other employees for each of said Colleges."

JONES.

Upon motion of Senator Nance, Section 5, as amended, was adopted.

Section 6 was read.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 18, page 5, and in lines 9 and 10, page 6, by striking in each line the word, "Agriculture," and inserting in lieu thereof the word, "Agricultural," in each line.

JONES.

Upon motion of Senator Burns, Section 6, as amended, was adopted.

Section 7 was read and adopted by unanimous consent.



Section 8 was read and adopted, upon motion of Senator Lowery.

Section 9 was read.

Senator Jones submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 21, line 4, page 8, by striking the word, "President," and substituting the word, "Chairman"

JONES.

Senator Pruett, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 4, page 8, by striking the word, "President," and substituting therefor the word, "Secretary"

PRUETT.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 7, page 8, by striking the word, "eminating," and substituting therefor the word, "emanating"

THORNTON.

Upon motion of Senator Nance, Section 9, as amended, was adopted.

Sections 10 and 11 were read and adopted, upon motions of Senator Nance.

Senator Logan asked unanimous consent, to which objection was voiced, to reconsider the vote by which Section 2, as amended, was adopted, for the purpose of submitting an amendment.

Senator Logan moved that the vote be reconsidered by which Section 2, as amended, was adopted.

Senator Pruett asked unanimous consent, to which objection was voiced, to submit an amendment to line 7, page 3, of Senate Bill No. 21.

Upon motion of Senator Nance, the rules of the Senate were suspended, for the purpose of having the Pruett amendment read.



The Pruett amendment was read.

Senator Ginder asked unanimous consent, to which Senator Burns objected, that the vote be reconsidered by which Section 2, as amended, was adopted.

The Presiding Officer declared the Logan motion was before the Senate.

The vote occurring on the Logan motion, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Anderson, Cowden, Dacus, Duffy, Gary, Goodpaster, Logan, Nevins, Nichols, Porter, Pruett, Williams.—12.

Nays: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Finney, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Norton, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—29.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Pruett asked unanimous consent, to which objection was voiced, to consider his amendment to line 7, page 3, which had been read.

Upon motion of Senator Nance, Senate Bill No. 21, 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. 21, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary,

Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Cowden, Duffy, Logan, Neill, Nevins.—5.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Cowden, Duffy, Logan, Neill, Nevins.—5.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 21, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 37, by Nevins, Jones and Thornton, was taken up for consideration.

Upon request of Senator Nevins, Senate Bill No. 37 was ordered withdrawn from the Calendar and re-referred to the Committee on Education for further consideration.



Referring further to SENATE BILL NO. 71, by Finney:

Senator Norton presiding.

Senator Paul moved that Senate Bill No. 71 be referred to Judiciary Committee No. 1, with instructions.

Senator Thornton raised a point of order against the Paul motion, which was sustained, stating the Rules provide that instructions be made in writing.

Senator Paul moved that Senate Bill No. 71 be referred to Judiciary Committee No. 1, with the following instructions: "Authority to lease to Game Department for Game Refuge all lands desired by Game Department and to lease the building now vacant adjacent to Department of Public Health," which motion was adopted.

SENATE BILL NO. 36, by Speck, et al, of the Senate, and Jones, et al, of the House, was taken up for consideration and read.

By unanimous consent, Senate Bill No. 36 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—2.



Not Voting: Anderson, Cobb, Finney, Nance, Porter, Ritzhaupt.—6.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Excused: Wheeler.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Anderson, Cobb, Finney, Nance, Porter, Ritzhaupt.—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.

### 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 Advisory, to whom was referred Senate Bill No. 72 by Duffy, entitled:

An Act relating to attorneys at law from other states; providing for reciprocity; and declaring an 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 Judicial Redistricting, to whom was referred Senate Bill No. 80 by Ginder and Collier, entitled:

An Act relating to the nomination and election of District Court Judges for District Court Judicial District No. four (4) of the State of Oklahoma; providing the provisions of Act shall not affect or disturb the tenure of office of the present Judges of said District; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration,

ENGROSSED HOUSE BILL NO. 111—By Price, Arms, Bailey, Bellamy, Billingsley, Burkhardt, Dees, Dorsett, Edwards, Flanagan, Foley, Frix, Gullett, Hathcoat, Holt, Huey, Hughes, Hussey, KlingleSmith, Langley, Levergood, Madrano, Meads, Medlock, Mitchelson, Morris, Musgrave, Ownby, Parrish, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Singleton, Speakman, Starr, Thompson (Lincoln), Treadwell, Underwood, Van Dyck and Williams,

An Act relating to appropriation and apportionment of moneys in the state assistance fund; amending chapter 7a, title 56, Oklahoma Session Laws 1943 (56 O. S. Supp. 1943 § 181a); and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 91—By Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhardt, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee),



Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Jones, Kerr, King, Klinglesmith, Langley, Lansden, Levergood, Long, Ma-drano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson and Wright,

An Act relating to income taxes; amending 68 Oklahoma Statutes 1941, section 878 (b) relating to items exempt from taxation under the income tax act to include amounts not to exceed one thousand five hundred (\$1,500.00) dollars received by persons in the military, naval and merchant marine services as compensation for services; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 120—By Hawthorne,

An Act relating to transportation of pupils in school districts; amending 70 O. S. 1941 § 1195 to provide that any common school district containing forty (40) or more square miles, and maintaining not more than one (1) school in the district, shall be entitled to furnish transportation,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 91, 111 and 120.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 133—By Arrington, Batson and Carey,

An Act levying an excise tax of one (1) mill per barrel on petroleum oil produced in this State; requiring the proceeds of such tax to be credited five-sixths ( $\frac{5}{6}$ ) to the "Conservation Fund" and one-sixth ( $\frac{1}{6}$ ) to "The Interstate Oil Compact Fund of Oklahoma"; appropriating said "Conservation Fund" and the balance in the Conservation Fund created under the provisions of prior levies and enactments for the payment of salaries and expenses of the conservation officer, his assistants and deputies, conservation attorney, reporters, stenographers and clerks, and all items of office expense and office supplies, including stationery, telegraph, telephone, postage and printing, and such other items as are or shall be authorized by law in connection with the enforcement of the oil and gas conservation laws of the State; appropriating "The Interstate Oil Compact Fund of Oklahoma" for the payment of the compensation of the assistant representative and employees, for necessary traveling expenses of the assistant representative and employees and of the governor when traveling as official representative of the State of Oklahoma, for office expenses, including office supplies and equipment, and such contributions to the interstate oil compact commission as are authorized by the governor and other expenses necessary to enable Oklahoma to fully cooperate in accomplishing the objects of the interstate oil compact; providing for predisposition of unexpended balances in said funds; providing for the collection of the tax, the time and manner thereof by the purchaser or producer; providing for penalties and proceedings on delinquencies, and prescribing penalties for violation of this Act; and for other purposes; and fixing an effective date,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 133.

MR. PRESIDENT:

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



*Nineteenth Day, Wednesday, January 31, 1945* 261

ENROLLED HOUSE BILL NO. 22—By Van Dyck, Bellamy, Evans, Hughes, Wallace (Carter), and Williams,

An Act amending Section 152, Title 22, Oklahoma Statutes Supplement 1943 relating to limitation of time in the prosecution of crimes; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 22 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 Paul, the Senate adjourned to meet at 1:30 p. m., tomorrow.

**TWENTIETH LEGISLATIVE DAY****Thursday, February 1, 1945**

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Leonard.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President annouced a quorum present.

Prayer was offered by the Chaplain, Reverend John R. Kelley, Pastor of the First Baptist Church, Anadarko, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Thornton asked that Senator Leonard be excused for today and the next legislative day, which was the order.

**MESSAGE**

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

**MR. PRESIDENT:**

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

**ENGROSSED HOUSE BILL NO. 123—By Weaver and Committee on Veterans Affairs,**



An Act to provide for the appointment of a conservator, under certain circumstances, of the estate and property of persons with the armed forces, and other persons outside the limits of the United States included within the forty-eight states and District of Columbia, by permission, assignment or direction of any department or official of the United States in connection with any activity pertaining to or connected with the prosecution of any war in which the United States is then engaged, who are missing, interned, or beleaguered, besieged or captured by an enemy; providing the manner of the appointment of and qualification by such conservator; defining powers and authority of such conservator; providing the manner of terminating the conservatorship; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 123.

Senator Finney asked unanimous consent, which was granted, that the Committee on Engrossed and Enrolled Bills be permitted to correct the spelling of the word "livlihood" in Senate Bill No. 21.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 21 and 36 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 21 and 36 and ordered each 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 Revenue and

Taxation to whom was referred Senate Bill No. 4, by Burns, entitled:

An Act vitalizing Section 41, Article 5 of the Constitution of the State of Oklahoma; authorizing any city covered by act to pension meritorious and disabled firemen thereof such as come within the purview of the Laws of this state relating to the payment of pensions to said firemen and to make annual appropriations 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 19, by Sears and Pruett, entitled:

An Act authorizing the County Assessor of any county in Oklahoma to destroy all personal property assessment lists including corporation, banks, intangibles, homestead exemption applications and other personal lists that are on file or stored in said office for a period longer than ten 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 not pass for the reason that the same subject matter is contained in another bill that is pending.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 35, by Speck, Worthington, Anderson, Dacus, Rinehart, Wheeler of the Senate, and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House, entitled:

An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the federal government; defining terms; prescribing duties and powers of District Board of Directors in assignments, levying and collection of taxes, determining tax rates, appointment of Secretary, Treasurer, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.



Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 51, by Anderson, Dacus and Rinehart, entitled:

An Act amending 68 O. S. 1941, § 15.53, relating to preparation of tax rolls, clarifying the same and authorizing listing of vacant urban properties at owner's option under certain restrictions; validating certain previous assessments; 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.

NANCE, Chairman.

Mr. President: We, your Committee on Public Health and Welfare to whom was referred Senate Bill No. 54, by Ritzhaupt, entitled:

An Act relating to venereal diseases authorizing the State Commissioners of Health to make and amend rules and regulations for the prevention and cure of same,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass AS AMENDED.

IRBY, Chairman.

Mr. President: We, your Committees on Flood Control and Drainage and Soil Conservation and Post War Planning to whom was referred Senate Bill No. 63, by Nichols, entitled:

An Act creating a cause of action on behalf of a landowner whose land is injured by any landowner on the same watershed, by reason of negligence in permitting improper soil practices;\*\*\*\*\*and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAPMAN, Chairman,  
Flood Control and  
Drainage.

NICHOLS, Chairman,  
Soil Conservation and  
Post War Planning.

Mr. President: We, your Committees on Flood Control and Drainage and Soil Conservation and Post War Planning to whom was referred Senate Bill No. 64, by Nichols, Finney, Braden and Counts, entitled:

An Act creating State Forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of water-sheds, and prevention of erosion.\*\*\*\*\*etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAPMAN, Chairman,  
Flood Control and  
Drainage.

NICHOLS, Chairman,  
Soil Conservation and  
Post War Planning.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred Senate Bill No. 73, by Ginder and Carrier, entitled:

An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, Subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed sold for the purpose of feed for livestock or poultry; and declaring 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 same subject matter is incorporated in Senate Bill 106 and that the Authors of Senate Bill 73, Ginder and Carrier will be added to Senate Bill 106 with further recommendation that Senate Bill 106 DO pass.

NANCE, Chairman.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 75, by Counts and White, entitled:

An Act relating to Workmen's Compensation; amending 85 O. S. 1941 § 42 to provide that judgments rendered



in the nature of awards by the State Industrial Commission shall bear six (6%) per centum interest per annum from date of rendition to satisfaction 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.

BRADEN, Chairman.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 76, by Counts and White, entitled:

An Act relating to Workmen's Compensation; amending 85 O. S. 1941 § 43, relating to claims for compensation, to provide that claims filed with the State Industrial Commission and not presented to the commission within five (5) years from date of filing shall be barred; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Mr. President: We, your Committees on Flood Control and Drainage and Soil Conservation and Post War Planning, to whom was referred Senate Bill No. 78, by Nichols, entitled:

An Act relating to soil conservation, the State Soil Conservation Committee, and supervisors of soil conservation districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the State Soil Conservation Committee three (3) members who shall be farmers as the term is defined herein.\*\*\*\*\*and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAPMAN, Chairman,  
Flood Control and  
Drainage.

NICHOLS, Chairman,  
Soil Conservation and  
Post War Planning.

Senator Nichols asked unanimous consent that 200 extra copies of Senate Bill No. 78 be printed, which was the order.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 79, by Counts and White, entitled:

An Act relating to Workmen's Compensation; amending 85 O. S. 1941 § 3, subdivisions (10) and (11), defining "factory" and "workshop"; and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 106, by Cobb and Gary of the Senate and Barr of the House, entitled:

An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, Subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed for livestock and poultry; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass and that Carrier and Ginder be added as Joint Authors.

NANCE, Chairman.

#### FIRST READING

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

SENATE BILL NO. 115—By Anderson and Collier—An Act relating to salaries of County Officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following sections thereof, to-wit: sections 1, 2, 3, and 6 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency.



SENATE BILL NO. 116—By Collier—An Act authorizing trust companies subject to the Laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies under such regulations or limitations as may be prescribed by the bank commissioner of Oklahoma, and without regard to the amount of such obligations compared to the appraised value of mortgaged property securing the same and without limitation as to the amount of such obligations that may be owned or held by said trust company; providing that such obligations may be deposited with any official of Oklahoma under any law requiring deposits of assets of such trust companies; repealing all laws or parts of laws in conflict herewith and declaring an emergency.

SENATE BILL NO. 117—By Collier—An Act relating to banks and trust companies amending 6 O. S. 1941 § 108b by changing the provisions of subparagraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made; the term of said loans and the amortization thereof; adding a subparagraph to said section authorizing longer term loans made under authority of servicemen's readjustment act of 1944, and as may be amended; prescribing a limitation on the term of such loans and removing restrictions and limitations of said section 108b upon such loans; and declaring an emergency.

SENATE BILL NO. 118—By Burns—An Act amending Title 11, O. S. 1941 § 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said act shall not affect appeals heretofore taken but authorizing county courts in which said appeals are pending to transfer same to courts of common pleas of said county; 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. 109—By Committee on Privileges and Elections.

Upon request of Senator Finney, Senate Bill No. 109 was ordered printed and placed upon the Calendar without reference to a committee.

SENATE BILL NO. 110—By Committee on Privileges and Elections.

Upon request of Senator Finney, Senate Bill No. 110 was ordered printed and placed upon the Calendar without reference to a committee.

SENATE BILL NO. 111—By Duffy, Nichols, Ritzhaupt, Burns and Sears of the Senate and Focht, Dorsett, Bellamy, Washington, Price, Morgan, McCarty, Musgrave, Montgomery, Harshbarger, Madrano, Carey, Hill, Holt, Medlock, Sherman and Gullett of the House—Referred to the Committee on Appropriations.

SENATE BILL NO. 112—By Sears—Referred to the Committee on Public Safety.

SENATE BILL NO. 113—By Sears—Referred to the Committee on Public Safety.

SENATE BILL NO. 114—By Thornton—Referred to the Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 5—By Duffy and Ritzhaupt of the Senate and Focht, Washington and Parrish of the House—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 133—By Arrington, Batson and Carey—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 111—By Price, Arms, Bailey, Bellamy, Billingsley, Burkhardt, Dees, Dorsett, Edwards, Flanagan, Foley, Frix, Gullett, Hathcoat, Holt, Huey, Hughes, Hussey, Klinglesmith, Langley, Levergood, Madrano, Meads, Medlock, Mitchelson, Morris, Musgrave, Ownby, Parrish, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Singleton, Speakman, Starr, Thompson (Lincoln), Treadwell, Underwood, Van Dyck and Williams—Referred to the Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 91—By Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhardt, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett,



Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Jones, Kerr, King, KlingleSmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson, (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson and Wright—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 120—By Hawthorne Referred to the Committee on Education.

ENGROSSED HOUSE JOINT RESOLUTION NO. 5—By Wallace (Oklahoma), Mitchelson and Russell—Referred to the committee on Revenue, Taxation, and Constitutional Amendments.

SENATE CONCURRENT RESOLUTION NO. 1, by Mahan, as amended by the Honorable House, was taken up for further consideration:

Upon motion of Senator Mahan, the Senate concurred in Engrossed House Amendment to Senate Concurrent Resolution No. 1.

Senate Concurrent Resolution No. 1, as amended by the Honorable House, was read at length and adopted, upon motion of Senator Mahan.

The President, in open session, signed Engrossed House Amendment to Engrossed Senate Concurrent Resolution No 1 and ordered the Resolution, as amended, referred for enrollment.

Senator Mahan asked that Senator Goodpaster be shown excused for the remainder of this legislative day, which was the order.

## GENERAL ORDER

HOUSE BILL NO. 110, by Evans, et al, of the House, and Chapman, of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Finney, House Bill No. 110 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 110 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 110 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.



Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 110, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 65, by Huey, was considered further.

Section 1 was re-read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 65, line 1, page 1, by striking Section 1 and inserting in lieu thereof the following: "Section 1. 51 O. S. 1941, Sections 31, 32, 33, 34 and 35 are hereby repealed."

DUFFY.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Bill No. 65, by striking the title and inserting in lieu thereof the following: "AN ACT REPEALING 51, O. S. 1941, SECTIONS 31, 32, 33, 34 AND 35, AND DECLARING AN EMERGENCY."

DUFFY.

Upon motion of Senator Duffy, House Bill No. 65, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 65, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

Ayes: Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Sears, Wheeler, White, Williams, Worthington.—26.

Nays: Carrier, Cowden, Mahan, Norton, Rinehart, Ritzhaupt, Thornton, Trussel.—8.

Not Voting: Anderson, Anglin, Braden, Neill, Pruett, Speck.—6.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Thornton, Wheeler, White, Williams, Worthington.—31.

Nays: Cowden, Mahan, Rinehart, Trussel.—4.

Not Voting: Anderson, Braden, Neill, Pruett, Speck.—5.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 65, as amended, was ordered referred for engrossment.

Senator Anglin presiding.

### GENERAL ORDER

HOUSE BILL NO. 7, by Weaver, et al, of the House, was taken up for consideration and read.

Senator Rinehart presiding.

Senator Jones submitted the following amendment, which by unanimous consent he withdrew:

Mr. President: I move to amend House Bill No. 7, line 18, page 4, by adding after the word, "Health," and before the word, "upon," the following: "or any County Health Officer."

JONES.

Senator Anglin presiding.

Upon motion of Senator Finney, House Bill No. 7 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 7 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 7 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Nevins, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Burns, Lowery, Neill, Norton, Pruett.—5.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 7, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 27, by Committee on Fees and Salaries, was taken up for consideration.

Section 1 was read.

Senator Anderson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 27, line 5, page 3, by striking after the word, "County," and before the word, "however," the words, "his actual and necessary expenses," and substituting therefor the following: "seven and one-half ( $7\frac{1}{2}$ c) cents per mile in lieu of his actual and necessary expenses."

ANDERSON.

Senators White, Anderson and Counts submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 27, line 7, page 2, by striking the word, "investigation," and inserting the word, "investigating;" and by striking all of line 8 and that part of line 9 to and including the word, "County," and by adding after the word, "justice," on line 14, the following language: "Provided the claim for mileage in making such investigation or in pursuing any fugitive from justice shall be approved by the County Attorney of said County." And by striking that part of line 14, beginning with the word, "which," following the word, "justice," and line 15 up to and including the word, "County."

WHITE  
ANDERSON  
COUNTS.

Senators White, Anderson and Counts submitted the following amendment, which was adopted:



Mr. President: We move to amend House Bill No. 27, line 5, page 4, by adding after the word, "amounts," the following language, "for each."

WHITE  
ANDERSON  
COUNTS.

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

Senator White submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Bill No. 27, by making the title thereof conform to the bill, as amended.

WHITE.

Upon motion of Senator White, House Bill No. 27, as amended, was advanced to engrossment and third reading.

Upon motion of Senator White, the rules of the Senate were suspended and House Bill No. 27, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Braden, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Nays: Anglin, Brown, Cowden, Lowery, Neill.—5.

Not Voting: Jones, Pruett, Rinehart.—3.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority

of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Anderson, Braden, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Nays: Anglin, Brown, Cowden, Lowery, Neill.—5.

Not Voting: Jones, Pruett, Rinehart.—3.

Excused: Goodpaster, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 27, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

Senator Braden asked unanimous consent that consideration of HOUSE BILL NO. 15, by Washington and Reed, be deferred for two (2) weeks.

Senator Nance requested, in lieu of the Braden request, that consideration of House Bill No. 15 be deferred for one (1) week, to which Senator Paul objected.

Senator Paul moved that House Bill No. 15, by Washington and Reed, and SENATE BILL NO. 11, by Counts and White, be stricken from the Calendar, to be re-instated on the Calendar by unanimous consent of the Senate.

Senator Paul, as a substitute, moved that House Bill No. 15, by Washington and Reed, be withdrawn from the Calendar and referred to the Committee on Commerce and Labor, which motion prevailed.

Senator Paul moved that Senate Bill No. 11, by Counts



and White, be withdrawn from the Calendar and referred to the Committee on Penal Institutions.

Upon motion of Senator Lowery, the previous question was ordered.

The vote occurring on the Paul motion, it was declared adopted.

Referring further to ENGROSSED HOUSE BILL NO. 21, by Speakman, et al, of the House, and Anderson, et al, of the Senate, as amended by the Senate:

Senator Finney moved that the request of the Honorable House for a Conference on Engrossed House Bill No. 21 be granted, which motion prevailed.

The Presiding Officer announced Senate Conferees would be appointed later.

#### GENERAL ORDER

SENATE BILL NO. 46, by Counts and White, was taken up for consideration.

Section 1 was read.

Senator Irby asked to be excused for the remainder of this legislative day, which was the order.

Senator Nance moved that further consideration by the Senate of Senate Bill No. 46 be deferred; that the bill be referred to a Special Committee of three (3) for consideration, which motion prevailed, the Presiding Officer appointing Senators Counts, White and Ritzhaupt, as such Special Committee.

SENATE BILL NO. 65, by Carrier, of the Senate, and Camp and Garber, of the House, was taken up for consideration.

Section 1 was read.

Senator Carrier submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 65, line 4, page 1, by striking after the word, "within," and before the word, "after," the words and figures, "thirty

(30) days," and inserting the words and figure, "six (6) months."

CARRIER.

Senator Lowery submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 65, line 11, page 2, Section 1, by striking the following language: "A County Free Fair Building," and substituting the following language: "Such surplus funds may be transferred to a fund to be known as the School Bus Routes Repair and Maintenance Fund, said fund to be non-fiscal and used for material and labor to make the school bus routes passable at all times." And amend the title to conform to this amendment.

LOWERY.

President Pro Tempore Paul presiding.

Senator Lowery asked unanimous consent, which was granted, to withdraw his amendment.

Senator Burns, on behalf of Senator Irby, submitted the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 65, line 3, page 2, by striking after the word, "may," and before the word, "direct," the words, "By voucher," and on line 4, page 2, after the word, "transfer," and before the word, "any," by striking the words, "by voucher."

IRBY.

Senator Counts asked unanimous consent, which was granted, that further consideration of Senate Bill No. 65, be deferred for this legislative day.

SENATE BILL NO. 66, by Nevins, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nevins.

Upon motion of Senator Finney, Senate Bill No. 66 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 66 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE BILL NO. 66 was read for the third time at length.

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

Ayes: Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—32.

Not Voting: Braden, Brown, Ginder, Mahan, Nichols, Pruett, Wheeler.—7.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—32.

Not Voting: Braden, Brown, Ginder, Mahan, Nichols, Pruett, Wheeler.—7.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 66 was ordered referred for engrossment.

**GENERAL ORDER**

SENATE BILL NO. 80, by Ginder and Collier, was considered.

Section 1 was read and adopted, upon motion of Senator Ginder.

By unanimous consent, Senate Bill No. 80, was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 80 was considered engrossed and placed upon third reading and final passage.

**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:

Ayes: Anderson, Anglin, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—32.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Brown, Chapman, Lowery, Mahan, Pruett, Wheeler.—7.

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

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

Ayes: Anderson, Anglin, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—32.



Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Brown, Chapman, Lowery, Mahan, Pruett, Wheeler.—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.

#### GENERAL ORDER

SENATE BILL NO. 104, by Anderson and Collier, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 104 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 104 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 104 was read for the third time at length.

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

Ayes: Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Not Voting: Braden, Brown, Norton, Wheeler.—4.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Not Voting: Braden, Brown, Norton, Wheeler.—4.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 104 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 3, by Sears, was taken up for consideration and read at length.

Upon motion of Senator Sears, Senate Concurrent Resolution No. 3 was adopted and ordered referred for engrossment.

SENATE BILL NO. 92, by Anderson, Rinehart and Ginder, was taken up for consideration and, upon request of Senator Anderson, further consideration deferred for this legislative day.

SENATE BILL NO. 72, by Duffy, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 72 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 72 was considered engrossed and placed upon third reading and final passage.



### 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:

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Brown, Mahan, Neill, Norton, Speck.—5.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Brown, Mahan, Neill, Norton, Speck.—5.

Excused: Goodpaster, Irby, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 72 was ordered referred for engrossment.

Referring further to ENGROSSED HOUSE BILL NO. 21, by Speakman, et al, of the House, and Anderson, et al, of the Senate, as amended by the Senate:

Senator Counts moved that the President Pro Tempore appoint a Conference Committee of five (5) thereunder, which motion prevailed, the President Pro Tempore appointing Senators Anderson, Jones, Dacus, White and Counts as the Senate Conferees under Engrossed House Bill No. 21.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn to meet Monday, February 5, 1945, as provided under the Rules, which motion prevailed.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 27 and 65 correctly engrossed and Senate Concurrent Resolution No. 1 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 27 and 65, each as amended, and ordered the bills returned to the Honorable House.

The President Pro Tempore, in open session, signed Enrolled Senate Concurrent Resolution No. 1 and ordered it transmitted to the Honorable House for the signature of the Speaker.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 15—By McDonald of the House and Rinehart of the Senate,

A Concurrent Resolution concerning the civil aeron-



autics board hearings on applications for feeder airline services in 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 15 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 148—By Flanagan,

An Act authorizing the Board of County Commissioners of any county of this state having a population of less than thirteen thousand (13,000) inhabitants according to the 1940 federal census, or any succeeding federal census, and having at any time after the effective date of this act a court fund exceeding five thousand (\$5,000.00) dollars, by the passage of an appropriate resolution to cause to be transferred all or any portion of said fund in excess of five thousand (\$5,000.00) dollars to a special fund, hereby created in the county highway fund, to be used to spot gravel, county roads, and, shall not be used for any other purpose,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 148.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE RESOLUTION NO. 3—By Ritzhaupt—A

Resolution requesting the President of each State Education Institution to submit to the Senate the name, age, and present selective service classification of all males of military age, 18 to 38, who are employed by the Institution in any capacity.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 119—By Duffy of the Senate and Focht of the House: An Act repealing sub-section (h) of Section 1501, Title 68, Oklahoma Statutes 1941, relating to intangible personal property tax on annuities and annuity contracts; exempting such annuities from all the provisions of said act; and declaring an emergency.

As provided under a previous motion, the Senate was declared adjourned to meet Monday, February 5, 1945, at 1:30 p. m.



TWENTY-SECOND LEGISLATIVE DAY

Monday, February 5, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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.

Senator Williams advised the Senate of the death of Mrs. Samuel G. Hart of Oklahoma City, sister of Senator Carrier, and asked that the record show Senator Carrier excused, which was the order.

Senator Lowery asked that Thomas Arthur Vaughn, of Lindsay, Oklahoma, be made an honorary page, which was the order.

President Pro Tempore Paul presented to the Senate, Captain John Boyce McKeel, a former Member of the State Senate.

Senator Nance moved that the President Pro Tempore of the Senate be authorized to make a request of the Honorable House that the Speaker of the House and the Chairmen of the Committees on Education and Revenue

and Taxation join with similar officers of the Senate in issuing a joint call for an Education-Tax Clinic to be held in the Senate Lounge Room at 10:00 o'clock a. m., Thursday, this week, which motion prevailed.

Senator Ginder moved that a committee of three be appointed to draw proper resolutions expressing regret at the death of the sister of Senator Carrier, Mrs. Samuel G. Hart, which motion prevailed, the President Pro Tempore appointing Senators Ginder, Nance and Sears as such committee.

#### MESSAGES

The following Messages from the Honorable House were received and read:

##### MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 142—By Edwards, Klinglesmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch,

An Act relating to tax resales and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or any person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser by the county commissioners; providing terms and conditions upon which such redemption may be made; providing for cancellation of resale tax deed and revesting of title to such property; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 142.

##### MR. PRESIDENT:

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



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ENROLLED HOUSE BILL NO. 7—By Weaver, Belamy, Gibbs, Hathcoat, Shipley, Starr and Williams,

An Act providing for a premarital examination for syphilis prior to the issuance of a marriage license; providing exceptions upon order of the county judge; prescribing duties of examining physician, state health officer, state department of public health, court clerk, and penalty for violation; prescribing manner of return of marriage license, 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 7 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.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 110—By Evans and Wallace (Carter) of the House, and Chapman of the Senate,

An Act providing for the establishment, maintenance and operation of a county law library for Carter County, Oklahoma, to be used by the public, the courts and by public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; repealing all laws or 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 110 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.

MR. PRESIDENT:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 1—By Mahan, Goodpaster, Norton, Finney, Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Fine, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington, of the Senate; and Taylor and Williams, of the House,

A Resolution memorializing the Congress of the United States to amend the Federal Social Security law to permit recipients of benefits or assistance thereunder to engage in various work and small enterprises without prejudice to their status as beneficiaries of said law to the extent that the first two hundred forty dollars (\$240.00) annual net earnings of any such persons shall not be taken into consideration in determining the amount of assistance they are to receive,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 1 was ordered referred to the Secretary of State.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 66, 72, 80, and 104 and Senate Concurrent Resolution No. 3 each correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 66, 72, 80, and 104, and Senate



Concurrent Resolution No. 3 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. 120—By Ritzhaupt—An Act relating to State Aid to school districts, requiring State Aid to be apportioned by the State Board of Education through the Director of Finance of said Board, requiring the director of finance to give bond for the faithful performance of his duties, making him liable on his bond for illegal appropriations and disbursements, making appropriations to pay premium on said bond, and declaring an emergency.

SENATE BILL NO. 121—By Ritzhaupt.—An Act relating to State Aid funds for school districts, providing for the auditing of the apportionments, distribution and expenditures of said moneys, authorizing the State Examiner and Inspector to appoint additional deputy examiners, fixing their salaries and providing for the payment of same and their expenses, fixing liability of school districts and officers, authorizing suits to be instituted to recover State Aid funds illegally disbursed or expended, and declaring an emergency.

SENATE BILL NO. 122—By Anderson—An Act amending Sections 15.12, 15.25, 15.34, 37, 1507 and 1508, Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting Acts and parts of Acts; and declaring an emergency.

SENATE BILL NO. 123—By Anderson and Porter—An Act amending Section 15.17 and Section 15.40 of Title 68, Oklahoma Statutes, 1941, relating to permanent records of County Assessor; adding thereto certain other mandatory duties relating to such records; adding to the duties of the Board of County Commissioners and/or County Ex-

cise Board in relation to cooperation with the County Assessor; authorizing mandamus to compel same; and declaring an emergency.

SENATE BILL NO. 124—By Anderson and Porter—An Act amending Section 15.19, Title 68, Oklahoma Statutes 1941, relating to duties of County Assessor and traveling expenses of assessor and deputies; 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. 115—By ANDERSON and COLLIER—Referred to the Committee on State and County Affairs.

SENATE BILL NO. 116—By COLLIER—Referred to the Committee on Banks and Banking.

SENATE BILL NO. 117—By COLLIER—Referred to the Committee on Banks and Banking.

SENATE BILL NO. 118—By BURNS—Referred to the Committee on Municipal Corporations; then to Judiciary No. 1.

SENATE BILL NO. 119—By DUFFY of the Senate, and FOCHT of the House—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 148—By FLANAGAN:

Senator Nance asked unanimous consent, which was granted, that House Bill No. 148 be printed and placed upon the Calendar without reference to a committee.

ENGROSSED HOUSE BILL NO. 123—By WEAVER and COMMITTEE ON VETERANS AFFAIRS—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

### GENERAL ORDER

Senator Finney moved that SENATE BILLS NOS. 77, 78 and 85 be withdrawn from the Calendar and referred to the Committees on Education, Agriculture and State and County Affairs, respectively, which motion prevailed.



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Senator Nichols asked unanimous consent, which was granted, that Senate Bill No. 78, by Nichols, retain its place on the calendar.

By unanimous consent of the Senate, the wedding ceremony of Miss Gloria Pullen and Peter E. Penico, Pfc., School of Medicine, Oklahoma University, attended by Miss Jesselyn Pullen and Louis Morgan, Jr., was performed before the Bar of the Senate by Thomas L. Gibson, Chief Justice of the Supreme Court, the bride being the daughter of former State Senator Jess L. Pullen and present Assistant Attorney General of the State of Oklahoma.

Senator Nance introduced Major Garner G. Collums, former Burser of the Oklahoma College for Women, Chickasha, just returned from thirteen months in China and nine months in India with the Chinese-American Composite Wing of the 14th Air Force.

#### GENERAL ORDER

Upon request of Senator Williams, consideration of SENATE BILL NO. 65, by Carrier, of the Senate, and Camp and Garber, of the House, was deferred for this legislative day.

SENATE BILL NO. 68, by Anderson and Dacus, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Finney.

Section 2 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 68, line 15, page 2, by adding after the word, "Law," on line 15 these words: "Provided that the County shall not be required to pay for transcripts ordered by the County Attorney or the Welfare Department in delinquency matters."

#### PRUETT.

Upon motion of Senator Finney, Section 2, as amended, was adopted.

By unanimous consent, Section 3 was adopted, as read.

Upon motion of Senator Finney, Senate Bill No. 68 was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Lowery, Nichols, Norton.—3.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Lowery, Nichols, Norton.—3.

Absent: Collier.—1.



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Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 68, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 69, by Anderson and Collier, was taken up for consideration.

Section 1 was read.

Senator Mahan submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 69, line 18, page 2, by placing a period after the word, "bedding," and strike all the balance of sub-section 7 and amend the title to conform herewith.

### MAHAN.

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

By unanimous consent, Section 2 was adopted, as read.

Upon motion of Senator Finney, Senate Bill No. 69, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 69, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Gary, Jones, Leonard, Nance, Norton, Porter.—6.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Gary, Jones, Leonard, Nance, Norton, Porter.—6.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 69, as amended, was ordered referred for engrossment.

### RESOLUTION

By unanimous consent, the following Resolution was introduced and, upon motion of Senator Ginder, taken up



for immediate consideration, being read at length as follows:

SENATE RESOLUTION NO. 4—By GINDER, NANCE and SEARS.

A RESOLUTION PAYING RESPECT TO THE MEMORY OF ELLEN CARRIER HART, PROMINENT MUSICIAN AND CIVIC LEADER.

WHEREAS, the Great Commander of Men in His wisdom and decision has seen fit to call from this life, Ellen Carrier Hart, sister of Senator Floyd E. Carrier, and

WHEREAS, Ellen Carrier Hart was a prominent and respected citizen of Oklahoma and a prominent leader in the development of music in this State and was an outstanding musician and because of her industry, success and leadership she has written her name deeply in the history of the State and in the affections of its people, and

WHEREAS, the death of this beloved woman has brought grief and sorrow to every corner of the State;

NOW, THEREFORE, BE IT RESOLVED that the Senate of the State of Oklahoma express tribute and respect to the life, the work, the worth and the ideals of Ellen Carrier Hart.

BE IT FURTHER RESOLVED that the Senate extend to her husband, Mr. Samuel G. Hart and the Carrier family its most sincere sympathy over the passing of this great woman.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the Journal of the Senate and an enrolled copy of this resolution be forwarded by the Clerk of the Senate to the family of the deceased.

BE IT FURTHER RESOLVED that a floral offering be sent to the funeral of Ellen Carrier Hart in testimony of the sentiment of the State Senate herein expressed.

Upon motion of Senator Ginder, Senate Resolution No. 4 was adopted by unanimous consent of the Senate and ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 82, by Burns, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Burns.

Upon motion of Senator Finney, Senate Bill No. 82 was advanced to engrossment and third reading.

Senator Nance presiding.

Upon motion of Senator Finney, 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:

Ayes: Anglin, Brown, Burns, Counts, Dacus, Duffy, Logan, Lowery, Mahan, Pruett, Speck, White.—12.

Nays: Anderson, Braden, Chapman, Cobb, Cowden, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Nance, Neill, Nevins, Nichols, Porter, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—23.

Not Voting: Gary, Leonard, Norton, Paul.—4.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Collier.—1.

The Bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

## GENERAL ORDER

Upon request of Senator Burns, consideration of SENATE BILL NO. 83, by Burns, was deferred for this legislative day.



SENATE BILL NO. 84, by Burns, was considered.

Section 1 was read.

Senator Mahan submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 84, line 3, page 2, by striking the word, "be," and inserting in lieu thereof the word, "by."

MAHAN.

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

Section 2 was read and adopted by unanimous consent.

Upon motion of Senator Burns, Senate Bill No. 84, as amended, was advanced to engrossment and third reading.

President Pro Tempore Paul presiding.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 84, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 84 was read for the third time at length.

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

Ayes: Anderson, Braden, Burns, Chapman, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Mahan, Nance, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, White, Williams, Worthington.—23.

Nays: Anglin, Brown, Cowden, Duffy, Pruett, Trussel.—6.

Not Voting: Cobb, Gary, Ginder, Leonard, Logan, Lowery, Neill, Nevins, Norton, Wheeler.—10.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Burns, the emergency section to Senate Bill No. 84 was ordered stricken and the title thereof amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 84, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 87, by Burns and Pruett, of the Senate, and Evans and Sherman, of the House, was taken up for consideration.

Section 1 was read.

Senator Lowery presiding.

Senator Mahan moved that further consideration of Senate Bill No. 87 be indefinitely postponed, which motion prevailed.

SENATE BILL NO. 88, by Burns and Pruett, of the Senate, and Evans and Sherman, of the House, was considered.

President Pro Tempore Paul presiding.

Section 1 was read.

Upon motion of Senator Mahan, further consideration of Senate Bill No. 88 was indefinitely postponed.

SENATE BILL NO. 89, by Pruett and Burns, of the Senate, and Evans and Sherman, of the House, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Burns.

Upon motion of Senator Finney, Senate Bill No. 89 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 89 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE 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:

Ayes: Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Mahan, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—27.

Nays: Jones, Nance, Paul, Porter, Rinehart, White.—6.

Not Voting: Anglin, Cobb, Cowden, Goodpaster, Leonard, Lowery.—6.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Pruett, the emergency section to Senate Bill No. 89 was ordered stricken and the title thereof amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 89, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 90, by Pruett and Burns, of the Senate, and Evans and Sherman, of the House, was taken up for consideration.

Section 1 was read.

Senator Rinehart moved that further consideration of Senate Bill No. 90 be indefinitely postponed, which motion was tabled upon motion of Senator Braden.

Upon motion of Senator Finney, Section 1 was adopted.

Upon motion of Senator Finney, Senate Bill No. 90 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 90 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 90 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—30.

Nays: Cobb, Leonard, Porter, Rinehart.—4.

Not Voting: Anglin, Cowden, Goodpaster, Lowery, White.—5.

Absent: Collier.—1.

Excused: Carrier, Thornton.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 90 was ordered referred for engrossment.

### GENERAL ORDER

Upon request of Senator Ritzhaupt, consideration of SENATE BILLS NOS. 47 and 29, each by Ritzhaupt, was deferred until some future legislative day.

### MESSAGE

The following message from the Governor was received and read:



To the President Pro Tempore  
and Members of the Honorable Senate, and  
To the Speaker and Members of the  
Honorable House of Representatives  
Twentieth Oklahoma Legislature

Gentlemen:

Governor Coke Stevenson of the State of Texas, pursuant to H. C. R. No. 69 of the Forty-Eighth Regular Session of the Legislature of the State of Texas, appointed the Red River Compact Commission of the State of Texas, having for its purpose, inquiring into and considering the problems confronting the people of both the State of Texas and the people of the State of Oklahoma which have arisen from the creation of Lake Texoma by the completion of the Denison Dam Project. In a spirit of neighborliness and cooperation with our sister State and for the purpose of considering the same problems as they affect the people of Oklahoma and Texas, I appointed an unofficial Commission which has collaborated with the Texas Commission and the two Commissions have made a study of the problems arising out of the creation of Lake Texoma, and both Commissions have devoted more than a year's time to the study of such problems. during which period, acting both jointly and separately, they have discussed and considered said problems with various and sundry groups of citizens and others interested in such problems throughout the States of Oklahoma and Texas. The respective Commissions have submitted a joint signed report to me and to the Honorable Members of the 49th Legislature of the State of Texas, a copy of which report is hereto attached, marked "Exhibit A", and made a part of this message.

I am, therefore, transmitting to both of your Honorable Bodies the joint report for such consideration and action as you may deem appropriate. It is my thought, and I so recommend that you give consideration to any action or legislation that you feel is needed to authorize the Governor of Oklahoma to appoint a Red River Compact Commission for the State of Oklahoma to act in cooperation with and work with the similar Commission already appointed by Honorable Coke Stevenson, Governor of Texas,

and define the duties and responsibilities of such Commission.

By the Governor of  
The State of Oklahoma  
ROB'T S. KERR

ATTEST:

F. C. CARTER, SECRETARY OF STATE

By Katherine Manton  
Assistant Secretary of State

The Joint Report, marked "Exhibit A," and referred to in the above Message from the Governor, was ordered printed in the Journal, upon motion of Senator Nance, the Report being as follows:

The Honorable Robert S. Kerr,  
Governor of the State of Oklahoma, and  
Honorable Members of the Forty-Ninth Legislature  
of the State of Texas.

We, the members of the Red River Compact Commission of the State of Oklahoma, appointed by the Honorable Robert S. Kerr, Governor of the State of Oklahoma, and We, the members of the Red River Compact Commission of the State of Texas, appointed by the Honorable Coke Stevenson, Governor of the State of Texas, pursuant to H. C. R. No. 69 of the Forty-Eighth Regular Session of the Legislature of the State of Texas, having been appointed for the purpose of inquiring into and considering the problems confronting the peoples of our States which have arisen from the creation of Lake Texoma by the completion of the Denison Dam project, and

Having devoted more than a year's time to the study of such problems, during which period we, acting both jointly and separately, have discussed and considered said problems with various and sundry citizens, groups of citizens, and others interested in such problems throughout the State of Oklahoma and Texas, and

Recognizing and respecting the rights of full sovereignty of the State of Oklahoma and the State of Texas and the privileges and duties of the citizens of our States, also recognizing the spirit of good neighborliness and friendship which exists between the citizens of the State of Oklahoma and of the State of Texas, and with the pur-



poses of maintaining such sovereignty, good neighborliness, and cooperation and of extending to the citizens of the States of Oklahoma and Texas equal rights and privileges in the benefits arising from the creation of Lake Texoma, insofar as the laws of the State of Oklahoma and the State of Texas will permit:

Your Commissioners do now report that we are in full accord as to the solution of said problems and do hereby respectfully render our full and complete report and submit the following recommendations and suggestions:

I.

We recommend that no compact or agreement be entered into calling for Congressional approval for the following reasons:

a. It would be inadvisable to request or permit the intervention of third parties, which would be the case in a compact ratified by Congress into regulations.

b. Such regulations as are established by agreement between the States should be simple and as flexible as possible since the less restrictive the regulations by the two States the more easily the same could be enforced, and all peoples affected would be more receptive to their enforcement.

II.

We recommend to you that the Legislature of Oklahoma and the Legislature of Texas should authorize and empower, by proper legislation, their Game and Fish Commissions to enter into an agreement, each with the other, to effectively control and manage hunting and fishing in and on Lake Texoma and its shore line. Such agreement should not be inconsistent with the intent of the Game and Fish laws of said States. Such agreement should not become operative until after its formal approval by the Governor of Oklahoma and the Governor of Texas.

III.

We recommend that the agreement contain the following provisions:

FIRST, that all residents of the State of Oklahoma who have fulfilled their State's requirements for resident

fishing and who are possessed of such license or licenses of current date should continue to have the right to fish, without additional fee, in or on that part of Lake Texoma which is within the boundaries of Oklahoma. But, for the right to fish in or on that part of the Lake which is within the boundaries of Texas, they should purchase from the State of Texas a special license to so fish, at a fee which should be no more than that charged by the State of Texas for their regular resident fishing license.

SECOND, that all residents of the State of Texas who have fulfilled their State's requirements for resident fishing and who are possessed of such license or licenses of current date should continue to have the right to fish, without additional fee, in or on that part of Lake Texoma which is within the boundaries of Texas. But, for the right to fish in or on that part of the Lake which is within the boundaries of the State of Oklahoma, they should purchase from the State of Oklahoma a special license to so fish, at a fee which should be no more than that charged by the State of Oklahoma for their regular resident fishing license.

THIRD, that all residents of the State of Oklahoma who are possessed of a resident hunting license of current date should continue to have the right to hunt, without additional fee, on that part of Lake Texoma, and its land, which is within the boundaries of Oklahoma. But, for the right to hunt only migratory waterfowl on that part of Lake Texoma which is within the boundaries of the State of Texas, they should purchase a special license to so hunt, at a fee which should be no more than that charged by the State of Texas for their regular resident hunting license.

FOURTH, that all residents of the State of Texas who are possessed of a resident hunting license of current date should continue to have the right to hunt, without additional fee, on that part of Lake Texoma, and its lands, which is within the boundaries of Texas. But, for the right to hunt only migratory waterfowl on that part of Lake Texoma which is within the boundaries of Oklahoma, they should purchase a special license to so hunt, at a fee which should be no more than that charged by the State of Oklahoma for their regular resident hunting license.

FIFTH, that any person who is not a resident of the State of Oklahoma or of the State of Texas should be per-



mitted to purchase a special non-resident license to fish in or on any part of Lake Texoma for the sum of \$2.50, said license to be issued for the calendar year. The proceeds from the sale of these special \$2.50 non-resident fishing licenses should be divided equally between the States of Oklahoma and Texas.

SIXTH, that any person who is not a resident of the State of Oklahoma or of the State of Texas should be permitted to purchase a special non-resident license to hunt only migratory waterfowl on any part of Lake Texoma for the sum of \$2.50, issued for the migratory waterfowl hunting season applicable to Lake Texoma, as set by the U. S. Fish and Wildlife Service each year. The proceeds from the sale of these special \$2.50 non-resident migratory waterfowl hunting licenses should be divided equally between the States of Oklahoma and Texas.

IV.

We are of the opinion that fishing in Lake Texoma should be under uniform regulations applicable to the entire Lake, irrespective of the boundary line between the two states.

V.

We respectfully call your attention to the differences between the non-resident privileges granted by the respective states and the fees charged therefor. It is our opinion that such privileges, and the fees charged therefor, should be uniform and that Oklahoma and Texas should be the first of the states of the union to correct this out-of-balance system. It is our further opinion that non-resident fees were originally set at such a figure as to be beyond the reach of the average sportsman, which is not in conformity with our democratic form of government.

Respectfully Submitted,

OKLAHOMA RED RIVER COMPACT COMMISSION

STEVE KIRKPATRICK, Chairman  
JERRY LEDBETTER  
BOYD ABBOTT  
M. W. FITZGERALD  
MARVIN BRYANT

**TEXAS RED RIVER COMPACT COMMISSION**

WM. J. TUCKER, Chairman  
J. A. ALEXANDER  
W. L. STEAKLEY JR.  
WM. D. KARWELL  
H. G. TUCK

**FIRST READING**

By unanimous consent, the following bills and resolution were introduced and read for the first time:

**SENATE BILL NO. 125**—By Braden—An Act creating a State Industrial Commission consisting of five members to be appointed by the Governor by and with the advice and consent of the Senate, fixing the term and qualifications of the Chairman and members thereof, giving the Governor the power of removal under certain conditions, creating the office of Secretary and other employees, prescribing duties and fixing salaries, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

**SENATE BILL NO. 126**—By Braden—An Act amending Sections 1, 2 and 3, Chapter 1, Title 85, Oklahoma Session Laws 1943, relating to the Workmen's Compensation laws of this State; defining physically impaired persons suffering disability from previous injury; providing for awards of compensation for disability resulting from later injuries and providing for awards therefor under the Workmen's Compensation law; fixing liability in part against the employers or insurance carriers, and in part against the special indemnity fund; re-creating the special indemnity fund and providing funds from which to pay awards against it; placing the supervision and control thereof in the state industrial commission and the authority for the collection of funds therefor in the Oklahoma Tax Commission; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

**SENATE BILL NO. 127**—By Logan—An Act relating to court funds; authorizing the County Attorney, the County Judge, and the district or superior judge, or judges, of any County in this State, to direct the Court Clerk to transfer moneys in the court fund to the courthouse elevator fund of counties under certain circumstances; fix-



ing a time limit for transfers hereunder; providing for the termination of the provisions of this Act; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 6—By Brown of the Senate, and Meads of the House—A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Oklahoma to permit it to place upon property belonging to the State of Oklahoma, without acquiring title thereto, for the use and benefit of the Will Rogers Memorial, the house birthplace of Will Rogers upon property belonging to the said State and under control of the said commission at a point to be agreed upon by the said commission and the United Daughters of the Confederacy, and the United Daughters of the Confederacy to have charge of the said building and immediate grounds around and adjacent to the same, the exact amount of which shall be agreed upon between the said commission and the United Daughters of the Confederacy, it using the said grounds adjacent which may be allowed and allotted to it for the purpose of beautification and for the convenience of visitors to the said home, and providing that no admission charges shall ever be made for admission to the said house.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Privileges and Elections, to whom was referred Senate Bill No. 101, by Senate Committee on Privileges and Elections, entitled:

An Act repealing Title 11, O. S. 1941, Sections 42 to 45 inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., tomorrow.

## TWENTY-THIRD LEGISLATIVE DAY

Tuesday, February 6, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Burns asked to be "excused" for one hour, which was the order.

## GENERAL ORDER

Upon request of Senate Rinehart, HOUSE CONCURRENT RESOLUTION NO. 15, By McDonald, of the House, and Rinehart, of the Senate, was taken up for consideration, read at length and adopted, upon motion of Senator Rinehart.

The President, in open session, signed Engrossed House Concurrent Resolution No. 15 and ordered it returned to the Honorable House.

Senator Ritzhaupt asked unanimous consent, which was granted, to take up for consideration SENATE RESOLUTION NO. 3, by Ritzhaupt.



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Senate Resolution No. 3 was read at length.

Senator Nance submitted the following amendment:

Mr. President: I move to amend Senate Resolution No. 3, lines 1 and 2, page 1, by striking line 1 and the word, "cational," before the word, "Institution," on line 2, and inserting in lieu thereof the following: "That the Head of each Department and Institution;" and on line 2, page 2, by striking said line after the word, "the," and inserting in lieu thereof the following: "Head of each State Department and Institution" and by amending the title to conform.

NANCE.

Upon motion of Senator Nance, Senate Resolution No. 3 was ordered withdrawn from the Calendar and referred to the Committee on Military Affairs for further consideration.

Senator Finney asked unanimous consent, which was granted, that the Engrossing and Enrolling Department be authorized to make certain corrections in the spelling of words in SENATE BILLS NOS. 84 and 90.

Senator Nance asked that the CONCLUSION of an opinion of the Attorney General, addressed to the Speaker of the Honorable House, relative to the "correctness of the Ruling of the Federal Highway Department," expressed in the communication from Mr. Thos. H. MacDonald, U. S. Commissioner of Public Roads, to the Chairman of the Oklahoma Highway Commission, be read, which was the order.

Following the reading of the CONCLUSION, above referred to, it was upon motion of Senator Rinehart, that the opinion of the Attorney General was ordered printed in the Journal, which follows:

February 5, 1945.

Honorable Johnson D. Hill, Speaker,  
House of Representatives,  
State Capitol,  
Oklahoma City 5, Oklahoma

Dear Sir:

This is to acknowledge receipt of your letter dated February 1, 1945, which reads as follows:

"I would appreciate your opinion on the following motion, which was presented in the House of Representatives today.

"I move that the Speaker of this House request the Attorney General to give to this House his opinion on the correctness of the Ruling of the Federal Highway Department, expressed in the communication from Mr. McDonald to our Highway Department ruling that the State of Oklahoma has been guilty of diversions of Highway Funds in violation of Section 12 of Hayden-Cartwright Federal Aid Road Act. That such opinion deal with each alleged diversion and be furnished this House by Monday, February 5, 1945.' "

In the communication from Honorable Thos. H. MacDonald, U. S. Commissioner of Public Roads, to the Chairman of the Oklahoma Highway Commission, dated January 26, 1945, Mr. MacDonald stated only his "preliminary views as to whether or not there is diversion of the road user revenues by the State within the meaning of Section 12 of the Act of Congress approved June 18, 1934."

The Federal Aid Highway Act of 1944 relates to post-war construction of highways and bridges. Sec. 6 of said Act reads in part as follows:

"Sec. 6. If the Commissioner of Public Roads shall determine that it is necessary for the expeditious completion of projects undertaken pursuant to this Act, he may advance to any State from funds heretofore or hereafter made available the Federal share of the cost thereof to enable the State Highway Department to make prompt payments for work as it progresses: *Provided, That such State after June 30, 1945, does not divert to other than highway uses road user revenues in violation of Section 12 of the Highway Act of June 18, 1934.* \* \* \* "

Section 12 of the Highway Act of June 18, 1934 (23 U. S. C. A. § 55) reads as follows:

"Since it is unfair and unjust to tax motor-vehicle transportation unless the proceeds of such taxation are applied to the construction, improvement, or maintenance of highways, after June 30, 1935, Federal aid for highway construction shall be extended only to



those States that use *at least the amounts now provided by law* for such purposes in each State from State motor vehicle registration fees, licenses, gasoline taxes, and other special taxes on motor-vehicle owners and operators of all kinds for the construction, improvement, and maintenance of highways and administrative expenses in connection therewith, including the retirement of bonds for the payment of which such revenues have been pledged, and for no other purposes, under such regulations as the Secretary of Agriculture shall promulgate from time to time; Provided, that in no case shall the provisions of this section operate to deprive any State of more than one-third of the amount to which that State would be entitled under any apportionment hereafter made, for the fiscal year for which the apportionment is made."

In an opinion of the Attorney General of the United States to the Secretary of Agriculture, dated April 18, 1938. (39 Op. A. G. 157, 159) it was said:

"Section 12 of the Federal Act is not entirely free from ambiguity. It is my opinion, however, that the Congress by this section intended to provide that if any State after June 30, 1935, should *divert* to uses other than those named any part of the revenues mentioned which *under the laws of the State in effect on the date of the approval of the Act* would have been expendable for the purposes named except for such *diversion*, then the allotment to such State from funds made available by the Congress for Federal aid for highway construction should be reduced by an amount equal to not more than one-third of the amount it otherwise would be entitled to receive."

In an opinion of the Attorney General of the United States to the Secretary of Agriculture dated March 31, 1939 (39 Op. A. G. 269, 273) it was said:

"The evil at which Section 12 of the Federal Act is aimed is the increasing tendency of the States to *divert* revenues derived from the sources mentioned to other than highway purposes. By its penalty feature the Federal statute seeks to limit such *diversions* to those permitted by the laws of the several states as they existed at the time it was enacted, *and it does*

*not become operative against a State so long as it uses 'at least the amounts' expendable for the purposes mentioned in the statute under the laws of the State as they existed at the time the Federal statute was enacted—that is, unless after June 30, 1935, the State diverts to other than the purposes mentioned in Section 12 more of such revenues than were so diverted by the statutes of the State as they existed when the Federal statute was enacted.*

\* \* \*

"I have not overlooked the opinion of the Attorney General of April 18, 1938 (39 Op. 157) in which certain statutes of the State of Massachusetts were considered. That opinion dealt with State statutes which subsequent to June 30, 1935, *diverted* to purposes not sanctioned by the Federal statute—purposes in no way connected with roads—revenues which the basic *State statute* had not so diverted at the time the Federal statute was enacted. Here the *basic State statute* had so *diverted* the revenues in question prior to the enactment of the Federal statute."

In consideration of the above it is my opinion as the Attorney General of Oklahoma that no part of the road user taxes (motor vehicle registration fees, licenses, gasoline taxes, and other special taxes on motor-vehicle owners) levied by the laws of this State in effect in 1934 for the construction, improvement and maintenance of highways may be levied and used after June 30, 1945, for other purposes if Oklahoma is to qualify fully for Federal aid under the Federal Aid Highway Act of 1944. However, this does not mean that if the Legislature since 1934 has increased the levy, or made an additional levy of the same kind of tax, for other than said highway purposes, that Oklahoma would lose one-third or any part of its share of Federal aid under said Act.

In other words it is my opinion that so long as the same amounts of the road user taxes levied in 1934 for highway purposes are still levied and used for said highway purposes, Oklahoma should not be penalized by a deduction in Federal aid under said Act of Congress by reason of the fact that since 1934 additional road user taxes have been levied for the general fund, highway patrol, or



purposes other than highway construction, improvement or maintenance.

Considering each alleged diversion, as requested in your letter, we express our views thereon as follows:

### GASOLINE EXCISE TAXES

#### 1933 GASOLINE EXCISE TAX.

On June 14, 1934 an excise tax of four cents (4c) per gallon was levied on the sale (etc.) of gasoline by Chapter 126, Oklahoma Session Laws 1933, page 272. Section 2 of the Act apportioned three cents (3c) of said tax from each gallon of gasoline to the State Highway Construction and Maintenance Fund to be expended for the following purposes:

- (a) Repair and maintenance of State Highways,
- (b) Construction of a primary system of State Highways, and
- (c) On and after May 1, 1933, 40% of said tax (40% of 3c per gallon) to be deposited in the State Treasury in a special account to be used exclusively for payment of State indebtedness represented by outstanding interest bearing warrants or other securities based upon such warrants, issued in payment of obligations incurred prior to July 1, 1933, until said indebtedness is paid, and thereafter, to be used for purposes of sub-paragraph (a) and (b) above. The State indebtedness referred to had not been paid by June 18, 1934.

Section 3 of said Chapter 126, Oklahoma Session Laws 1933, apportioned one cent (1c) of said tax on each gallon of gasoline to the counties of the State to be used for the following purposes:

- (a) Construction and maintenance of county and township highways and permanent bridges in the county.
- (b) Where a State or county highway had been laid out over a road already constructed in any county by money raised by county or township bond issue, the county commissioners were authorized to use part of the money in retiring such bonded indebtedness.

By virtue of Chapter 161, Oklahoma Session Laws

1933, page 375, two per cent (2%) of the above gasoline excise taxes collected was credited to the Oklahoma Tax Commission Fund before the above apportionments were made, to cover cost of collections.

Chapter 126, Oklahoma Session Laws 1933 was repealed in 1939. See Section 17, Article 15, Chapter 66, Oklahoma Sessions Laws 1939.

#### 1939 GASOLINE EXCISE TAX.

On February 5, 1945, the date of this opinion, an excise tax of four cents (4c) per gallon is levied on the sale (etc) of gasoline by 68 O. S. 1941 § 659a, enacted in 1939. Section 659b apportions the tax as follows:

(a) 3% credited to the Oklahoma Tax Commission Fund.

(b) 70% credited to the State Highway Construction and Maintenance Fund, to be used for the construction, repair and maintenance of State Highways.

(c) 5% to the treasurers of incorporated cities and towns to be used for the construction, repair and maintenance of streets and alleys, and

(d) 22% to the counties of the State, apportioned 40% on a road mileage basis and 60% on a population and area basis, to be used in constructing and maintaining county or township highways and bridges.

Aircraft fuel, fuel used in farming, fuel used by the Department of Public Welfare, public school buses and fluids used for cleaning purposes are exempted from payment of the gasoline excise tax.

#### 1941 ADDITIONAL GASOLINE EXCISE TAX.

By virtue of 68 O. S. 1941 § 660o, enacted in 1941, an *additional excise tax* of one and one-half cents (1½c) per gallon is levied on the sale (etc) of gasoline. The tax is apportioned on the basis of 1c per gallon to the *General Revenue Fund* of the State and ½c to the counties for the construction and maintenance of county and township roads and bridges, and under certain circumstances for the payment of the salaries of County Commissioners, who supervise County Highway construction and maintenance.

It is my opinion as Attorney General of Oklahoma, that the Gasoline Excise tax laws in effect now do not



divert to other than highway uses road user revenues in violation of Section 12 of the Federal Highway Act of June 18, 1934. A greater amount of gasoline excise taxes are levied and used now for highway purposes than were levied and used in 1934 for highway purposes. Also in 1934, 40% of 3c on each gallon was used to pay State indebtedness. The 1c gasoline excise tax levied in 1939 for the State General Revenue Fund is not a diverted tax but a new additional tax levied for the General Fund. However, in view of the observation of Mr. MacDonald as to the amount credited to the Oklahoma Tax Commission Fund and the fact that under the 1933 4c gasoline excise tax law only 2% was credited to that fund while under the present 4c gasoline excise tax law 3% is being credited to the Oklahoma Tax Commission Fund, I think it advisable to consider amending 68 O. S. 1941 § 659b in that particular.

#### MOTOR VEHICLE LICENSE TAXES

*On June 18, 1934*, Section 3 of Chapter 113, Oklahoma Session Laws 1933, page 228, fixed license fees to be paid on all motor vehicles. Section 10 of said Act apportioned 40% of said fees to the State Highway Construction and Maintenance Fund to be expended upon the State road system, and 60% of said fees to the counties with the provision that 15% of the moneys received from vehicles in incorporated cities and towns shall be paid to cities and towns to be credited to the street and alley fund, the remainder to be credited to the County Highway Construction and Maintenance Fund.

By virtue of Chapter 161, Oklahoma Session Laws 1944, page 375, and Section 2, Chapter 200, Oklahoma Session Laws 1933, page 474, it was provided that 5% of the motor vehicle license fees should be credited to the "Highway Collection Fund" to be expended by the Oklahoma Tax Commission, the remaining 95% to be apportioned as provided by existing law (Sec. 10, Ch. 113, Okla. Sess. Laws 1933, page 228). Said "Highway Collection Fund" was to be used for paying the expenses of making collections and any money remaining in the collection fund after December 31, 1933, was to be transferred to the State Highway Construction and Maintenance Fund. In succeeding years the 5% was to be placed in the Oklahoma Tax Commission Fund and at the end of any fiscal year the balance was to be transferred to the General Fund.

Section 3 and 10, Chapter 113, Oklahoma Session Laws 1933, *supra*, are no longer in effect.

*On February 5, 1945*, the date of this opinion, 47 O. S. 1941 § 22.5, enacted in 1941, fixed license fees for motor vehicles at considerably higher rates than set forth in the 1933 law. Section 1, Chapter 1b, Title 47, Oklahoma Session Laws 1943, page 117, apportions the money derived from said license fees and other taxes levied by the 1941 Act, as follows:

(a) 5% of all money received from the registration of automobiles and farm trucks and 10% of other monies and license fees collected under the Act to the Oklahoma Tax Commission Fund.

(b) The remaining 95% of license fees collected from registration of farm trucks and automobiles to the counties for support of the common schools.

(c) All remaining revenues collected from all other sources under the Act to the Counties of the State; 75% to be used for county and township highway purposes, and (2) 25% to be allocated by county treasurers to city treasurers of towns and incorporated cities on a population basis to be used for streets and alleys.

In Mr. MacDonald's communication to the State Highway Commission it is stated:

"Concerning the motor vehicle registration and license tax it is noted that during the fiscal year which ended June 30, 1943, \$705,334.68 went to the Oklahoma Tax Commission, almost \$3,500,000.00 went to local common schools, \$152,015.39 went to the office of the State Land Commissioner and no part of it went to the State Highway Commission. Our view is that the portion of this fund that goes to common schools, the portion that goes to the office of the State Land Commissioner, and probably a part of the sum that went to the Oklahoma Tax Commission all represent diversion. Relative to the amount that went to the Oklahoma Tax Commission, it does not seem that all of it could have been required for collection purposes."

I know of no authority for any of said moneys to be paid to the Commissioners of the Land Office, except to be apportioned to the common schools.



It is my opinion as Attorney General of Oklahoma, that the Motor Vehicle license tax law in effect now does divert to other than highway uses road user revenues in violation of Section 12 of the Federal Highway Act of June 18, 1934. In 1934 all of the revenues from motor vehicle license taxes were levied for highway purposes except 5% for collection purposes. Under the laws in effect now a major portion of the taxes are levied for the support of the common schools; also 10% of part of the taxes are now credited to the Oklahoma Tax Commission Fund. The Legislature should consider the advisability of amending this Act to meet the requirements of Section 12 of the Federal Highway Act of June 18, 1934.

### MOTOR CARRIER TAX.

On June 18, 1934, Chapter 156, Oklahoma Session Laws 1933, page 354, was in effect. Said Act imposed a fee for issuance of permits to Class "A", "B" and "C" Motor Carriers, said fees to be deposited in the State Treasury to the credit of the "Motor Vehicle Act Enforcement Fund." This provision is still in effect.

Section 3 of Chapter 156, Oklahoma Session Laws 1933, page 355, *supra*, imposed taxes upon Class "A", "B" and "C" Motor Carriers to be collected on seating capacity, weight and mileage basis, the taxes collected to be used for the maintenance and upkeep of the public highways and for the administration and enforcement of all laws of the State relating to motor carriers.

By virtue of Chapter 161, Oklahoma Session Laws 1933, page 375, 5% of said Motor Carrier taxes were credited to the Oklahoma Tax Commission Fund.

Section 3 of said Chapter 156, Oklahoma Session Laws 1933, was repealed by Section 19, Article 9, Chapter 66, Oklahoma Session Laws 1937, page 445. The Motor Vehicle Mileage Tax Law of 1937 was repealed by Section 38, Article 7, Chapter 50, Oklahoma Session Laws 1939, page 306. We have no Motor Carrier Mileage tax now, or any Motor Vehicle Mileage tax, except the *Intercity Motor Bus Tax*. 47 O. S. 1941 § 22.7 enacted first in 1939 and amended in 1941, imposes a tax on intercity buses on a seating capacity and mileage basis. These taxes under Sections 22.2 as amended in 1943, and 22.7 should be ap-

portioned for county highway purposes, and to cities and towns for streets and alleys. See subdivisions (d) and (e), Section 22.2 as amended in 1943.

It is my opinion as Attorney General of Oklahoma, that the repeal of the laws levying a Motor Carrier Tax and Motor Vehicle Mileage Tax for highway purposes does not constitute a violation of Section 12 of the Federal Highway Act of 1934.

### OTHER TAXES

#### SPECIAL FUEL USE TAX.

68 O. S. 1941 § 715, *enacted in 1939*, imposes an excise tax of four cents (4c) per gallon on special motor fuels to be collected by the Oklahoma Tax Commission. Section 714 of said Title apportions said tax 3% to the Oklahoma Tax Commission Fund, 72 3/4% to the State Highway Construction and Maintenance Fund, and 24 1/4% to counties for highway purposes.

#### ADDITIONAL SPECIAL FUEL USE TAX.

68 O. S. 1941 § 726, *enacted in 1941*, imposes an additional excise tax of one and one-half cents (1½c) on special motor fuels. Section 726a of said Title apportions said tax 1c per gallon to the General Revenue Fund and ½c to counties for highway purposes.

#### DRIVERS LICENSE FEES.

47 O. S. 1941 § 274, *enacted in 1937*, prohibits a person from operating a motor vehicle upon the highways without an operator's or chauffeur's license. Section 312 fixes the fees for such licenses. Section 313 requires all of the fees to be credited to the "Public Safety Fund" to be used for the purpose of protecting the public in general and the motoring public in particular.

It is my opinion as the Attorney General of Oklahoma that the above referred to statutes relating to the Special Fuel Use Tax, the Additional Special Fuel Use Tax, and the Drivers License Fees, do not levy said taxes in violation of Section 12 of the Federal Highway Act of June 18, 1934. They are new additional taxes and therefore there can be no diversion such as said Section 12 intended to discourage. Furthermore, the Special Fuel Use Tax of 4c



per gallon is levied all for highway purposes except 3% for the Oklahoma Tax Commission Fund.

#### MOTOR VEHICLE TITLE FEES.

47 O. S. 1941 § 23.3, *enacted in 1941*, fixes a fee of \$1.00 for a certificate of title to a motor vehicle. Section 23.2 provides that all such fees shall be paid to the State Treasurer to be credited to the "Public Safety Fund." In 1934 by virtue of Chapter 45, Oklahoma Session Laws 1933, page 83, fees collected for certificates of title were apportioned to the "Auto Theft Fund."

It is my opinion as the Attorney General of Oklahoma that the Motor Vehicle Title Fees now being imposed under existing law are not levied or fixed in violation of the Federal Highway Act of June 18, 1934. In 1934 such fees were not used for the construction, improvement or maintenance of highways.

#### MOTOR VEHICLE EXCISE TAX.

47 O. S. 1941 § 52b as amended by Title 47, Chapter 2, Oklahoma Session Laws 1943, page 119, levies an excise tax of 2% of the value of each motor vehicle upon the transfer of legal ownership thereof. 47 O. S. 1941 § 52a, *enacted in 1941*, apportions 100% of the revenue derived from said tax to the General Revenue Fund. There was no such tax being levied in 1934.

It is my opinion as the Attorney General of Oklahoma, that the levy of the Motor Vehicle Excise Tax for the General Revenue Fund does not violate Section 12 of the Federal Highway Act of June 18, 1934. We do not believe it is a "road user" tax. It is merely an excise tax on the sale of a motor vehicle in lieu of the regular 2% sales tax on sales of other personal property. See 68 O. S. 1941 § 1251d, subdivision (a). Also no such tax was levied in 1934, so there can be no diversion by its levy for the General Fund.

#### FUELS EXCISE TAX.

52 O. S. 1941 § 331, *enacted in 1939*, levies an excise tax of 8/100 of one-cent (1c) per gallon on kerosene, naphtha, motor fuel and/or burning oil, and provides that the money derived therefrom shall be deposited in the General Revenue Fund. It is a levy to cover cost of inspec-

tion. An inspection fee was charted in 1934 under Section 11602 O. S. 1931, which did not go for highway improvement purposes but to the Inspectors.

It is my opinion as the Attorney General of Oklahoma, that the Fuels Excise Tax levied by 52 O. S. 1941 § 331, does not violate Section 12 of the Federal Highway Act of June 18, 1934. Said tax was not levied in 1934 and is not a substitute for a tax or fee levied in 1934 for highway purposes.

### CONCLUSION

It is my view that the Legislature should consider the advisability of amending the Motor Vehicle License Tax Act to provide that the revenues apportioned for common schools thereunder should be levied and apportioned after June 30, 1945 for highway purposes. To off-set in part the revenues thus taken from the common schools, the Legislature might consider the advisability of amending the 1½c Gasoline Excise Tax law and the 1½c Additional Special Motor Fuel Tax law, to provide that 1c of each of said levies shall be levied and collected for the common schools. The Legislature also should consider the advisability of reducing the percentages apportioned to the Oklahoma Tax Commission under the 4c Gasoline Excise Tax law and the Motor Vehicle License Tax Law to the percentages allowed the Oklahoma Tax Commission Fund from such taxes under Chapter 161, Oklahoma Session Laws 1933.

Attached hereto is a copy of a night letter I wired Honorable Thos. H. MacDonald, U. S. Commissioner of Roads, Washington, D. C. on February 1, 1945. To date I have not received a reply from him.

I also desire to state that Section 12 of the Federal Highway Act of 1934 is not free from ambiguity. Mr. MacDonald, U. S. Commissioner of Public Roads, stated in his letter dated January 26, 1945, only his preliminary views. I am sending him by air mail a copy of this opinion with the request that he advise me if he concurs in the opinion, and if not to point out wherein he disagrees. Of course, it should be borne in mind that apportionments of Federal Aid under the Federal Aid Highway Act of 1944 are to be made by a Federal Agency which will be guided by the advice of their own counsel.

In rendering this opinion I do not desire to be under-



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stood as recommending as a matter of policy the changes suggested. The determination as to whether such or other changes in existing laws should be made is a matter of policy which necessarily must be determined by the Legislature.

Very respectfully,  
RANDELL S. COBB  
Attorney General of Oklahoma

enc.

(copied 2-5-45 srm)

(COPY)

WESTERN UNION

NIGHT LETTER

February 1, 1945

Honorable Thos. H. MacDonald  
Commissioner of Public Roads  
Federal Works Agency  
Public Roads Administration  
Washington, D. C.

Referring to your letter to the Chairman of the Oklahoma Highway Commission dated January 26, 1945, the House of Representatives of the Oklahoma Legislature has requested my opinion as to the necessity of making a number of changes in Oklahoma tax laws to fully qualify for Federal Aid under the Federal Aid Highway Act of 1944 without any deductions.

I have considered the proviso in Section 6 of said Act, also Section 12 of the Highway Act of June 18, 1934, and two opinions of the Attorney General of the United States, 39 O. A. G. 157 and 269. It is my view at this time that no part of the amount of road user taxes levied in 1934 for highway purposes may now be levied and used for other purposes if Oklahoma is to qualify fully for Federal Aid. However, this does not mean that if the Legislature since 1934 has increased the levy or made an additional levy of the same kind of tax for other than highway purposes that Oklahoma would lose one-third or any part of its Federal Aid.

For instance in 1934 Oklahoma levied a 4c gasoline excise tax for highway purposes except a portion was used to retire certain State, County and Township indebtedness. Chapter 126 Okla. Sess. Laws 1933. In 1945 Oklahoma levies a 4c gasoline excise tax all of which is for highway

purposes except three per cent is set aside for expense of collection. 68 O. S. 1941 Section 659b enacted in 1939. Oklahoma also now levies an additional one and one-half cent excise tax on gasoline one cent of which goes to the State General Fund and one-half cent of which is for county and township road purposes. 68 O. S. 1941 Section 660c enacted in 1941. It is my view that the 1941 law levying the additional one cent tax on gasoline for the State General Fund would not operate to deprive Oklahoma of any part of the Federal Aid to which it otherwise would be entitled.

It is my view that so long as the same amounts of the road user taxes levied in 1934 for highway purposes are still levied and used for highway purposes that Oklahoma should not be penalized by a deduction in Federal Aid because since 1934 additional road user taxes have been levied for the general fund, common schools or highway patrol.

I will appreciate receiving at the earliest possible time your views or the views of your legal department in regard to this matter together with applicable citations of authority.

RADELLE S. COBB

Attorney General of Oklahoma.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 4, Senate Bills Nos. 68, 69, 84, 89 and 90, each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 4 and ordered it referred for enrollment.

The President, in open session, signed Engrossed Senate Bills Nos. 68, 69, 84, 89 and 90 and ordered each 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 Fees and Sal-



aries to whom was referred House Bill No. 66, by Gullett, McCarty, Washington, Wallace (Oklahoma), Sherman and Carey, entitled:

An Act amending section 31 (g), title 19, chapter 6, page 76, Oklahoma Session Laws 1943 (19 O. S. Supp. 1943 § 180.42) relating to county officers and their salaries and compensations, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 91 by Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhardt, Camp, Cantrell, Carey, Carmichael, Carr, et al., entitled:

An Act relating to income taxes; amending 68 Oklahoma Statutes 1941 section 878 (b) relating to items exempt from taxation under the income tax act to include amounts not to exceed one thousand five hundred (\$1,500.00) dollars received by persons in the military, naval and merchant marine services as compensation for services; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 133, by Arrington, Batson and Carey, entitled:

An Act levying an excise tax of one (1) mill per barrel on petroleum oil produced in this state; requiring the proceeds of such tax to be credited five-sixths ( $\frac{5}{6}$ ) to the "conservation fund" and one-sixth ( $\frac{1}{6}$ ) to "the interstate oil compact fund of Oklahoma"; appropriating said "conservation fund" and the balance in the conservation fund created under the provisions of prior levies and enactments for the payment of salaries and expenses of the conservation officer, his assistants and deputies, conservation attorney, reporters, stenographers and clerks \* \* \* ,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 24, by Neill, entitled:

An Act relating to the crime of public officers receiving bribes, amending 21 O. S. 1941, § 382, changing penalty, providing that there shall be no statute of limitations within which such a prosecution must be commenced, 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 without recommendation.

WHITE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 33 by Thornton, entitled:

An Act amending Title 68, Section 15.2, paragraph 12, Oklahoma Statutes 1943, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Manufacturing and Industry, to whom was referred Senate Bill No. 59, by Porter, entitled:

An Act amending Title 47, Oklahoma Statutes 1941, Section 169, relating to regulations of Motor Carriers; providing that Corporation Commission may relieve any motor carrier of bond requirements upon proof of financial ability to pay compensation for which such carrier may be legally liable; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PORTER, Chairman.



### FIRST READING

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

SENATE BILL NO. 128—By Norton, White, Burns, Porter—An Act relating to cigarette stamp tax; amending 68 O. S. 1941 § § 586g and 591.6 to provide that the Oklahoma Tax Commission may accept as payment for stamps personal checks upon determination by said commission that said purchaser is financially responsible; and declaring an emergency.

SENATE BILL NO. 129—By Ritzhaupt and Dacus—An Act amending 68 O. S. 1941 § 15.43; relating to findings and recommendations of the Oklahoma Tax Commission as to the adjustment and equalization of the valuation of real and personal property of the several counties of the State; making said findings prima facie correct and providing for and relating to appeals by said commission when said recommendations and findings are not followed by the State Board of Equalization to the Supreme Court of Oklahoma; and declaring an emergency.

### SECOND READING

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

SENATE BILL NO. 120—By RITZHAUPT—Referred to Committee on Appropriations.

SENATE BILL NO. 121—By RITZHAUPT—Referred to Committee on Appropriations.

SENATE BILL NO. 122—By ANDERSON—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 123—By ANDERSON and PORTER—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 124—By ANDERSON and PORTER—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 125—By BRADEN—Referred to Committee on State and County Affairs.

SENATE BILL NO. 126—By BRADEN—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 127—By LOGAN—Referred to Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 6—By BROWN of the Senate, and MEADS of the House—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 142—By EDWARDS, KLINGLESMTIH, ARMS, FOLEY, HATHCOAT, IMPSON, OWNBY and WELCH—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

#### GENERAL ORDER

HOUSE BILL NO. 9, by Reed, was taken up for consideration.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment, which was tabled upon motion of Senator Duffy:

Mr. President: I move to amend House Bill No. 9, line 8, page 1, by striking the word and figures, "five (.05)," and inserting in lieu thereof the words and figures, "seven and one half (.07½)."

RITZHAUPT.

Upon motion of Senator Braden, Section 1 was adopted.

Upon motion of Senator Braden, House Bill No. 9 was advanced to engrossment and third reading.

Upon motion of Senator Braden, the rules of the Senate were suspended and House Bill No. 9 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 9 was read for the third time at length.



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

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—33.

Nays: Neill.—1.

Not Voting: Goodpaster, Jones, Leonard, Logan, Wheeler.—5.

Excused: Burns, Carrier, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—33.

Nays: Neill.—1.

Not Voting: Goodpaster, Jones, Leonard, Logan, Wheeler.—5.

Excused: Burns, Carrier, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed

copy of House Bill No. 9, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 106, by Cobb and Gary, of the Senate, and Barr, of the House, was considered.

Section 1 was read.

Senator Cobb moved the adoption of Section 1.

Senator Nichols, as a substitute, moved that further consideration of Senate Bill No. 106 be indefinitely postponed.

Senator Braden moved to table the Nichols motion, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Braden, Chapman, Cobb, Collier, Cowden, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Nance, Porter, Pruett, Ritzhaupt, Sears, Thornton, White, Williams.—22.

Nays: Anglin, Brown, Burns, Counts, Dacus, Irby, Neill, Nevins, Nichols, Norton, Paul, Speck, Trussel, Wheeler, Worthington.—15.

Not voting: Goodpaster, Mahan, Rinehart.—3.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The vote occurring on the Cobb motion, it was declared adopted.

Senator Gary asked that further consideration of Senate Bill No. 106 be deferred until tomorrow, to which objection was voiced.

Upon motion of Senator Cobb, Senate Bill No. 106 was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended and Senate Bill No. 106 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE BILL NO. 106 was read for the third time at length.

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

Ayes: Anderson, Braden, Chapman, Cobb, Collier, Cowden, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Nance, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams.—23.

Nays: Anglin, Brown, Burns, Counts, Dacus, Irby, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Speck, Wheeler, Worthington.—15.

Not Voting: Goodpaster, Mahan.—2.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Nance, the emergency section to Senate Bill No. 106 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 106, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 148, By Flanagan, was taken up for consideration.

Senator Burns presiding.

Upon motion of Senator Logan, House Bill No. 148 was ordered withdrawn from the Calendar and referred to the Committee on State and County Affairs.

Senator Pruett moved that the vote be reconsidered by which SENATE BILL NO. 87, by Burns and Pruett, of the Senate, and Evans, et al, of the House, failed of passage on the last legislative day, consideration of which motion by unanimous consent was deferred for this legislative day.

By unanimous consent, consideration of SENATE BILL NO. 65, by Carrier, et al, and SENATE BILL NO. 83, by Burns, was deferred for this legislative day.

SENATE BILL NO. 92, by Anderson, Rinehart and Ginder, was considered.

Section 1 was read.

Senator Anderson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 92, line 5, page 1, by striking after the word, "of", and before the word, "ten," the remainder of line 5, and that part of line 6 to and including the word, "Independent," and inserting the following: "five (.05) cents per name in common school districts with a total minimum of Five (\$5.00) Dollars for each common school district and eight (.08) cents per name in districts including an incorporated town or city."

ANDERSON.

Senator Anderson asked unanimous consent, which was granted, to amend his amendment by striking the word and figures, "five (.05)," and inserting the word and figures, "ten (.10)".

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

Upon motion of Senator Anderson, Senate Bill No. 92, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, 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:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary,



Ginder, Grennell, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—32.

Nays: Irby.—1.

Not voting: Braden, Goodpaster, Leonard, Norton, Rinehart, Thornton, Williams.—7.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—32.

Nays: Irby.—1.

Not voting: Braden, Goodpaster, Leonard, Norton, Rinehart, Thornton, Williams.—7.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—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, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 79, by Counts and White, was considered.

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

Upon motion of Senator Counts, Senate Bill No. 79 was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 79 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:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Irby, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Anderson, Gary, Ginder, Goodpaster, Jones, Leonard, Paul, Thornton, Williams.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Irby, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Anderson, Gary, Ginder, Goodpaster, Jones, Leonard, Paul, Thornton, Williams.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 76, by Counts and White, was taken up for consideration.

Section 1 was read.

Senators Counts and White submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 76, lines 1 to 4, inclusive, page 2, by striking all of said lines and inserting in lieu thereof the following: "When a claim for compensation shall have been filed with the Commission as herein provided, unless the claimant shall in good faith request a hearing and final determination thereon within five (5) years from the date of the filing thereof or within five (5) years from the date of last payment of compensation or wages in lieu thereof, same shall be barred as the basis of any claim for compensation under this Act and shall be dismissed by the Commission for want of prosecution, which action shall operate as a final adjudication of the right to claim compensation thereunder. Provided, that claims heretofore filed and now pending before the Commission shall likewise be barred after the expiration of five (5) years from the effective date of this provision."

COUNTS,  
WHITE.

Senators Counts and White submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 76, line 12, page 2, by inserting after the period, the following provision: "Provided, however, that in any case where a re-opening is sought upon an alleged change of condition, the nature and extent of disability fixed by the former order, decision or award shall be conclusive of the fact as to extent of disability existing at the time said order, decision or award was made by the Commission. Change of condition may be established by any competent evidence

as to the nature and extent of disability existing at the time the review hearing is had thereon, and the disability established by evidence at such review hearing shall be the basis of the finding and order of the Commission, and compensation may be increased or decreased accordingly."

COUNTS,  
WHITE.

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

Upon motion of Senator Counts, Senate Bill No. 76, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 76, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Nance, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—31.

Not Voting: Cobb, Goodpaster, Mahan, Neill, Nevins, Paul, Rinehart, Thornton, Wheeler.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—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:



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Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Nance, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—31.

Not Voting: Cobb, Goodpaster, Mahan, Neill, Nevins, Paul, Rinehart, Thornton, Wheeler.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 76 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 75, by Counts and White, was considered.

Section 1 was read.

Senator Counts and White submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 75, line 18, page 2, by inserting after the word, "State," the following provision: "Provided, however, the provisions of this Section relating to execution and process for the enforcement of awards shall be and are cumulative to other provisions now existing or which may hereafter be adopted, relating to liens or enforcement of awards or claims for compensation."

#### COUNTS. WHITE.

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

By unanimous consent, upon request of Senator Counts, further consideration of Senate Bill No. 75, as amended, was deferred for this legislative day.

Senator Jones presiding.

## GENERAL ORDER

SENATE BILL NO. 54, by Ritzhaupt, was taken up for consideration.

Senator Nichols presiding.

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

Section 5 was read.

Senator Logan submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 54, line 18, page 3, as follows: By striking the word "two" and substituting the word "one."

LOGAN.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 54, line 1, page 4, by striking after the word "infection" and before the word "or" the rest of line 1, placing a period after the word "infection."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 5, as amended, was adopted.

Sections 6 to 11, inclusive, were read and adopted upon motions of Senator Ritzhaupt.

Upon motion of Senator Ritzhaupt, Senate Bill No. 54, 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. 54, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 54 was read for the third time at length.

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



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Ayes: Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—28.

Nays: Braden, Mahan, Norton.—3.

Not Voting: Anderson, Anglin, Duffy, Goodpaster, Leonard, Rinehart, Thornton, Wheeler, White.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—31.

Not Voting: Anderson, Anglin, Duffy, Goodpaster, Leonard, Rinehart, Thornton, Wheeler, White.—9.

Excused: Carrier, Lowery.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 54, as amended, was ordered referred for engrossment.

#### FIRST READING

By unanimous consent, the following Bills and Resolution were introduced and read for the first time:

SENATE BILL NO. 130—By Pruett and Burns of the

Senate and Evans and Sherman of the House—An Act amending title 22, Oklahoma Statutes 1941, Section 1054, relating to appeals in criminal cases.

SENATE BILL NO. 131—By Counts and White—An Act relating to the State Industrial Commission; amending 85 O. S. 1941 § 71, as amended by title 74, Chapter 10, Section 10, Session Laws 1943, to provide for the terms of members of the State Industrial Commission; fixing their compensation; providing for seven (7) reporters for the commission; providing that there shall be appropriated to the commission not less than five hundred dollars (\$500.00) annually for extra help; and declaring an emergency.

SENATE BILL NO. 132—By Duffy of the Senate and Focht and Dorsett of the House—An Act amending Section 25, Chapter 6, Title 19, Oklahoma Session Laws 1943, page 68 (19 Oklahoma Statutes Supplement 1943, section 180.34); and declaring an emergency.

SENATE BILL NO. 133—By Burns, Neill and Rinehart of the Senate and Weaver, Levergood and Klinglesmith of the House—An Act amending title 70, Section 1921, Oklahoma Statutes, 1941, relating to the granting of academic and professional degrees in the various schools and colleges of the State of Oklahoma; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 7—By Paul—A Joint Resolution directing the Governor to proclaim October 11th of each year "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

Senator Nance asked unanimous consent, which was granted, that Senator Lowery be excused for today and the remainder of the week.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Privileges and



Elections to whom was referred Senate Bill No. 99, by Senate Committee on Privileges and Elections, entitled:

An Act relating to elections, amending 26 O. S. 1941, § 163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal periods for candidates for state and county offices, 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.

LOGAN, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 100, by Senate Committee on Privileges and Elections, entitled:

An Act relating to registration for voting purposes, amending 26, O. S. 1941 § 78, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 97, by Logan and Nichols, entitled:

An Act relating to the compensation, mileage and expense of secretaries and members of election boards, amending title 26, O. S. 1941, section 24a, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred Senate Bill No. 98, by Logan and Nichols, entitled:

An Act relating to compensation of county and precinct registrars, amending title 26, O. S. 1941, section 73, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill's Nos. 79 and 106 each correctly engrossed and Senate Resolution No. 4 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 79 and 106 and ordered each transmitted to the Honorable House for consideration.

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 Honorable House was received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 152—By Weaver, Underwood, Arms, Bacon, Bailey, Choate, Foley, Levergood, Long, Madrano, Meads, Reed, Sherman, Singleton, Streetman, Tankersley, Tolbert, Wallace (Carter), Williams and Wright,

An Act relating to descent and distribution of property belonging to aliens at the time of their death, and amending 84 O. S. 1941 § 213; 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,

H. R. CHRISTOPHER, Chief Clerk.



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The Presiding Officer announced First Reading of En-grossed House Bill No. 152.

As provided under a previous motion, the Senate ad-journed to meet at 1:30 o'clock, p. m., tomorrow.

## TWENTY-FOURTH LEGISLATIVE DAY

Wednesday, February 7, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—39.

Excused: Carrier, Lowery, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 54, 76 and 92 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 54, 76 and 92 and ordered each transmitted to the Honorable House for consideration.

## MESSAGES

The following Messages from the Honorable House were received and read:



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MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 60—By Tolbert and Foley,

An Act relating to the changing and conversion of the institution formerly occupied by the State Training School for White Boys at Pauls Valley, including the lands and buildings thereof, into a State Hospital, and creating and establishing a State Hospital thereon; providing for the operation, conduct and maintenance of the same under the control of the State Board of Public Affairs; providing for admission of epileptic patients to the hospital and prescribing the procedure and requirements therefor; authorizing the Board of Control to make rules and regulations for the conduct, operation, and management of the Hospital, and authorizing said Board of Control to establish and operate the farm lands, livestock, dairy and poultry industries in connection therewith; authorizing the Governor of the State of Oklahoma to allocate and transfer moneys from the Governor's Contingency and Emergency Fund to the Hospital for its support and maintenance; making an appropriation therefor; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 168—By Ward of the House, and Goodpaster of the Senate,

An Act relating to the restraint of domestic animals; amending 4 O. S. 1941 § 94; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 176—By Mountcastle, Frix and Wiley,

An Act amending Paragraph (g), Section 29, Chapter 6, Article 19, Oklahoma Session Laws 1943; relating to the compensation of the county attorneys of all counties in this State having a population in excess of sixty-five thousand (65,000) and an assessed net valuation of seventy-five million (\$75,000,000.00) dollars or less; fixing the number of assistants and stenographers in the office of such county attorneys and the minimum and maximum monthly salaries 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 60, 168 and 176.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 73—By Ash of the House and Pruett of the Senate,

An Act relating to service summons upon a minor; amending 12 Oklahoma Statutes 1941, section 169,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 73.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 105—By Weaver and Committee on Veterans Affairs,

An Act concerning the guardianship of incompetent veterans and other incompetent and minor beneficiaries of the Veterans Administration, and concerning commitment to the Veterans Administration or other agency of the United States of persons eligible for care or treatment and to make uniform the law with reference thereto; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 190—By Sherman, Washington, McCarty, Wallace, Kerr, Carey and Gullett of the House and Burns of the Senate,

An Act creating the Office of Bailiff for all courts of record in all counties of the State of Oklahoma having a



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population in excess of two hundred fifty thousand (250,000) people, prescribing the method of appointment, fixing the salaries and duties thereof, and repealing all 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 of Representatives and signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 105 and 190.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 107—By Weaver, Cordray, Flanagan, Foley, Gullett, Hathcoat, Holt, Levergood, McDonald, Meads, Medlock, Morris, Shumate, Tolbert and Williams,

An Act amending section 3, chapter 8, title 10, page 23, Oklahoma Session Laws 1943; relating to extensions of convalescent home stays; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 174—By Reed,

An Act amending titles 68, Oklahoma Statutes 1941, section 894 and section 1468, relating to the settlement or compromise of controversies over correctness of taxes and providing for approval by judgment of the district court of the county of the taxpayers residence; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 107 and 174.

MR. PRESIDENT:

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

## ENGROSSED HOUSE BILL NO. 147—By Ward,

An Act amending 82 O. S. 1941 § 873; authorizing the Grand River Dam Authority to fund and refund any of its outstanding revenue bonds and obligations and to retire by purchase any of such bonds and to cancel the same; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 169—By Hughes,

An Act authorizing the Board of Regents for Agricultural and Mechanical Colleges to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; providing for the methods of advertisement, sale, promulgation of rules, and making disposition of the funds received therefrom; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 217—By Gibbs, Williams and Shipley of the House and Nevins of the Senate,

An Act appropriating two thousand five hundred three dollars and forty-five cents (\$2,503.45) to the Military Department of Oklahoma for payment of certain claims for hospital, medical and professional services rendered Lieutenant Elmer Ward and Lieutenant Oral H. Douglass for injuries received in the Oklahoma National Guard Armory in Okmulgee, Oklahoma; recognizing such claims as valid and legal obligations of the State of Oklahoma; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 96—By Johnson (Creek) and Musgrave,

An Act appropriating eleven hundred and seventy dollars and eighty cents (\$1170.80) to the Corporation Commission of Oklahoma for the payment of certain claims of the Refinery Supply Company, of Tulsa, Oklahoma; said claims covering the cost of certain laboratory equipment furnished to the Division of Gasoline Inspection under an appropriation made by the Eighteenth Legislature, and said appropriation having lapsed and reverted prior to the filing of said claims; said appropriation to be paid out of the General Revenue Fund to which the lapsed appropriation reverted; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 184—By Montgomery,



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An Act amending 39 O. S. 1941 § 26, relating to Justices of the Peace and Constables in cities of this State located in counties having a population in excess of one hundred ninety thousand (190,000) inhabitants and less than two hundred thirty thousand (230,000) inhabitants as shown by the last preceding federal decennial census, or any succeeding federal decennial census, and having a net assessed valuation in excess of one hundred thirty-five million (\$135,000,000.00) dollars as certified to the County Excise Board in 1944, and as may be shown by any succeeding biannual net assessed valuation; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 96, 147, 169, 184 and 217.

#### 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 Judiciary No. 1, to whom was referred Senate Bill No. 44 by Pruett, Dacus and Counts of the Senate, and Hughes, Ash, Morris and Baldwin of the House, entitled:

An Act providing for and regulating proceedings for the escheat of lands and real estate held by corporations as enjoined in Section 2 of Article 22 of the State Constitution; and defining the terms, land and real estate,

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.

PRUETT, Chairman.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 134—By Worthington of the Senate, and Foley and Shumate of the House—An Act relating to compensation to persons who served in any branch of the Military Service in World War II; defining terms; authorizing compensation; fixing the time and manner of payment; providing for compensation board; authorizing rules and regulations; providing for a director of compensation and other employees; prescribing the qualifications and duties; requiring keeping of records; providing for county compensation boards; prescribing their duties and the manner of filing claims and the handling thereof; providing for appeals; prescribing procedure and manner of taking same; requiring the Attorney General and County Attorneys to appear; prohibiting the payment of court costs and attorney fees; authorizing transfer of compensation; providing for exemptions; providing for manner of payment of compensation; creating veterans compensation fund; providing for disbursement thereof; and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 128—By Norton, White, Burns and Porter—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 129—By Ritzhaupt and Dacus—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 130—By Pruett and Burns of the Senate and Evans and Sherman of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 131—By Counts and White—Referred to Committee on Appropriations.

SENATE BILL NO. 132—By Duffy of the Senate and Focht and Dorsett of the House.

Senator Duffy asked unanimous consent, which was granted, that Senate Bill No. 132 be ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 133—By Burns, Neill and Rine-



hart of the Senate and Weaver, Levergood and Klinglesmith of the House—Referred to Committee on Education.

SENATE JOINT RESOLUTION NO. 7—By Paul—Referred to Committee on Military Affairs.

ENGROSSED HOUSE BILL NO. 152—By Weaver, Underwood, Arms, Bacon, Bailey, Choate, Foley, Levergood, Long, Madrano, Meads, Reed, Sherman, Singleton, Streetman, Tankersley, Tolbert, Wallace (Carter), Williams and Wright—Referred to Committee on Legal Advisory.

Senator Neill asked to be excused for the balance of this legislative day, which was the order.

#### GENERAL ORDER

Upon request of Senator Burns, consideration of SENATE BILL NO. 83, by Burns, was deferred for two days.

Upon request of Senator Finney, consideration of SENATE BILLS NOS. 29 and 47, each by Ritzhaupt, was deferred for this legislative day.

SENATE BILL NO. 63, by Nichols, was taken up for consideration.

Section 1 was read.

Senator Counts submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 63, page 2, by striking after the period on line 17 the remainder of line 17 and line 18 and lines 1, 2 and 3, to the period on line 3.

#### COUNTS.

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

Mr. President: I move to amend Senate Bill No. 63, line 9, page 2, by adding after the word, "hereunder," and before the word, "appeals," the following: "Provided however that no action maybe instituted against any offending land owner until said land owner has been notified by registered mail and by two publications in a newspaper of general circulation in the county where said land shall be located six months prior to the commencement of any action for damages."

NANCE.

Senator Nichols asked that further consideration of Senate Bill No. 63 be deferred for this legislative day and that the bill with all pending amendments be referred to a Special Committee for further consideration.

Senator Nance moved that Senate Bill No. 63 be referred to a Committee of 7, for the purpose of redrafting the bill, the bill to retain its place on the Calendar, which motion prevailed, the President appointing Senators Nichols, Anglin, Norton, Counts, Jones, Pruett and Chapman as such Committee.

Senator Ritzhaupt presiding.

SENATE BILL NO. 64, by Nichols, Finney, Braden and Counts, was taken up for consideration.

Following discussion, Senator Nichols asked that further consideration of Senate Bill No. 64 be deferred until the next legislative day without losing its place on the Calendar, to which Senator Cowden objected.

Upon motion of Senator Nichols, further consideration of Senate Bill No. 64 was deferred until the next legislative day without losing its place on the Calendar.

Upon request of Senator Nichols, consideration of SENATE BILL NO. 78, by Nichols, was deferred for this legislative day.

SENATE BILL NO. 35, by Speck, Worthington, Anderson, Dacus, Rinehart and Wheeler, of the Senate, and Jones, et al, of the House was taken up for consideration and read at length.

Upon motion of Senator Speck, Senate Bill No. 35 was advanced to engrossment and third reading.

Upon motion of Senator Speck, the rules of the Senate were suspended and Senate Bill No. 35 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:



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Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Cobb, Cowden, Ginder, Mahan, Nichols, Paul, Sears.—7.

Excused: Carrier, Lowery, Neill, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Cobb, Cowden, Ginder, Mahan, Nichols, Paul, Sears.—7.

Excused: Carrier, Lowery, Neill, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 35 was ordered referred for engrossment.

#### GENERAL ORDER

Upon request of Senator Burns, consideration of SENATE BILL NO. 4, by Burns, was deferred for this legislative day.

SENATE BILL NO. 75, by Counts and White, was taken up for further consideration.

Senators Counts and White asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 75, lines 5 to 8, inclusive, page 2, by striking after the period in line 5, all of lines 6, 7 and that portion of line 8 preceding the period and inserting the following: "Any compensation awarded and all payments thereof directed to be made by order of the Commission shall bear interest at the rate of six (6%) per cent per annum from the date ordered paid by the Commission until the date of satisfaction thereof." And by amending the title to conform to the bill, as amended.

#### COUNTS

#### WHITE.

Upon motion of Senator Counts, Senate Bill No. 75, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 75, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 75 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussell, White, Worthington.—31.

Not Voting: Cobb, Cowden, Mahan, Nichols, Paul, Sears, Wheeler.—7.

Excused: Carrier, Lowery, Neill, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Worthington.—31.

Not Voting: Cobb, Cowden, Mahan, Nichols, Paul, Sears, Wheeler.—7.

Excused: Carrier, Lowery, Neill, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 75, as amended, was ordered referred for engrossment.

Senator Burns asked to be excused for the remainder of this legislative day, which was the order.

#### GENERAL ORDER

SENATE BILL NO. 51, by Anderson, Dacus and Rinehart, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Anderson.

Upon motion of Senator Anderson, Senate Bill No. 51 was advanced to engrossment and third reading.

Upon motion of Senator Anderson, 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:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Cobb, Ginder, Nance, Porter, Rinehart, Sears.—6.

Excused: Burns, Carrier, Lowery, Neill, Williams.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Cobb, Ginder, Nance, Porter, Rinehart, Sears.—6.

Excused: Burns, Carrier, Lowery, Neill, Williams.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 51 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 33, by Thornton, was taken up for consideration.



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Section 1 was read and adopted by unanimous consent.

Upon motion of Senator Thornton, Senate Bill No. 33 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 33 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Braden, Brown, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodmaster, Grennell, Irby, Jones, Leonard, Logan, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Worthington.—29.

Not Voting: Anglin, Cobb, Mahan, Nance, Norton, Porter, Sears, White.—8.

Excused: Burns, Carrier, Lowery, Neill, Williams.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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, Senators Duffy, Pruett, Jones, Worthington, Counts, Cowden, Grennell, Anderson, Speck, Irby and Dacus were made co-authors of Senate Bill No. 33.

Senator Finney moved that the roll call on the emergency section of Senate Bill No. 33 be deferred until the next legislative day, which motion prevailed.

Senator Finney moved that when the clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### FIRST READING

By unanimous consent, the following Bill was introduced and read for the first time:

SENATE BILL NO. 135—By Cowden and Committee on Veterans Affairs—An Act making appropriation for the support, operation, maintenance, repairs, building, non-structural improvements and equipment of the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Veterans Affairs, to whom was referred Senate Bill No. 43 by Nichols, entitled:

An Act amending 35 O. S. 1941 § 161, relating to the admission of honorably discharged ex-service persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 199—By Tankersley, Levergood and Ownby,

An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last federal census, and having a total assessed valuation of not less than thirty-five million (\$35,000,000.00) dollars and not more than



thirty-six million (\$36,000,000.00) dollars according to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such judges are required to travel or in which regular judicial duties are performed; repealing all Acts in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 121—By Washington, Carey, Gullett, McCarty, Reed and Sherman,

An Act relating to pensions for policemen; amending 11 O. S. 1941 § 541k; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 199 and 121.

MR. PRESIDENT:

I am directed by the House of Representatives to advise you that the House has appointed as Conferees on:

ENGROSSED HOUSE BILL NO. 21—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, Klinglesmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman and Williams,

An Act waiving and cancelling all fees, penalties, interests and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 1st, 1945, and defining the duties of all county treasurers hereunder; and declaring an emergency,

the following Representatives: Speakman, Batson, Wallace (Carter), Musgrave, Langley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 9—By Reed,

An Act relating to travel expense of state officers and employees; providing allowance for the use of personally owned automobiles and amending Section 1 of Chapter 6 of Title 47 of Session Laws of 1943; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 9 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.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 21—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, Klinglesmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman and Williams,

An Act waiving and cancelling all fees, penalties, interests and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 1st, 1945, and defining the duties of all county treasurers hereunder; 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 Commit-



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tee Report, and the Bill has been passed AS AMENDED by said Report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 21 was read as follows and by unanimous consent further consideration deferred for this legislative day:

To the Speaker of the House of Representatives,  
And To the President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 21 and Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and return the same herewith with the recommendation that the Conference Committee Substitute for Engrossed House Bill No. 21, which is attached hereto, be adopted.

NANCE

JONES

DACUS

WHITE

COUNTS

Senate Conferees.

SPEAKMAN

BATSON

WALLACE (Carter)

MUSGRAVE

LANGLEY

House Conferees.

CONFERENCE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 21—By SPEAKMAN, ARMS, ASH,  
BELLAMY, BILLINGSLEY, CHOATE, EDWARDS,  
FLANAGAN, FLOWERS, FOLEY, GULLETT, HARSH-  
BARGER, HATHCOAT, HAWTHORNE, HOLT, KLIN-  
GLESMTIH, LEVERGOOD, MITCHELSON, OWNBY,  
REED, RUSSELL, SHERMAN, SHIPLEY, SINGLE-  
TON, STREETMAN and WILLIAMS.

AN ACT WAIVING AND CANCELLING ALL FEES,  
PENALTIES, INTERESTS AND COSTS ON AD  
VALOREM TAXES UPON HOMESTEADS,  
NOW OCCUPIED AS SUCH AND EXEMPTED  
AS SUCH FOR THE YEAR 1944; PROVIDED  
THAT SUCH TAXES, FREE FROM SUCH  
FEES, PENALTIES, INTERESTS AND COSTS,  
ARE PAID ON OR PRIOR TO APRIL 15th, 1945,  
AND DEFINING THE DUTIES OF ALL COUN-  
TY TREASURERS HEREUNDER; AND DE-  
CLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF  
OKLAHOMA:

SECTION 1. All penalties, interests and costs heretofore accrued, or accruing, on unpaid delinquent ad valorem taxes on homestead real estate now occupied by the home owner and exempted as such for the year 1944, due the State, any county, city, town, township, school district, or subdivision thereof, levied and assessed for the year 1943 and all prior years, are hereby waived, released and cancelled; provided, that the consolidated amount of such taxes due upon such homestead real estate for the year 1944 and all prior years are paid on or before April 15th, 1945.

SECTION 2. It shall be the duty of the County Treasurer of each county in the State, within seven (7) days after the passage and approval of this Act, to give public notice of the contents hereof in some newspaper of general circulation, published in said county, for two (2) consecutive weeks.

SECTION 3. Nothing contained in this Act shall be construed as affecting, delaying or canceling the holding and conduct of the 1945 resale of real estate or property for delinquent taxes or the advertisement of any real estate for resale for delinquent taxes in 1945.

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.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, tomorrow.



TWENTY-FIFTH LEGISLATIVE DAY

Thursday, February 8, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by the Secretary, J. Wm. Cordell, as provided under Rule 3.

Upon motion of Senator Finney, Senator Nance was selected to preside over the Senate for this legislative day.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Carrier, Collier, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Brown asked that Senator Collier be excused today and the remainder of this week, which was the order.

Senator Rinehart moved that Donald Davis, Donald Gene Siler and Richard Kortemeier, of Canadian County, be made Honorary Pages for this legislative day, which motion prevailed.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled bills begs leave to report Senate Bills Nos. 35, 51 and 75 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 35, 51 and 75 and ordered each transmitted to the Honorable House for consideration.

Senator Leonard asked to be excused on tomorrow, 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 State and County Affairs, to whom was referred House Bill No. 130, by Montgomery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver, entitled:

An Act authorizing the filing and recording in the office of the county clerk of orders or decrees of courts of bankruptcy and making the same constructive notice of their contents; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 108, by Speck, Rinehart and Paul, entitled:

An Act relating to the release of record of oil and gas leases; requiring release thereof by lessee or assigns under certain conditions to be filed of record; providing for the execution and filing by land owner of affidavit concerning the expiration and release of said leases; providing penalty for the failure of lessee or assigns to file of record a release 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 THE COMMITTEE SUBSTITUTE BILL HERETO ATTACHED DO PASS.

PRUETT, Chairman.



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Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 115, by Anderson and Collier, entitled:

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259) on as to the following sections thereof, to-wit: Sections 1, 2, 3 and 6 for the purpose of defining terms, supplying omissions, and modifying 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.

ANDERSON, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 27—By Committee on Fees and Salaries,

An Act relating to the office of sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the sheriff and his deputies and the cost of feeding prisoners; providing for the payment of mileage fees to the sheriff and his deputies for travel in making investigations by written order of county attorney of complaints to the sheriff or county attorney that the criminal laws have been violated; and declaring an emergency,

and the Bill has been passed by the House, as amended by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

rolled bills begs leave to report Senate Bills Nos. 35, 51 and 75 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 35, 51 and 75 and ordered each transmitted to the Honorable House for consideration.

Senator Leonard asked to be excused on tomorrow, 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 State and County Affairs, to whom was referred House Bill No. 130, by Montgomery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver, entitled:

An Act authorizing the filing and recording in the office of the county clerk of orders or decrees of courts of bankruptcy and making the same constructive notice of their contents; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Judiciary Number One to whom was referred Senate Bill No. 108, by Speck, Rinehart and Paul, entitled:

An Act relating to the release of record of oil and gas leases; requiring release thereof by lessee or assigns under certain conditions to be filed of record; providing for the execution and filing by land owner of affidavit concerning the expiration and release of said leases; providing penalty for the failure of lessee or assigns to file of record a release 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 THE COMMITTEE SUBSTITUTE BILL HERETO ATTACHED DO PASS.

PRUETT, Chairman.



*Twenty-fifth Day, Thursday, February 8, 1945* 367

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 115, by Anderson and Collier, entitled:

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259) on as to the following sections thereof, to-wit: Sections 1, 2, 3 and 6 for the purpose of defining terms, supplying omissions, and modifying 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.

ANDERSON, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 27—By Committee on Fees and Salaries,

An Act relating to the office of sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the sheriff and his deputies and the cost of feeding prisoners; providing for the payment of mileage fees to the sheriff and his deputies for travel in making investigations by written order of county attorney of complaints to the sheriff or county attorney that the criminal laws have been violated; and declaring an emergency,

and the Bill has been passed by the House, as amended by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 15—By McDonald of the House and Rinehart of the  
Senate,

A Concurrent Resolution concerning the civil aeronautics board hearings on applications for feeder airline services in Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 15 and ordered it returned to the Honorable House.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 45—By Collier and Ginder,

An Act amending 70 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial Districts of the State having a population in excess of 150,000 and a city therein having a population in excess of 25,000 according to the Federal Census of 1940 or according to any succeeding federal census; and providing that the provisions of said act shall not become effective until on and after the second Monday in January 1947,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 45 was read as follows:

Amendment No. 1. Page 1, Line 1 of the printed Bill of the title by changing the figure (70) to (74).

Senator Ginder moved that the Senate refuse to concur in Engrossed House Amendment to Senate Bill No. 45 and



ask for a conference thereon, Senate Conferees to be appointed by the Presiding Officer, which motion prevailed, the Presiding Officer appointing Senators Finney, Ginder and Collier as such Senate Conferees.

### FIRST READING

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

SENATE BILL NO. 136—By Anglin—An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part or all of lands, or mineral interest therein, belonging to said estates with adjacent lands for oil and gas development and operation; and declaring an emergency.

SENATE BILL NO. 137—By Dacus and Anderson—An Act relating to salaries of County Superintendents of Public Instruction, providing for a state-wide uniform basic scale of salaries based upon qualification in all counties, said basic scale to be uniformly increased by an increment depending upon the number of teachers employed in each county, repealing laws in conflict; and declaring an emergency.

SENATE BILL NO. 138—By Pruett and Duffy—An Act amending Section 10 of Title 25 of the Oklahoma Statutes of 1941 relating to the definition of notice; and declaring an emergency.

SENATE BILL NO. 139—By Williams of the Senate and McNally of the House—An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of County Officers and deputies, 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. 134—By Worthington of the Senate and Foley and Shumate of the House—Referred to Committee on Legal Advisory and then to Committee on Retrenchment and Reform.

SENATE BILL NO. 135—By Cowden and Committee on Veterans Affairs—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 73—By Ash of the House and Pruett of the Senate—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 105—By Weaver and Committee on Veterans Affairs—Referred to Committee on Veterans Affairs.

ENGROSSED HOUSE BILL NO. 190—By Sherman, Washington, McCarty, Wallace, Kerr, Carey and Gullett of the House and Burns of the Senate—Referred to Committee on Retrenchment and Reform.

ENGROSSED HOUSE BILL NO. 107—By Weaver, Cordray, Flanagan, Foley, Gullett, Hathcoat, Holt, Levergood, McDonald, Meads, Medlock, Morris, Shumate, Tolbert and Williams—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 174—By Reed—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 60—By Tolbert and Foley—Referred to Committee on Retrenchment and Reform.

ENGROSSED HOUSE BILL NO. 168—By Ward of the House and Goodpaster of the Senate—Referred to Committee on Livestock and Tenant Farming.

ENGROSSED HOUSE BILL NO. 176—By Mountcastle, Frix and Wiley—Referred to Committee on Retrenchment and Reform.

ENGROSSED HOUSE BILL NO. 147—By Ward—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 169—By Hughes—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 217—By Gibbs, Williams and Shipley of the House and Nevins of the Senate—Referred to Committee on Appropriations.



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ENGROSSED HOUSE BILL NO. 96—By Johnson (Creek) and Musgrave—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 184—My Montgomery—Referred to Committee on Retrenchment and Reform.

ENGROSSED HOUSE BILL NO. 199—By Tankersley, Levergood and Ownby—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 121—By Washington, Carey, Gullett, McCarty, Reed and Sherman—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

Senator Jones presiding.

Senator Worthington asked to be excused for one hour, which was the order.

#### GENERAL ORDER

Upon request of Senator Burns, consideration of HOUSE BILL NO. 66, by Gullett, et al, was deferred for this legislative day.

President Pro Tempore Paul presiding.

HOUSE BILL NO. 133, by Arrington, et al, was taken up for consideration.

Sections 1, 2, 3, 4, 5, 6 and 7 were read and adopted by unanimous consent.

Upon motion of Senator Jones, House Bill No. 133 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 133 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 133 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Chapman,

Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams.—28.

Not Voting: Braden, Goodpaster, Irby, Leonard, Logan, Mahan, Neill, Norton, Wheeler.—9.

Absent: Sears.—1.

Excused: Carrier, Collier, Lowery, Worthington.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 133, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

Upon request of Senator Jones, consideration of HOUSE BILL NO. 91, by Johnson (Creek), et al, was deferred for this legislative day.

SENATE BILL NO. 29, by Ritzhaupt, was taken up for consideration and read.

Senator Counts moved that further consideration of Senate Bill No. 29 be deferred until some other legislative day.

Senator Nance, as a substitute, moved that Senate Bill No. 29 be referred to a Special Committee of 7, for the purpose of further consideration and amendment, the bill to retain its place on the Calendar, which motion prevailed, the President Pro Tempore appointing Senators Ritzhaupt, Chairman, Counts, Nevins, Dacus, Nichols, Thornton and Nance as such Special Committee.

Senator Nance asked to be relieved from serving on the Special Committee appointed under Senate Bill No. 29, which request was ordered granted, and the President Pro Tempore appointed Senator Anglin in his stead.

Senator Nance moved that the President Pro



Tempore be authorized by the Senate to telegraph a Message of good will and good wishes to the Honorable R. H. Stanley, at Hugo, Oklahoma, a former member of the House of Representatives from Choctaw County, who is, tomorrow, celebrating his seventy-second birth anniversary and his fiftieth anniversary as an active practitioner of the Laws of our land and that a suitable floral offering be sent, which motion prevailed.

#### GENERAL ORDER

Upon motion of Senator Nichols, SENATE BILL NO. 64, by Nichols, Finney, Braden and Counts, was ordered referred to a Committee of 7, said Committee to be composed of the authors of the bill and three other members of the Senate, the President Pro Tempore appointing as such Committee, Senators Nichols, Finney, Braden, Counts, Duffy, Thornton and Williams.

Upon motion of Senator Nichols, SENATE BILL NO. 78, by Nichols, was set for Special Order at 2:00 o'clock, p. m., Wednesday, February 14, 1945.

Senator Burns raised the question of "no quorum."

The President Pro Tempore ordered the roll of the Senate called, following which he declared a quorum of the Senate was present.

Senator Finney moved that the Senate resolve itself into executive session, which motion prevailed.

\* \* \* \*

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

Senators Cowden and Ginder asked to be excused for the remainder of this legislative day, 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 Fees and Salaries, to whom was referred House Bill No. 67 by Mountcastle, et al, entitled:

An Act entitling regular or part time county court stenographers, etc., to all fees collected by them for transcripts of shorthand notes, and for case-mades and transcripts for appeals made by them, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred House Bill No. 68 by Levergood, entitled:

An Act relating to notices to take depositions; amending 12 O. S. 1941 § 439 to provide for payment of certain expenses and costs incurred by reason of failure to notify opposing party or parties that depositions will not be taken where notice has previously been served; providing that cause shall not be tried until such expenses are paid; and declaring an emergency,

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 School Lands, to whom was referred Senate Bill No. 107 by Speck, Leonard, Nichols, Paul and Cowden, entitled:

An Act amending 64 O. S. 1941 § 215; authorizing and directing the Commissioners of the Land Office to accept delinquent payments due on mortgages, certificates of purchase, and preference right leases without charging interest on interest payments or rentals that have become delinquent on such mortgages, certificates of purchase, or preference right leases; providing that the provisions of said Act shall apply even though a final judgment has been or may hereafter be rendered by a court of competent jurisdiction against the mortgagor, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LEONARD, Chairman.



Mr. President: We, your Committee on Education to whom was referred Senate Bill No. 133, by Burns, Neill and Rinehart of the Senate and Weaver, Levergood and Klinglesmith of the House, entitled:

An Act amending Title 70, Section 1921, Oklahoma Statutes, 1941, relating to the granting of Academic and Professional Degrees in the various schools and colleges 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 be referred to the Committee on Legal Advisory, in view of the fact that the Committee on Education has no information as to the curriculum and course of study offered by the Oklahoma City College of Law, in comparison to the Law Department of Oklahoma University or the requirements of law schools which now are qualified to grant such degree.

RITZHAUPT, Chairman.

Senate Bill No. 133 was ordered referred to Committee on Legal Advisory.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 77, by Worthington of the Senate and Shumate of the House, entitled:

An Act relating to school funds; providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, Article 10 of the Oklahoma Constitution, may be transferred to the General Fund under certain terms and conditions, 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 House Bill No. 120 by Hawthorne, entitled:

An Act relating to transportation of pupils in school districts; amending 70 O. S. 1941 § 1195 to provide that any common school district containing forty (40) or more square miles, and maintaining not more than one (1) school in the district, shall be entitled to furnish transportation,

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.

### MESSAGE

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

MR. PRESIDENT:

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. 45—By Collier and Ginder,

An Act amending 70 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial Districts of the State having a population in excess of 150,000 and a city therein having a population in excess of 25,000 according to the Federal Census of 1940, or according to any succeeding Federal census; and providing that the provisions of said Act shall not become effective until on and after the second Monday in January, 1947,

and has appointed as Conferees, the following Representatives: Barr, Garber and Camp.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 140—By Anderson, Dacus, Speck, Nevins, of the Senate and Ash, Jones, Carmichael and McDonald of the House—An Act relating to salaries of county officers and their deputies and employees, amending chapter 6, title 19, Session Laws 1943, (House Bill 259), only as to the following section thereof, to-wit: section 16 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, con-



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tained in said statewide uniform salary act; and declaring an emergency.

Upon motion of Senator Irby, the Senate adjourned to meet under the rule on Monday, February 12, 1945.

## TWENTY-SIXTH LEGISLATIVE DAY

Monday, February 12, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

President Berry presiding.

The President announced a quorum present.

Prayer was offered by the Chaplain, Reverend Herbert E. Gatti, Pastor of the First Methodist Church, Guthrie, Oklahoma.

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 Legal Advisory, to whom was referred House Bill No. 152 by Weaver, Underwood, Arms, Bacon, Bailey, Choate, Foley, Levergood, Long, Madrano, Meads, Reed, Sherman, Singleton, Streetman, Tankersley, Tolbert, Wallace (Carter), Williams and Wright, entitled:

An Act relating to descent and distribution of prop-



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erty belonging to aliens at the time of their death and amending 84 O. S. 1941 § 213; and declaring an 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 Banks and Banking to whom was referred Senate Bill No. 116, by Collier, entitled:

An Act authorizing Trust Companies subject to the Laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COLLIER, Chairman.

Mr. President: We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 117 by Collier, entitled:

An Act relating to Banks and Trust Companies; amending 6 O. S. 1941, § 108b by changing the provisions of subparagraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made, 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.

COLLIER, Chairman.

## SECOND READING

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

SENATE BILL NO. 136—By Anglin—Referred to Committee on Oil and Gas.

SENATE BILL NO. 137—By Dacus and Anderson—Referred to Committee on Education.

SENATE BILL NO. 138—By Pruett and Duffy—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 139—By Williams of the Senate and McNally of the House—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 140—By Anderson, Dacus, Speck, Nevins of the Senate and Ash, Jones, Carmichael and McDonald of the House—Referred to Committee on Fees and Salaries.

Upon request of Senator Finney, the Senate was in recess, subject to the Call of the President, for the purpose of discussing, with the Secretary of the Senate, certain Senate Bills relating to elections.

The Senate reassembled, with the President presiding.

#### GENERAL ORDER

Upon motions of Senator Logan, SENATE BILLS NOS. 100 and 109, each by Committee on Privileges and Elections, were ordered withdrawn from the Calendar and re-referred to the Committee on Privileges and Elections for further consideration.

SENATE BILL NO. 97, by Logan and Nichols, was considered.

Section 1 was read.

Senator Burns submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 97, line 15, page 2, by adding after the word, "year," and before the word, "the," these words: "from any source"

#### BURNS.

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

Upon motion of Senator Logan, Senate Bill No. 97 was advanced to engrossment and third reading.

Upon motion of Senator Logan, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Wheeler, White, Williams.—32.

Not Voting: Ginder, Lowery, Nance, Speck, Trussel.—5.

Excused: Jones, Leonard, Nevins. Thornton, Worthington.—5.

Excused on Account of Military Service: Fine, Phillips.—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 Paul, the emergency section to Senate Bill No. 97 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 97 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 110, by Committee on Privileges and Elections, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Logan.

Upon motion of Senator Logan, Senate Bill No. 110 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 110 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 110 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—35.

Not Voting: Ginder, Nance, Williams.—3.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—35.

Not Voting: Ginder, Nance, Williams.—3.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 110 was ordered referred for engrossment.



### GENERAL ORDER

SENATE BILL NO. 101, by Senate Committee on Privileges and Elections, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Logan.

Upon motion of Senator Logan, Senate Bill No. 101 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 101 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 101 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Counts, Ginder, Lowery, Mahan, Nance.—5.

Excused: Jones, Lenoard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt,

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Anglin, Lowery, Mahan, Nance.—4.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Anglin, Lowery, Mahan, Nance.—4.

Excused: Jones, Lenoard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 98 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 132, by Duffy, of the Senate, and Focht and Dorsett, of the House, was taken up for consideration.



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Section 1 was read and adopted, upon motion of Senator Duffy.

Upon motion of Senator Duffy, Senate Bill No. 132 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 132 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 132 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Neill, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anglin, Carrier, Ginder, Lowery, Mahan, Nance, Nichols.—7.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Neill, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anglin, Carrier, Ginder, Lowery, Mahan, Nance, Nichols.—7.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 132 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 115, by Anderson and Collier, was taken up for consideration.

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

Upon motion of Senator Finney, Senate Bill No. 115 was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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 for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Anglin, Ginder, Lowery, Nance.—4.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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



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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Anglin, Ginder, Lowery, Nance.—4.

Excused: Jones, Leonard, Nevins, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 115 was ordered referred for engrossment.

#### GENERAL ORDER

Upon request of Senator Burns, SENATE BILL NO. 83, by Burns, was withdrawn from the Calendar and referred to the Committee on State and County Affairs for further consideration.

SENATE BILL NO. 4, by Burns, was taken up for consideration.

Section 1 was read.

Senator Burns asked that further consideration of Senate Bill No. 4 be deferred for this legislative day.

Senator Paul asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 2, by striking after the word, "city," and before the word, "make," the words, "is hereby authorized to," and inserting in lieu thereof the word, "may"

PAUL.

Senator Burns asked unanimous consent, which was granted, to withdraw his request to defer further consideration of Senate Bill No. 4 for this legislative day.

Senator Gary presiding.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 2, by adding after the word, "authorized," and before the word, "to," these words: "on condition that the firemen contribute a like sum"

PRUETT.

Senator Counts moved to table the Pruett amendment, which motion failed of adoption.

The vote occurring on the Pruett amendment, it was declared adopted.

Upon request of Senator Burns, Senate Bill No. 4 was ordered referred to the Committee on Municipal Corporations for further consideration.

Senator Burns asked to be excused for the remainder of this legislative day, which was the order.

SENATE BILL NO. 59, by Porter, was taken up for consideration.

Section 1 was read.

Upon motion of Senator Braden, further consideration of Senate Bill No. 59 was indefinitely postponed.

Senator Finney moved that, when the Clerk's desk is cleared, the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 141—By Anglin and Nichols—An Act amending Section 35, title 16, Oklahoma Statutes, 1941, relating to acknowledgments, so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Oklahoma; validating



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acknowledgments heretofore taken before notaries public in Canada (including Newfoundland); and declaring an emergency.

SENATE BILL NO. 142—By Collier—An Act amending Section 118-o of title 6 Oklahoma Statutes 1941 by making the same applicable to minors, repealing all acts or parts of acts in conflict therewith; and declaring an emergency.

SENATE BILL NO. 143—By Cobb of the Senate and Wright of the House—An Act authorizing the United States to establish and operate federal game refuges, federal fish hatcheries and other conservation activities in Oklahoma provided previous notice of such activities is given the State of Oklahoma and approval given by the Game and Fish Commission of Oklahoma, and declaring an emergency.

SENATE BILL NO. 144—By Collier—An Act amending 6 Oklahoma Statutes 1941, section 118b and providing for provisional credit and the time for revocation thereof for items deposited or credited by any bank; and declaring an emergency.

SENATE BILL NO. 145—By Anderson—An Act authorizing increase of the salaries of all deputies and/or stenographers and/or assistants of all county offices, where said maximum salaries now provided by law are one hundred twenty-five dollars (\$125.00) each per month or less; repealing all laws in conflict herewith; and declaring an emergency.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 27—By Committee on Fees and Salaries,

An Act relating to the office of sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the sheriff and his deputies and the cost of feeding prisoners; providing for

the payment of mileage fees to the sheriff and his deputies for travel in making investigations by written order of county attorney of complaints to the sheriff or county attorney that the criminal laws have been violated; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 27 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.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 133—By Arrington, Batson and Carey,

An Act levying an excise tax of one (1) mill per barrel on petroleum oil produced in this State; requiring the proceeds of such tax to be credited five-sixths ( $\frac{5}{6}$ ) to the "Conservation Fund" and one-sixth ( $\frac{1}{6}$ ) to "The Interstate Oil Compact Fund of Oklahoma"; appropriating said "Conservation Fund" and the balance in the Conservation Fund created under the provisions of prior levies and enactments for the payment of salaries and expenses of the conservation officer, his assistants and deputies, conservation attorney, reporters, stenographers and clerks, and all items of office expense and office supplies, including stationery, telegraph, telephone, postage and printing, and such other items as are or shall be authorized by law in connection with the enforcement of the oil and gas conservation laws of the State; appropriating "The Interstate Oil Compact Fund of Oklahoma" for the payment of the compensation of the assistant representative and employees, for necessary traveling expenses of the assistant representative and employees and of the Governor when traveling as official representative of the State of Oklahoma, for office expenses, including office supplies and equipment, and such contributions to the Interstate Oil Compact Com-



mission as are authorized by the Governor and other expenses necessary to enable Oklahoma to fully cooperate in accomplishing the objects of the Interstate Oil Compact; providing for predisposition of unexpended balances in said funds, prescribing manner of disbursing said funds; providing for the collection of the tax, the time and manner thereof by the purchaser or producer; providing for penalties and proceedings on delinquencies, and prescribing penalties for violation of this Act; and for other purposes; and fixing an effective date,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 133 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 the Finney motion, the Senate adjourned to meet at 1:30 p. m., tomorrow.

## TWENTY-SEVENTH LEGISLATIVE DAY

Tuesday, February 13, 1945

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

Upon roll call, the following members were present:

Present: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Thornton asked that Senator Leonard be shown excused for the remainder of this week, which was the order.

## RESOLUTIONS

The following Resolutions were introduced:

SENATE CONCURRENT RESOLUTION NO. 4—By Cowden and Senate Committee on Veterans' Affairs—A Concurrent Resolution memorializing the Congress of the United States and the Veterans Administration of the Federal Government to establish within the State of Oklahoma (1) additional Hospital Facilities for Veterans, and (2) Additional Facilities for the Veterans Administration for the handling of all matters in which veterans, their widows and orphans may be interested or affected.



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Senator Cowden asked unanimous consent, which was granted, that Senate Concurrent Resolution No. 4 be taken up for immediate consideration.

Senate Concurrent Resolution No. 4 was read at length, adopted upon motion of Senator Cowden and ordered referred for engrossment.

SENATE CONCURRENT RESOLUTION NO. 5—By Cowden and Senate Committee on Veterans Affairs—A Concurrent Resolution memorializing the Congress of the United States and the Veterans Administration of the United States to establish within Oklahoma a Colony Type Hospital for nervous cases and pledging cooperation of State in securing land or site therefor.

Senator Cowden asked unanimous consent, which was granted, that Senate Concurrent Resolution No. 5 be taken up for immediate consideration.

Senate Concurrent Resolution No. 5 was read at length, adopted upon motion of Senator Cowden and ordered referred for engrossment.

#### COMMITTEE REPORTS

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

TO THE PRESIDENT OF THE SENATE:

SIR:

We, your Special Committee, to whom was referred Senate Bill No. 63, by Nichols, entitled:

An Act creating a cause of action on behalf of a landowner whose land is injured by any landowner on the same watershed, by reason of negligence in permitting improper soil practices; providing that non-compliance in soil conservation programs shall be prima facie evidence of negligence; providing for appeals from judgments rendered hereunder; providing that a tenant shall be deemed to be the agent of his landlord and providing that both shall be made parties to the suit; 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:

1. We recommend that the emergency section of the bill be stricken.

2. That in line 5, on page 3, the period after the word "land" be changed to a semi-colon and add the following:

"Provided that no defendant under the terms of this Act shall ever be liable for any damages caused by storms, floods, lightning, or by the elements commonly known as the acts of God."

3. We recommend a new section, to be numbered 3, as follows:

"Before the institution of a suit in either the District or Superior Courts of this State, and as a necessary jurisdictional pre-requisite, the complaining party shall notify, by registered mail, the persons or corporations to be sued; and such said persons or corporations shall be given six (6) months, from and after the service of said notice, in which to comply with the terms and conditions set forth in said notice. After the elapse of six (6) months, as aforesaid, then such complaining person may enter suit under the terms of this Act; provided the matters and things complained of in said notice have not been remedied."

4. That a section, to be numbered four, be added as follows:

"The provisions of this Act shall not become effective until the 1st day of January, 1946."

Respectfully submitted,

NICHOLS  
ANGLIN  
CHAPMAN  
NORTON  
JONES  
COUNTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 97, 98, 99, 101, 110, 115 and 132 each correctly engrossed.

DACUS, Chairman.



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The President, in open session, signed Engrossed Senate Bills Nos. 97, 98, 99, 101, 110, 115 and 132 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 Fish and Game, to whom was referred House Bill No. 5, by Flanagan and Van Dyck, entitled:

An Act fixing the open season for hunting, trapping, or taking furbearing animals; amending 29 O. S. Supp. 1943 § 227; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 121 by Washington, Carey, Gullett, McCarty, Reed and Sherman, entitled:

An Act relating to pensions for policemen; amending 11 O. S. 1941 § 541k; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President, We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 123 by Weaver and Committee on Veterans Affairs, entitled:

An Act to provide for the appointment of a conservator, under certain circumstances, of the estate and property of persons with the armed forces and other persons outside the limits of the United States included within the forty-eight states and District of Columbia, by permission, assignment or direction of any department or official of the United States in connection with any activity pertaining to or connected with the prosecution of any war in which the United States is then engaged, who are missing,

interned, or beleaguered, besieged or captured by an enemy, 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 147 by Ward, entitled:

An Act amending 82 O. S. 1941 § 873; authorizing the Grand River Dam Authority to fund and refund any of its outstanding revenue bonds and obligations and to retire by purchase any of such bonds and to cancel the same; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 3 by Burns, entitled:

An Act providing that any person serving in any capacity in a regularly constituted fire department of a city or town of this State who shall become physically or mentally disabled as provided in 11 O. S. 1941 § 365, or be confined to any hospital or to his bed as provided in 11 O. S. 1941 § 367, or shall lose his life as provided in 11 O. S. 1941 § 368, regardless as to whether said disability, confinement, or loss of life was occasioned in fighting and/or preventing fires or in carrying out any order or direction of the chief or acting chief of said department in relation to the saving or preserving of life or property, shall be entitled to all of the benefits authorized by said 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, as amended.

PRUETT, Chairman.

Mr. President: We, your Committee on Penal Institu-



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tions, to whom was referred Senate Bill No. 11 by Counts and White, entitled:

An Act fixing the salaries of district court judges in judicial districts of the State of Oklahoma; and repealing the conflicting laws,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COUNTS, Chairman.

Senator Counts asked unanimous consent, which was granted, that consideration of SENATE BILL NO. 11, by Counts and White, be made a Special Order at 2:00 p. m., tomorrow.

Mr. President: We, your Committee on Game and Fish, to whom was referred Senate Bill No. 86 by Irby, Gary, Cobb of the Senate, and Batson, Biles, Wright, Parrish, Underwood of the House, entitled:

An Act creating a five (5) member board to be designated as "Lake Texoma Board"; providing for appointment of members by the Governor from certain counties; providing for terms of such members; defining their powers and duties concerning matters affecting Lake Texoma and the surrounding area in which the State of Oklahoma has an interest; providing that all state boards, commissions and agencies shall be subject to the approval of such board in promulgating rules and regulations applicable to Lake Texoma; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 119, by Duffy of the Senate and Focht of the House, entitled:

An Act repealing sub-section (h) of Section 1501, Title 68, Oklahoma Statutes 1941, relating to intangible personal property tax on annuities and annuity contracts; exempting such annuities from all the provisions of said 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.

NANCE, Chairman.

#### COMMUNICATION

Senator Paul had read the following Communication:  
To the Members of the Oklahoma State Senate:

We wish to express sincere gratitude for the beautiful floral tribute you sent to our beloved wife and sister.

Gratitude and love shall be in our hearts for each and every member of the Senate.

(SIGNED) Prof. Samuel George Hart  
Mr. and Mrs. A. F. Schultz  
Mr. and Mrs. George Baker  
Senator and Mrs. Floyd Carrier.

#### FIRST READING

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

SENATE BILL NO. 146—By Logan—An Act relating to County Officers in Comanche County; providing for additional deputies and assistants in the office of the Sheriff and County Attorney; fixing salaries; and declaring an emergency.

SENATE BILL NO. 147—By Nance—An Act repealing Chapter 58, Session Laws of 1933, (Senate Bill No. 367) and article 6, chapter 33, Session Laws of 1939, (Senate Bill No. 164), and declaring an emergency.

SENATE BILL NO. 148—By Collier—An Act to make uniform the law of transfer of shares of stock in corporations and repealing all acts and parts of acts in conflict herewith.

SENATE BILL NO. 149—By Norton and Cowden—An Act creating a revolving fund for the division of soil conservation; creating said division in the Oklahoma Planning and Resources Board and defining its duties; providing for a director thereof; providing that director or his agents or employees shall have right of ingress and egress



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on all property upon which soil conservation projects are being constructed; providing said division to be free from damages and certain planning costs in any such project; providing for purchase of equipment; making appropriation therefor to be credited to said revolving fund; and declaring an emergency.

**SENATE BILL NO. 150**—By Irby and Burns—An Act creating a State Game and Fish Commission with offices at the State Capitol; prescribing manner of appointment, term of office and qualifications; providing that the State Game and Fish Warden may vote on matters before the Commission in case of a tie; repealing section 1, chapter 1, title 29, session laws 1943; and declaring effective date of act.

**SENATE BILL NO. 151**—By Burns—An Act relating to the control of termites; providing for license to engage in said business; providing for invalidation of any license issued; fixing the fees; providing for exceptions; fixing penalty for violation of this act; requiring the County Attorney to prosecute for violations; providing for appeal; authorizing promulgation of rules and regulations; 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 Committee indicated:

**SENATE BILL NO. 141**—By Anglin and Nichols—Referred to Committee on Judiciary No. 2.

**SENATE BILL NO. 142**—By Collier—Referred to Committee on Judiciary No. 1.

**SENATE BILL NO. 143**—By Cobb of the Senate, and Wright of the House—Referred to Committee on Fish and Game.

**SENATE BILL NO. 144** — By Collier — Referred to Committee on Banks and Banking.

**SENATE BILL NO. 145**—By Anderson—Referred to Committee on Fees and Salaries.

Referring further to ENGROSSED HOUSE BILL NO.

21, by Speakman, et al, of the House, and Anderson, et al, of the Senate:

Senator Nance moved that the Conference Committee Report on Engrossed House Bill No. 21, previously submitted, be adopted, which motion prevailed.

ENGROSSED HOUSE BILL NO. 21, as amended in Conference, was read at length.

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

Ayes: Anglin, Braden, Brown, Burns, Cobb, Collier, Counts, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—32.

Nays: Carrier, Cowden, Finney, Norton, Williams.—5.

Not Voting: Chapman, Ginder, Logan.—3.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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, as amended in Conference, become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Cobb, Collier, Counts, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—32.

Nays: Carrier, Cowden, Finney, Norton, Williams.—5.

Not Voting: Chapman, Ginder, Logan.—3.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 21, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Referring further to SENATE BILL NO. 33, by Thornton:

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Not Voting: Chapman, Ginder.—2.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 33 was ordered referred for engrossment.

Senator Counts asked to be excused for 30 minutes, which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 66, By Gullett, et al, was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Upon motion of Senator Burns, House Bill No. 66 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 66 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 66 was read for the third time at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Chapman, Ginder, Logan, Lowery, Nance, Neill, Rinehart, Wheeler.—8.

Excused: Anderson, Counts, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Chapman, Ginder, Logan, Lowery, Nance, Neill, Rinehart, Wheeler.—8.

Excused: Anderson, Counts, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 66, and ordered the same returned to the Honorable House.



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### GENERAL ORDER

HOUSE BILL NO. 91, by Johnson (Creek), et al, of the House, was taken up for consideration.

Section 1 was read.

Senators Jones and Rinehart submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 91, Section 1, page 5, paragraph 5, by striking the period after the word, "War," and adding the following: "for any taxable year since December 7, 1941, provided further that such persons shall not be required to file an income tax return until six (6) months after the termination of the present War or six (6) months after such person's return to the continental United States following the termination of the present War, whichever is the later and that this provision shall excuse any such persons who have failed to file such return since the seventh day of December, 1941."

JONES  
RINEHART.

Senator Cowden submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 91, line 8, page 5, by adding after the word, "Forces," the words, "or from any other source."

COWDEN.

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

Upon motion of Senator Jones, House Bill No. 91, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 91, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Ginder presiding.

### THIRD READING

HOUSE BILL NO. 91 was read for the third time at length.

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

Ayes: Anglin, Braden, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Brown, Chapman, Lowery, Speck.—4.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Brown, Chapman, Lowery, Speck.—4.

Excused: Anderson, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 91, as amended, was ordered referred for engrossment.

Senator Neill asked to be excused for the remainder of this legislative day, which was the order.



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### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 152, by Weaver, et al, was taken up for consideration.

Senator Duffy moved that further consideration of House Bill No. 152 be deferred for this legislative day, which motion prevailed.

ENGROSSED HOUSE BILL NO. 130, by Montgomery, et al, was taken up for consideration and read.

Upon motion of Senator Finney, House Bill No. 130 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 130 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Logan, Lowery, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Cobb, Collier, Gary, Grennell, Mahan, Nance.—6.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chap-

man, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Logan, Lowery, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Cobb, Collier, Gary, Grennell, Mahan, Nance.—6.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 130, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 67, by Mountcastle, et al, was taken up for consideration.

Section 1 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 67, line 7, page 2, by adding after the word "court" these words: "provided that the county shall not be liable for transcripts ordered by county attorney or made in delinquent children matters."

PRUETT.

By unanimous consent, Section 1, as amended, was adopted.

Section 2 was read and adopted by unanimous consent.

By unanimous consent, Senators Dacus, Mahan, Thornton and Wheeler were made co-authors of Engrossed House Bill No. 67.

Upon motion of Senator Thornton, House Bill No. 67, as amended, was advanced to engrossment and third reading.



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Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 67, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 67 was read for the third time at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Cobb, Collier, Gary, Nance, Speck.—5.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Cobb, Collier, Gary, Nance, Speck.—5.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 67, as amended, was ordered referred for engrossment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 68, by Levergood, was taken up for consideration.

Upon motion of Senator Norton, House Bill No. 68 was advanced to engrossment and third reading.

Upon motion of Senator Norton, the rules of the Senate were suspended and House Bill No. 68 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 68 was read for the third time at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Nance, Norton, Porter, Pruett, Ritzhaupt, Thornton, Trussel, Wheeler, Williams, Worthington.—27.

Not Voting: Cobb, Collier, Counts, Gary, Jones, Nevins, Nichols, Paul, Rinehart, Sears, Speck, White.—12.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster,



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Grennell, Irby, Logan, Lowery, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Cobb, Collier, Counts, Gary, Jones, Nevins, Rinehart, Sears, Speck.—9.

Excused: Anderson, Leonard, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 68, and ordered the same returned to the Honorable House.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 120, by Hawthorne, was taken up for consideration.

By unanimous consent, upon request of Senator Braden, further consideration of House Bill No. 120 was deferred for this legislative day.

Senator Finney moved that when the clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### FIRST READING

By unanimous consent, the following Bill was introduced and read for the first time:

SENATE BILL NO. 152—By Anglin—An Act relating to State aid to school districts, making appropriations to aid in the support and maintenance of public school districts of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947, said moneys to be expended pursuant to the provisions of House Bill No. 361 of the Nineteenth Legislature, and House Bill No. 268 of the Eighteenth Legislature, and as provided in this Act, and declaring an emergency.

## RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

— SENATE CONCURRENT RESOLUTION NO. 6—By Worthington of the Senate and Foley of the House—A Resolution demanding a change of policy on the part of the Oklahoma Public Welfare Commission toward paying allowances to the aged, the blind and the dependent underprivileged children in the State of Oklahoma.

Senator Williams presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolutions Nos. 4 and 5 each correctly engrossed and Senate Bill No. 33 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolutions Nos. 4 and 5 and Engrossed Senate Bill No. 33 and ordered each 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 Municipal Corporations to whom was referred Senate Bill No. 4, by Burns, entitled:

An Act vitalizing section 41, article 5 of the Constitution of the State of Oklahoma; authorizing any city covered by act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this state relating to the payment of pensions to said, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SEARS, Chairman.



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Mr. President: We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 118 by Burns, entitled:

An Act amending Title 11, O. S. 1941, Section 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said Act shall not affect appeals heretofore taken but authorizing 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.

SEARS, Chairman.

As previously ordered, Senate Bill No. 118 was referred to Committee on Judiciary No. 1 for further consideration.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred House Bill No. 174, by Reed, entitled:

An Act amending titles 68, Oklahoma Statutes 1941, section 894 and section 1468, relating to the settlement or compromise of controversies over correctness of taxes and providing for approval by judgment of the district court of the county of the taxpayers residence; 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 HOUSE BILL NO. 174 do pass.

NANCE, Chairman.

### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 17—By Meads of the House and Brown of the Senate,

House Concurrent Resolution memorializing the Federal Government and its Veterans Rehabilitation Administration to avail itself of the efficacy of mineral waters, known by the trade name of Radium Water, in the City of Claremore, Oklahoma, in the treatment of our returning soldiers of this World War II who are returning as casualties of the conflict and who require hospitalization and treatment for wounds and nervous disorders,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 17 was ordered printed and placed upon the Calendar.

As provided under a previous motion, the Senate adjourned to meet at 1:30 p. m., Wednesday, February 14.



## TWENTY-EIGHTH LEGISLATIVE DAY

Wednesday, February 14, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Truscel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Cobb, Jimmie Arnold and Jerdy Gary, son of Senator Gary, were made Honorary Pages for this legislative day.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 67 and 91 each correctly engrossed.

DACUS, Chairman.

The President, in open session signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 67 and 91, each as amended, and ordered the bills returned to the Honorable House.

## COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Military Affairs, to whom was referred Senate Joint Resolution No. 7, by Paul, entitled:

A Joint Resolution directing the Governor to proclaim October 11th of each year "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NEVINS, Chairman.

Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 49, by Irby, entitled:

An Act relating to open season for hunting quail; amending 29 O. S. 1941 § 181; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.

Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 102, by Cobb, entitled:

An Act relating to game; providing that hunting shall be permitted within the Lake Murray area subject to the General Game Laws relating to the taking and killing of game; repealing all acts or parts 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.

COBB, Chairman.

Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 143 by Cobb of the Senate, and Wright of the House, entitled:



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An Act authorizing the United States to establish and operate Federal Game Refuges, Federal Fish Hatcheries and other conservation activities in Oklahoma, provided previous notice of such activities is given the State of Oklahoma, and approval given by the Game and Fish Commission 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.

COBB, Chairman.

### FIRST READING

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

SENATE BILL NO. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussel, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts, Nevins—An Act relating to the promotion of Public Health, authorizing any county to form a co-operative health department with the cities, towns, school districts and boards of education within its borders with the approval of the State Board of Health; authorizing and providing for combining funds appropriated for health purposes to be expended for purposes already provided by law for promotion of Public Health under direction of the State Board of Health; assigning code numbers; and declaring an emergency.

SENATE BILL NO. 154—By Ritzhaupt—An Act relating to the adjustment and equalization of assessments of property for taxation in Oklahoma; prescribing duties of the Oklahoma Tax Commission, County Assessors, and other officials; providing for completion of the classification of lands for purposes of assessment; creating an advisory assessment committee within each school district of the State to confer and advise with the County Assessor; and providing for appointment and eligibility to the same; prescribing the duties of said advisory assessment committee; and declaring an emergency.

SENATE BILL NO. 155—By Cobb, Gary and Collier—An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 § § 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall

not, for the duration of World War II, apply to any member of the armed forces, military or naval; providing for termination of 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. 146—By Logan.

Upon request of Senator Logan, Senate Bill No. 146 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 147—By Nance—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 148—By Collier — Referred to Committee on Judiciary No. 1.

Upon request of Senator Collier, Senate Bill No. 148 was ordered withdrawn from Judiciary Committee No. 1 and referred to the Committee on Banks and Banking.

SENATE BILL NO. 149—By Norton and Cowden—Referred to Committee on Soil Conservation and Post War Planning.

SENATE BILL NO. 150—By Irby and Burns—Referred to Committee on Fish and Game.

SENATE BILL NO. 151—By Burns—Referred to Committee on Agriculture.

SENATE BILL NO. 152—By Anglin—Referred to Committee on Appropriations.

### GENERAL ORDER

SENATE BILL NO. 65, by Carrier, of the Senate, and Camp and Garber, of the House, was taken up for consideration.

Section 1 was read.

Senators Logan and Carrier submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 65,



by substituting the following for Section 1: "Section 1. The county attorney, the county judge and the district or superior judge or judges of any county in this state, acting together, are hereby authorized and empowered at any time within ninety (90) days after the effective date of this Act, to make an examination of the Court Fund and if after determining that there is sufficient money in said Court Fund with which to operate the courts of such county for a year, and sufficient money is on hand to carry out the purposes for which such Court Fund was created, they may direct the court clerk of such county to transfer by voucher any surplus moneys not in excess of Fifteen Thousand (\$15,000.00) Dollars in such Court Fund to the Court House Elevator and Building Fund or Court House and Jail Fund of such county, provided that said transferred funds shall only be used in the purchase and installation of a court house elevator or in building additions or constructing immediate improvements or repairs of a court house or jail building or permanent fixtures for said court house and the offices thereof including the court clerk's office or court rooms. Any moneys remaining in the special fund created hereby after such purchase, construction and installation shall be transferred back to the Court Fund."

LOGAN  
CARRIER.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 65, line 16, page 2, by inserting after the word, "said," the words: "Provided said bill shall not apply to Okfuskee and Hughes Counties." And by changing the title to comply therewith.

ANGLIN.

Senator Finney asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein McCurtain and Pushmataha Counties.

Senator Cobb asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein Johnston and Murray Counties.

Senator Nichols asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein Seminole and Pontotoc Counties.

Senator Porter asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein Ottawa County.

Senator Worthington asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein Greer and Harmon Counties.

Senator Braden asked unanimous consent, which was granted, to amend the Anglin amendment, by including therein Latimer and LeFlore Counties.

The vote occurring on the Anglin amendment, as amended, it was declared failed of adoption.

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

Section 2 was read.

Senators Logan and Carrier submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 65, line 13, page 2, by striking after the word, "of," and before the word, "only," the words, "six months," and inserting the words, "ninety days." And on line 15, page 2, by striking after the word, "than," the words and figure, "six (6) months," and inserting the words and figures, "ninety (90) days"

LOGAN  
CARRIER.

Upon motion of Senator Paul, Section 2, as amended, was adopted.

Upon motion of Senator Carrier, the title of Senate Bill No. 65 was ordered amended to conform with the bill, as amended.

Upon motion of Senator Logan, Senate Bill No. 65, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 65, as amended, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Anglin, Mahan, Nichols.—3.

Not Voting: Ginder, Nance.—2.

Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Anglin, Mahan, Nichols.—3.

Not Voting: Ginder, Nance.—2.

Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 65, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 77, by Worthington, of the Senate, and Shumate, of the House, was taken up for consideration.

Section 1 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 7, page 2, by striking after the words, "General Fund," and before the word, "of," these words, "of the District," and adding these words, "or sinking funds of the district as the District Court may order."

PRUETT.

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

Section 2 was read and adopted upon motion of Senator Worthington.

Section 3 was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 4, page 3, by changing the period to a comma and adding the following: "or sinking fund of the district as the District Court may order."

DUFFY.

Upon motion of Senator Worthington, Section 3, as amended, was adopted.

Section 4 was read.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 8, page 3, by striking line 8 and inserting the following: "to the particular fund to which the District Court has ordered said fund transferred."

DUFFY.



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Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 8, page 3, by adding at the close of Section 4, as amended, the following: "This Act shall be effective only for the period of six months from the effective date of this Act."

PRUETT.

Upon motion of Senator Paul, Section 4, as amended, was adopted.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 77, line 7 of the title, by inserting after the word, "General," and before the word, "Fund," the words, "or sinking;" and adding after the semi-colon in the next to last line of the title, the following: "And providing that this Act shall be effective for a period of six months only after the effective date thereof."

DUFFY.

Upon motion of Senator Finney, Senate Bill No. 77, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Cobb, Collier, Ginder, Nance, Speck, Thornton, White.—7.

Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Cobb, Collier, Ginder, Nance, Speck, Thornton, White.—7.

Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 77, as amended, was ordered referred for engrossment.

Senator Nichols moved that the Senate work on Friday, February 16, 1945.

Senator Ritzhaupt, as a substitute, moved that the Senate meet Friday, February 16, 1945, at 10:00 a. m., which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Cobb, Ginder, Nance, Sears, Thornton.—5.



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Excused: Cowden, Leonard, Lowery.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

### SPECIAL ORDER

Upon request of Senator Nichols, consideration of SENATE BILL NO. 78, by Nichols, was deferred for this legislative day.

SENATE BILL NO. 11, by Counts and White, under Special Order, was taken up for further consideration.

Senator Pruett asked unanimous consent, which was granted, to withdraw his amendment to line 3, page 1, of Senate Bill No. 11, submitted on the 18th legislative day.

Senator Mahan moved that the Jones-Nichols-Nevins amendment to line 2, page 1, of Senate Bill No. 11, submitted on the 18th legislative day, be tabled, which motion prevailed.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 11, line 3, page 1, by striking the words and figures, "Six Thousand (\$6,000.00)," and substituting the words and figures, "Fifty-four Hundred (\$5400.00)."

### NICHOLS.

Senator Anglin, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Nichols:

Mr. President: I move to amend Senate Bill No. 11, line 3, page 1, by striking the words and figures, "Six Thousand (\$6,000.00)," and inserting the words and figures, "Forty-eight Hundred (\$4800.00)."

### ANGLIN.

Senator Anglin, as a substitute, submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 11, line 3, page 1, by striking the words and figures, "Six Thousand (\$6,000.00)," and inserting the words and figures, "Five Thousand (\$5,000.00)."

### ANGLIN.

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

Section 2 was read and adopted upon motion of Senator Counts.

Upon motion of Senator Counts, Senate Bill No. 11, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, 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.

Senator Neill asked to be excused for the remainder of this legislative day, which was the order.

### THIRD READING

SENATE BILL NO. 11 was read for the third time at length.

Senator Cobb moved that further consideration of Senate Bill No. 11 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Braden, Chapman, Cobb, Dacus, Gary, Nevins, Speck, Trussel, Worthington.—10.

Nays: Anderson, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Jones, Logan, Mahan, Nance, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Wheeler, White, Williams.—24.

Not Voting: Grennell, Irby, Paul, Sears.—4.

Excused: Cowden, Leonard, Lowery, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Duffy, Gary, Ginder, Goodpaster, Jones, Logan, Mahan, Nance, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, White, Williams.—25.

Nays: Braden, Chapman, Dacus, Finney, Nevins, Paul, Speck, Trussel, Wheeler, Worthington.—10.



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Not Voting: Grennell, Irby, Sears.—3.

Excused: Cowden, Leonard, Lowery, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 11 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 unless otherwise indicated:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 46 by Counts and White, entitled:

An Act defining a dump ground as a public nuisance under certain limitations and prohibiting the deposits of garbage, tin cans, junk, rubbish, or refuse and other matters commonly defined as trash within one hundred (100) yards of any State Highway or any county road, prescribing penalty by said 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 to pass.

RITZHAUPT, Chairman.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 65 and 77 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 65 and 77 and ordered each transmitted to the Honorable House for consideration.

## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 156—By Anglin—An Act making appropriations out of the General Revenue Fund of the State for the next biennium for the improvement, construction, repair and maintenance of state highways and bridges, and declaring an emergency.

SENATE BILL NO. 157—By Nichols—An Act requiring the State Examiner and Inspector to audit the accounts of the Commissioners of the Land Office and the properties in which they have or have had title or other interest from statehood until June 30, 1945, and of their agencies during said interval; requiring the Attorney General to institute on his own volition civil and criminal actions in all instances where such audit report disclosures indicate dormant actionable debts due the state or criminal violations actionable; authorizing appointment of deputy examiners and other employees; appropriating one hundred thousand dollars as a non-fiscal account for the purpose; assigning code numbers; and declaring an emergency.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., Thursday, February 15, 1945.



## TWENTY-NINTH LEGISLATIVE DAY

Thursday, February 15, 1945

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Nichols, who was designated so to do by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Burns, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Finney asked that Senator Burns be recorded "excused" today and tomorrow, on account of illness, which was the order.

Senator Goodpaster asked that Jo Lee Ballard, of Tulsa, be made an Honorary Page for this legislative day, 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 Roads, High-

ways and Aviation, to whom was referred House Bill No. 32 by Klinglesmith, entitled:

An Act relating to the State Highway Commission, road projects any county road, authorizing said commission to purchase from the Federal Government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the State Highway Department's own use, and also for sale or lease to the counties of the State, prescribing procedure for such sales and leases; and declaring an 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.

RINEHART, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred House Bill No. 33, by Klinglesmith and Frix, entitled:

An Act providing that county commissioners may request designation by State Highway Commissioners of an engineer for certain county projects; prescribing duty of State Highway Commissioners and engineer; prescribing method of compensation; and declaring an emergency,

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 State and County Affairs, to whom was referred House Bill No. 169, by Hughes, entitled:

An Act authorizing the Board of Regents for agricultural and mechanical colleges to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; providing for the methods of advertisement, sale, promulgation of rules, and making disposition of the funds etc,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.



Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 199, by Tankersley, Levergood and Ownby, entitled:

An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 217, by Gibbs, Williams and Shipley of the House and Nevins of the Senate, entitled:

An Act appropriating Two Thousand Five Hundred Three Dollars and Forty-five Cents (\$2,503.45) to the military department of Oklahoma for payment of certain claims for hospital, medical and professional services rendered Lieutenant Elmer Ward and Lieutenant Oral H. Douglass for injuries received in the Oklahoma National Guard Armory in Okmulgee, Oklahoma; recognizing such claims as valid and legal obligations 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 10, by Worthington, Counts, Carrier, Wheeler, Dacus, Nance, Anderson and Speck, entitled:

An Act authorizing the State Highway Commission of the State of Oklahoma to construct, maintain and repair roads connecting State-owned institutions with Federal highways, State highways, County highways or City streets; authorizing the said State Highway Commission to use funds in the State Highway Construction and Maintenance

nance Fund in the construction, maintenance and repair of the roads provided for herein; and declaring an 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.

RINEHART, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 61 by Logan, entitled:

An Act relating to court funds; providing that a governing board composed of the district judge, the county judge and the court clerk, upon finding that a surplus exists in the court fund over and above current operating expenses of the courts, may use the same to purchase United States, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 11 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 11 and ordered it transmitted to the Honorable House for consideration.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 158—By Thornton—An Act relating to the State Department of Agriculture and the functions and activities thereof; amending Section 2, Chapter 1, Title 2, Oklahoma Session Laws 1943 to provide that work and services of divisions of the Department of Agriculture supported in whole or in part by the department of Agriculture trust fund may be combined; providing that



claims against the department of agriculture trust fund shall be filed with the State Auditor for audit and approval; requiring the president of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this Act severable; repealing all laws and parts of 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. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussel, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts and Nevins—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 154—By Ritzhaupt—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 155—By Cobb, Gary and Collier—Referred to Committee on Fish and Game.

SENATE BILL NO. 156—By Anglin—Referred to Committee on Appropriations.

SENATE BILL NO. 157—By Nichols—Referred to Committee on School Lands, then to Committee on Appropriations.

### GENERAL ORDER

HOUSE BILL NO. 120, by Hawthorne, was taken up for consideration.

President Pro Tempore Paul presiding.

Section 1 was read and adopted, upon motion of Senator Braden.

Upon motion of Senator Braden, House Bill No. 120 was advanced to engrossment and third reading.

Upon motion of Senator Braden, the rules of the Senate were suspended and House Bill No. 120 was con-

sidered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 120 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Nevins, Nichols, Paul, Porter, Pruett, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Nays: Finney, Lowery.—2.

Excused: Burns, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

Not Voting: Ginder, Mahan, Nance, Neill, Norton, Rinehart, Ritzhaupt, Speck.—8.

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. 120, and ordered the same returned to the Honorable House.

### GENERAL ORDER

By unanimous consent, consideration of HOUSE BILL NO. 152, by Weaver, et al, was deferred for this legislative day.

Upon request of Senator Finney, and on account of the absence of Senator Burns, consideration of HOUSE BILL NO. 121, by Washington, et al, was deferred for this legislative day.

Upon request of Senator Porter, consideration of HOUSE BILL NO. 147, by Ward, was deferred temporarily.



HOUSE BILL NO. 123, by Weaver and Committee on Veterans' Affairs, was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 123 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 123 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Cobb, Ginder, Irby, Mahan, Nance, Neill, Norton, Porter, Rinehart.—9.

Absent: Sears.—1.

Excused: Burns, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Cobb, Ginder, Irby, Mahan, Nance, Neill, Norton, Porter, Rinehart.—9.

Absent: Sears.—1.

Excused: Burns, Leonard.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 123, and ordered the same returned to the Honorable House.

Senator Williams asked to be excused for the remainder of this and the next legislative day, which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 5, by Flanagan and Van Dyck, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Goodpaster.

Upon motion of Senator Goodpaster, House Bill No. 5 was advanced to engrossment and third reading.

Upon motion of Senator Goodpaster, the rules of the Senate were suspended and House Bill No. 5 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 5 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.



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Not Voting: Braden, Cobb, Ginder, Jones, Mahan, Nance, Norton, Rinehart.—8.

Absent: Sears.—1.

Excused: Burns, Leonard, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Cobb, Ginder, Jones, Mahan, Nance, Norton, Rinehart.—8.

Absent: Sears.—1.

Excused: Burns, Leonard, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 5, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

Upon request of Senator Braden, HOUSE BILL NO. 174, by Reed, was ordered withdrawn from the Calendar and referred to Committee on Revenue, Taxation and Constitutional Amendments.

HOUSE CONCURRENT RESOLUTION NO. 17, by Meads of the House and Brown of the Senate, was taken

up for consideration, read at length and adopted, upon motion of Senator Brown.

Senator Brown presiding.

The Presiding Officer, in open session, signed Engrossed House Concurrent Resolution No. 17 and ordered it returned to the Honorable House.

President Pro Tempore Paul presiding.

SENATE BILL NO. 146, by Logan, was taken up for consideration.

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

Upon motion of Senator Logan, Senate Bill No. 146 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 146 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 146 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Excused: Burns, Leonard, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

Not Voting: Cobb, Cowden, Ginder, Jones, Mahan, Nance, Norton.—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 result:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Excused: Burns, Leonard, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Sears.—1.

Not Voting: Cobb, Cowden, Ginder, Jones, Mahan, Nance, Norton.—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. 146 was ordered referred for engrossment.

#### SPECIAL ORDER

SENATE BILL NO. 78, by Nichols, was taken up for consideration.

Section 1 was read.

Senators Nichols, et al, submitted the following amendment:

Mr. President: We move to amend Senate Bill No. 78, by striking line 3, page 2; all of page 3; all of page 4; and lines 1, 2, 3 and 4, page 5, and substituting the following: There is hereby created, to serve as an agency of the State and to perform the functions conferred upon it in this Act, a State Soil Conservation Board. The Board shall consist of five (5) members whose qualifications and manner of appointment shall be hereinafter designated. Such five (5) members shall be farmers actually living upon the land or engaged in agriculture or stock-raising as their principal means of livelihood; such members shall have prior to, and at the time of, their appointment been engaged in the practice of soil conservation upon their own

land and shall be practitioners of soil and water conservation; provided further that no person who resides within a duly constituted soil conservation district shall be eligible to appointment as a member of said Board unless he shall have entered into the required cooperating agreements with the supervisors of such district and has continued to meet the requirements of such district as to soil conservation measures. Such five (5) members shall be appointed in the following manner: The State Supervisors' Association shall certify to the Governor the names of fifteen (15) farmers possessing the qualifications above outlined, and said names shall be drawn and certified from the State at large, and not more than one name shall be selected from any one county, and the Governor shall select from said list the names of five (5) farmers, and the Governor shall, by and with the advice and consent of the Senate, appoint said five (5) members to constitute said Board.

NICHOLS	IRBY	RITZHAUPT
PAUL	PORTER	CHAPMAN
COWDEN	BRADEN	RINEHART
COBB	NORTON	COUNTS
COLLIER	GRENNELL	CARRIER
GARY	SEARS	LOGAN
DACUS	BROWN	WORTHINGTON
WHEELER	WILLIAMS	ANDERSON
LOWERY	WHITE	TRUSSEL.
BURNS	GINDER	
NANCE	THORNTON	

Senator Ritzhaupt, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Jones:

Mr. President: I move to amend Senate Bill No. 78, line 9, page 3, by adding after the word, "education," and before the word, "and," the following: "who shall act in an advisory capacity only without a vote." And in line 9, page 3, after the word, "and," and before the word, "additional," by striking the word and figure, "three (3)," and inserting the word and figure, "seven (7)."

RITZHAUPT.

By unanimous consent, further consideration of Senate Bill No. 78 was temporarily deferred.

Senator Nance advised the Senate of the contents of a



letter from the Attorney General of the State to Governor Robert S. Kerr, which in effect is an official opinion, notifying the Senate, the House of Representatives and the Governor that, unless the State law levying a gross premium tax on foreign life insurance companies be re-enacted and amended, the same is apt to be declared invalid by the Supreme Court of the United States in litigation involving the collection of said premiums.

Senator Lowery presiding.

President Berry presiding.

Senator Pruett moved that it be the sense of the Senate, after hearing discussion by Senator Nance, that the Senate, through its President Pro Tempore and Chairman of the Committee on Revenue, Taxation and Constitutional Amendments, present "this serious matter to the Speaker of the Honorable House and Chairman of its Committee on Revenue and Taxation for action," which motion prevailed.

#### SPECIAL ORDER

Referring further to SENATE BILL NO. 78, by Nichols:

The vote occurring on the Nichols, et al, amendment, it was declared adopted.

Senator Logan presiding.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 78, line 10, page 6, by striking after the word, "proper," the rest of line 10 and all of lines 11, 12 and 13, up to the word, "upon," and inserting the following: "offices shall be provided by the State Board of Affairs in the Capitol Building, Oklahoma City."

RITZHAUPT.

Senator Finney raised a question of "No quorum."

The Presiding Officer ordered the roll of the Senate called, following which he declared a quorum of the Senate was present.

Senator Finney moved that, when the Clerk's desk is cleared, the Senate adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

Senator Thornton asked to be excused on the next legislative day, 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 Retrenchment and Reform, to whom was referred House Bill No. 60 by Tolbert and Foley, entitled:

An Act relating to the changing and conversion of the institution formerly occupied by State Training School for White Boys at Pauls Valley, including the lands and buildings thereof, into a State Hospital, and creating and establishing a State Hospital thereon; providing for the operation, conduct and maintenance of the same under the control of, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Retrenchment and Reform, to whom was referred House Bill No. 184 by Montgomery, entitled:

An Act amending 39 O. S. 1941 § 26, relating to justices of the peace and constables in cities of this State located in counties having a population in excess of one hundred ninety thousand (190,000) inhabitants and less than two hundred thirty thousand (230,000) inhabitants as shown, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Retrenchment and Reform, to whom was referred Engrossed House Bill



No. 190, by Sherman, Washington, Kerr, McCarty, Carey and Gullett of the House and Burns of the Senate, entitled:

An Act creating the Office of Bailiff for all Courts of record in all counties of the State of Oklahoma having a population in excess of two hundred fifty thousand (250,000) people, prescribing the method of appointment, fixing the salaries and duties thereof, and repealing all, - - etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 130, by Pruett and Burns of the Senate, and Evans and Sherman of the House, entitled:

An Act amending Title 22, Oklahoma Statutes 1941, Section 1054, relating to appeals in criminal cases,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred House Bill No. 73, by Ash of the House and Pruett of the Senate, entitled:

An Act relating to service of summons upon a minor; amending 12 Oklahoma Statutes 1941, Section 169,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 138 by Pruett and Duffy, entitled:

An Act amending Section 10 of Title 25 of the Oklahoma Statutes of 1941 relating to the definition of notice; and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Retrenchment and Reform, to whom was referred Engrossed House Bill No. 176, by Mountcastle, Frix and Wiley, entitled:

An Act amending paragraph (g) section 29, chapter 6, article 19, Oklahoma Session Laws 1943; relating to the compensation of the county attorneys of all counties in this state having a population in excess of sixty-five thousand (65,000) and an assessed net valuation of seventy-five million (\$75,000,000.00) dollars or less; fixing the number of - - etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 159—By Logan—An Act relating to the employment, under specified conditions, of court reporters or stenographers on a per diem basis and to their compensation and expenses; providing for the payment of said compensation and expenses from the court fund of the county; and declaring an emergency.

SENATE BILL NO. 160—By Pruett and Counts of the Senate, and Sherman of the House—An Act making provision for estates in joint tenancy and tenancy by entirety heretofore or hereafter created; providing for the existence and creation of such estates; and providing same may be created notwithstanding election to operate under community property statutes and that an adjudication or incompetency shall not terminate such an estate; providing prima facie evidence of death of joint tenant or tenant by entirety who dies leaving property subject to administration; (a) and providing for execution, levy and sale of such estate; making provisions of act severable; and declaring an emergency.

Senator Dacus submitted the following committee report:



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Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 146 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 146 and ordered it transmitted to the Honorable House for consideration.

As previously ordered, the Senate adjourned to meet at 10:00 o'clock, a. m., Friday, February 16, 1945.

## THIRTIETH LEGISLATIVE DAY

Friday, February 16, 1945

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Speck, Trussel, Wheeler, Worthington.—25.

Excused: Burns, Cobb, Collier, Cowden, Ginder, Goodpaster, Leonard, Logan, Lowery, Mahan, Nevins, Rinehart, Ritzhaupt, Sears, Thornton, White, Williams.—17.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

In observance of the World Day of Prayer, it was upon request of President Pro Tempore Paul that the Prayer read by the Senate Chaplain, Rev. Herbert E. Gatti, is herewith incorporated:

OUR FATHER WHO ART IN HEAVEN: Thou in whom the generations rise and fall away, in whom none of us can ever be lost since all are equally dear, safeguard the homeless people of this world with Thy loving presence—all refugees, orphans, prisoners of war, those in the armed forces of the nations;

HALLOWED BE THY NAME: O Thou for whom the whole family in heaven and earth is named, we pray for those who so reverence Thy holy name, that rather than deny it before men they now suffer imprisonment and persecution; grant that we too may show forth the praises of Him who called us out of darkness into His marvelous light;

THY KINGDOM COME: quicken us into creating a



Beloved Community of new friends from every color, race and creed—that Thy way may be known upon earth, Thy saving health among all people;

**THY WILL BE DONE:** through the words of our mouth—the meditations of our heart—the work of our hands;

**GIVE US THIS DAY OUR DAILY BREAD:** and let Thy everlasting pity persuade us to feed and to cherish all who hunger in this Thy bountiful world;

**FORGIVE US OUR TRESPASSES:** our lack of loving-kindness and tender mercy—even as we forgive;

**LEAD US NOT INTO TEMPTATION:** Thou Man of Sorrows, acquainted with grief, make clean our hearts within us, that we may be fit dwelling-places for Thy Holy Spirit;

**FOR THINE IS THE KINGDOM, THE POWER AND THE GLORY:** may the beauty of the Lord, our God be upon us—all through this day! **AMEN.**

The Journal for the last legislative day was declared approved.

Senator Pruett asked unanimous consent, which was granted, that SENATE BILL NO. 142, by Collier, be withdrawn from Judiciary Committee No. 1 and referred to the Committee on Banks and Banking.

### FIRST READING

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

SENATE BILL NO. 161—By Porter—An Act appropriating seven hundred thirty-seven dollars and seventy-seven cents (\$737.77) to the Northeastern Oklahoma Junior College, Miami, Oklahoma, for payment of certain claims; and declaring an emergency.

SENATE BILL NO. 162—By Porter and Wheeler—An Act relating to refunding of dormitory bonds of state schools and colleges of higher education; creating dormitory bonds funding commission; authorizing the refinanc-

ing of the self-liquidating indebtedness of the several colleges, schools and universities owned by the State of Oklahoma; providing for the issuance of refunding revenue bonds and prescribing the terms of issuance and methods of payment thereof; providing for the management, care and utilization of all self-liquidating projects having outstanding indebtedness; prescribing the duties of the several administrative boards, the Oklahoma State Regents for Higher Education, the several schools, colleges and universities, the State Examiner and Inspector and the State Board of Public Affairs with respect thereto; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the said bonds non-taxable for any purpose; and declaring an emergency.

SENATE BILL NO. 163—By Pruett, Gary, Dacus, Nevins and Worthington of the Senate and Morris of the House—An Act enlarging the powers and duties of the State Department of Education of the State of Oklahoma, so as to provide a division for the prevention of crime by education; providing for the appointment of the personnel of said division; providing for their salaries, and defining their duties; providing that clerks of the courts of the various districts, counties, and cities of the state make monthly reports to this division, containing the history of the career of crime of all defendants convicted for crime in such courts, the educational attainments of such convicts and their social surroundings; providing and directing that the heads of the various public schools of the State of Oklahoma cooperate with this division in the work of the prevention of crime by assisting in creating crime prevention clinics in each public school under the supervision of this division; fixing a fee of fifty (50) cents to be taxed as costs in each misdemeanor conviction, to provide revenue for the support of this division; repealing all laws and parts of 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. 158—By Thornton—Referred to Committee on Agriculture.



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SENATE BILL NO. 159—By Logan—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 160—By Pruett and Counts of the Senate and Sherman of the House—Referred to Committee on Judiciary No. 2.

Upon motion of Senator Finney, the Senate adjourned to meet on Monday, February 19, 1945, at 1:30 p. m.

## THIRTY-FIRST LEGISLATIVE DAY

Monday, February 19, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. J. Harvey Scott, Pastor of the First Baptist Church, Vinita, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Rinehart advised the Senate of the illness of Senator Burns, and moved that flowers be sent to him, which motion prevailed.

Senator Gary advised the Senate of the illness of Mrs. Jack Neill, wife of Senator Neill, and moved that flowers be sent to her at St. Anthony's Hospital, which motion prevailed.

## MESSAGES

The following Messages from the Honorable House were received and read:



MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 193, By Levergood, Ownby and Tankersley,

An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this state having or hereafter having a population of not less than fifty-four thousand (54,000) inhabitants according to the 1940 federal census or any subsequent federal census and an assessed valuation of not less than twenty-two million six hundred thousand (\$22,600,000.00) dollars to be used by the public, members of the county bar association, the courts and by public officials; creating a county law library fund and providing for procuring and expending of said fund for the creation and maintenance of said law library; and creating a board of trustees for such law library and the officers thereof and defining their duties; repealing all laws and parts of laws in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 211, By Reed and Hawthorne,

An Act providing that county commissioners of all counties having a population in excess of forty thousand (40,000) and not to exceed fifty thousand (50,000) and an assessed net valuation in excess of ten million (\$10,000,000.00) dollars and not to exceed twelve million (\$12,000,000.00) dollars may authorize an increase in salaries of deputy county officers and employees up to twenty per cent (20%), except those in excess of two hundred dollars (\$200.00) per month; repealing all acts or parts of acts in conflict therewith; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Acting Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 193 and 211.

MR. PRESIDENT:

I am directed by the House to advise you, and through you, the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 91—By Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Jones, Kerr, King, Klinglesmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson, Wright and Hill,

An Act relating to income taxes; amending 68 Oklahoma Statutes 1941 Section 878 (b) relating to items exempt from taxation under the income tax Act to include amounts not to exceed one thousand five hundred (\$1,500.00) dollars received by persons in the military, naval and merchant marine services as compensation for services; and declaring an emergency,

and the Bill has been passed by the House, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 66, By Gullett, Mc-



Carty, Washington, Wallace (Oklahoma), Sherman and Carey,

An Act amending section 31 (g), title 19, chapter 6, page 76, Oklahoma Session Laws 1943 (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries and compensations; providing for increase in assistant county attorneys and stenographers in the county attorney's office and fixing their salaries; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 66 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.

Senator Nichols presiding.

#### COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 28, by Ritzhaupt, entitled:

An Act relating to public health; requiring the enrichment of flour, bread and rolls by the addition of certain vitamins and other nutritional ingredients to conform to the definition and standard of identity fixed and established by order of the Federal Security Agency; prescribing, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 153, by

Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Neill, Worthington, Jones, Goodpaster, Trussel, Gary, Thornton, Irby, Porter, White, Logan, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts and Nevins, entitled:

An Act relating to the promotion of public health, authorizing any county to form a co-operative health department with the cities, towns, school districts and boards of education within its borders with the approval of the state board of health; authorizing and providing for combining funds appropriated for health purposes to be expended for 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.

IRBY, Chairman.

#### RESOLUTION

The following Concurrent Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 7—By Brown—A Concurrent Resolution transmitting to the Oklahoma Regents for Higher Education the Budget needs of the Oklahoma Military Academy, being one of the various institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the Public Building Fund, and a reappropriation of funds having been made by the 19th Legislature out of the Public Building Fund, said appropriated and reappropriated funds being made in Senate Bill No.----, by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the system of Higher Education, in order that said Oklahoma State Regents for Higher Education may have information relative thereto.

#### FIRST READING

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

SENATE BILL NO. 164—By Brown—An Act making appropriations to the Oklahoma State Regents for Higher Education out of any moneys accruing to the public build-



ing fund during the fiscal year beginning July 1, 1945; also reappropriating moneys having accrued to the public building fund during the fiscal biennium beginning July 1, 1943; all of said funds being appropriated for the construction of buildings and purchase of equipment at the Oklahoma Military Academy, Claremore, Oklahoma, a state owned and operated institution of higher learning of the Oklahoma State System of Higher Education to be allocated by the Oklahoma State Regents for Higher Education according to immediate or emergency needs of said institution; appropriations and re-appropriations to be non-fiscal and available for expenditure until June 30, 1947.

SENATE BILL NO. 165—By Ritzhaupt and Porter of the Senate and Starr and Weaver of the House—An Act amending 63 O. S. 1941 § § 401, 408 and 420; and declaring an emergency.

SENATE BILL NO. 166—By Anderson of the Senate and Carmichael of the House—An Act relating to the issue of county warrants, amending 19 O. S. 1941, § 347, to conform to modern procedures later enacted; requiring the County Clerk to certify to condition of account charged; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 8—By Ritzhaupt—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 X, of the constitution of the State of Oklahoma.

#### GENERAL ORDER

Senator Anglin moved that SENATE CONCURRENT RESOLUTION NO. 6, by Worthington, of the Senate, and Foley, of the House, be withdrawn from the Calendar, and referred to Committee on Revenue, Taxation and Constitutional Amendments, with the request that a public hearing be held thereon, which motion prevailed.

#### SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 161—By Porter—Referred to Committee on Appropriations.

SENATE BILL NO. 162—By Porter and Wheeler— Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 163—By Pruett, Gary, Dacus, Nevins and Worthington of the Senate, and Morris of the House—Referred to Committee on Education.

### GENERAL ORDER

SENATE BILL NO. 44, by Pruett, Dacus and Counts, of the Senate, and Hughes, et al, of the House, was taken up for consideration.

President Pro Tempore Paul presiding.

Senator Braden moved that further consideration of Senate Bill No. 44 be postponed, for one week, which motion was tabled upon motion of Senator Pruett.

Section 1 was read.

Senator Ginder submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 44, line 13, page 2, by inserting after the word, "real estate," and before the word, "for," the following: "or any interest therein including mineral or royalty interest."

### GINDER.

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

Sections 2 and 3 were read and adopted by unanimous consent.

Section 4 was read.

Senators Irby and Anderson submitted the following amendment, which was adopted:

Mr. President. We move to amend Senate Bill No. 44, line 1, page 6, by striking the word, "ten," and inserting the word, "five"

### IRBY ANDERSON.

Upon motion of Senator Pruett, Section 4, as amended, was adopted.



Sections 5 and 6 were read and adopted by unanimous consent.

Upon motion of Senator Pruett, Senate Bill No. 44, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and Senate Bill No. 44, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 44 was read for the time time at length.

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

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Paul, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, White, Worthington.—28.

Nays: Anglin, Braden, Duffy, Goodpaster, Mahan, Norton, Porter, Rinehart, Sears, Thornton.—10.

Not Voting: Nichols, Williams.—2.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Braden, Duffy, Goodpaster, Mahan, Norton, Porter, Rinehart, Sears.—8.

Not Voting: Nichols, Williams.—2.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 44, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 43, by Nichols, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Logan.

Upon motion of Senator Logan, Senate Bill No. 43 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 43 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington. 37.

Not Voting: Nichols, Wheeler, Williams.—3.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—37.

Not Voting: Nichols, Wheeler, Williams.—3.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 43 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 108, by Speck, Rinehart and Paul, was taken up for consideration.

Sections 1 and 2 were read and adopted by unanimous consent.

Upon motion of Senator Speck, Senate Bill No. 108 was advanced to engrossment and third reading.

Upon motion of Senator Speck, the rules of the Senate were suspended and Senate Bill No. 108 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE 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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—29.

Nays: Mahan.—1.

Not Voting: Anglin, Braden, Ginder, Goodpaster, Jones, Lowery, Neill, Nichols, Wheeler, Williams.—10.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Mahan, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—30.

Not Voting: Anglin, Braden, Ginder, Goodpaster, Jones, Lowery, Neill, Nichols, Wheeler, Williams.—10.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 108 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 107, by Speck, was taken up for consideration.

Section 1 was read.



Senator Pruett submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 3, by adding after the word, "interest," and before the word, "attorney," these words: "at not to exceed five (5%) per cent per annum"

PRUETT.

Senator Lowery presiding.

Senator Nance moved that further consideration of Senate Bill No. 107 be indefinitely postponed, which motion by unanimous consent he withdrew.

Senator Nance moved that further consideration of Senate Bill No. 107 be deferred for this legislative day.

Senator Pruett asked unanimous consent, which was granted, that Senator Chapman's name be added as a co-author of SENATE BILL NO. 44, by Pruett, et al.

#### GENERAL ORDER

SENATE BILL NO. 116, by Collier, was taken up for consideration.

Upon motion of Senator Gary, Senate Bill No. 116 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and Senate Bill No. 116 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:

Ayes: Anderson, Anglin, Brown, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Not Voting: Braden, Chapman, Counts, Neill, Nichols, Rinehart, Wheeler, Williams.—8.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Not Voting: Braden, Chapman, Counts, Neill, Nichols, Rinehart, Wheeler, Williams.—8.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 116 was ordered referred for engrossment.

Senator Brown asked unanimous consent, which was granted, that the Secretary of the Senate be instructed to send a telegram of sympathy to E. E. Woods, a Member of the Kansas Legislature and a former Member of the Oklahoma Legislature, whose son, Kelly Woods, was killed in action in Germany.

#### GENERAL ORDER

SENATE BILL NO. 117, by Collier, was taken up for consideration.

Upon motion of Senator Collier, Senate Bill No. 117 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate



were suspended and Senate Bill No. 117 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Counts, Goodpaster, Nance, Neill, Nichols, Norton.—7.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Counts, Goodpaster, Nance, Neill, Nichols, Norton.—7.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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.

By unanimous consent, Senator Ritzhaupt was made co-author of Senate Bill No. 117.

Senate Bill No. 117 was ordered referred for engrossment.

President Pro Tempore Paul presiding.

#### GENERAL ORDER

SENATE BILL NO. 119, by Duffy, et al, was taken up for consideration.

Upon motion of Senator Duffy, Senate Bill No. 119 was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended and Senate Bill No. 119 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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anglin, Braden, Collier, Ginder, Goodpaster, Jones, Nance, Neill, Rinehart.—9.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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 emer-



gency measure?" the roll was called with the following results:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anglin, Braden, Collier, Ginder, Goodpaster, Jones, Nance, Neill, Rinehart.—9.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 119 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 86, by Irby, et al, was taken up for consideration.

Senator Ritzhaupt asked unanimous consent, which was granted, that further consideration of Senate Bill No. 86 be postponed for three legislative days.

SENATE BILL NO. 102, by Cobb, was taken up for consideration.

Upon motion of Senator Cobb, Senate Bill No. 102 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Nays: Chapman.—1.

Not Voting: Counts, Nichols, Rinehart.—3.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Nays: Chapman.—1.

Not Voting: Counts, Nichols, Rinehart.—3.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 102 was ordered referred for engrossment.

Senator Gary moved that the President Pro Tempore appoint a committee of three to re-draft Senate Bill No. 86, which motion prevailed, the President Pro Tempore appoint-



ing as such committee, Senators Irby, Ritzhaupt, and Anglin.

#### GENERAL ORDER

SENATE BILL NO. 143, by Cobb, et al, was taken up for consideration.

Senator Cobb moved that Senate Bill No. 143 be advanced to engrossment and third reading, which motion prevailed.

By unanimous consent, the rules of the Senate were suspended and Senate Bill No. 143 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 143 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Nays: Chapman.—1.

Not Voting: Grennell, Leonard, Nance, Nevins, Rinehart, Speck.—6.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Good-

pastor, Irby, Jones, Logan, Lowery, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Nays: Chapman.—1.

Not Voting: Grennell, Leonard, Nance, Nevins, Rinehart, Speck.—6.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 143 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 49, by Irby, was taken up for consideration.

Senator Counts moved that further consideration of Senate Bill No. 49 be indefinitely postponed, which motion he withdrew.

Senator Braden submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 49, line 6, page 1, by striking after the word "from" and before the word "to" the word and figure "December 1" and inserting in lieu thereof the word and figures "November 20."

#### BRADEN.

Senator Logan submitted the following amendment to the Braden amendment, which was adopted by unanimous consent:

Mr. President: I move to amend the Braden amendment by striking the word and figures "November 20" and inserting the word and figures "November 25."

#### LOGAN.

The vote recurring on the Braden amendment, as amended, it was declared failed of adoption.



Senator Anglin asked for a polling of the vote on the Braden amendment, as amended, which resulted as follows: Ayes, 16; Nays, 13.

The President Pro Tempore announced that the Braden amendment, as amended, was adopted.

By unanimous consent, Senate Bill No. 49, as amended, was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended and Senate Bill No. 49, as amended, 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:

Ayes: Anglin, Braden, Cobb, Counts, Gary, Irby, Logan, Mahan, Nevins, Norton, Porter, Rinehart, White.—13.

Nays: Anderson, Brown, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Ginder, Goodpaster, Grennell, Jones, Lowery, Neill, Paul, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—24.

Not Voting: Leonard, Nance, Nichols.—3.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—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.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 167—By Rinehart, Worthington, Nichols, Brown and Jones of the Senate—An Act relating to the apportionment of the gasoline excise tax levied by

section 660, title 68, Oklahoma Statutes 1941; amending section 660b, title 68, Oklahoma Statutes 1941 by providing that one cent (1c) per gallon of said gasoline excise tax shall be deposited in the State Treasury to the credit of the State Highway Commission Trust Fund to be used by the State Highway Commission in matching federal funds apportioned to the State under the provisions of the federal aid highway act of 1944 in constructing secondary and feeder roads in the several counties of the State; creating the State Highway Commission Trust Fund and providing the manner of apportioning the funds deposited therein; authorizing the State Highway Commission to cooperate with the Commissioner of Public Roads of the United States and the Boards of County Commissioners of the State of Oklahoma in the construction of a system of secondary and feeder roads in the counties of the state and providing the manner of cooperation therein; authorizing the Boards of County Commissioners to designate and determine the roads in their respective counties to be included in said system of roads and providing for the approval of the State Highway Commission of said projects; providing for the time certain portions of the Act shall take effect; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

Upon request of Senator Rinehart 200 copies of Senate Bill No. 167 were ordered mimeographed for the use of the Senate.

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

\* \* \*

The Senate reassembled, in open session, with President Pro Tempore Paul presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Anglin, advised and consented to the confirmation of the executive nomination of JAMES W. McMAHAN, Okemah, Oklahoma, as a Member of the State Game and Fish Commission, for a term of five (5) years to expire March 31, 1950, said appointment to become effective March 31, 1945, at the expiration of his present term.

Senator Gary moved that the Senate adjourn, to meet as provided under the Rules, when the Clerk's desk is cleared of routine matters, which motion prevailed.



MESSAGES

The following Message from the Governor was received and read:

To the President and Members of the Senate,  
and to the Speaker and Members of the  
House of Representatives, Twentieth Session,  
Oklahoma Legislature

Gentlemen:

Inasmuch as the Supreme Court of the United States on June 5, 1944, held in the case of *United States v. Southeastern Underwriters Association*, 322 U. S. 533, 88 L. ed 1082, that an insurance company doing an insurance business in a state other than the state wherein it was domiciled was engaged in Interstate Commerce, which decision is now final, and since:

- (a) States are without authority to regulate Interstate Commerce,
- (b) The levy of discriminatory taxes by a state on Interstate Commerce has been held by the courts to be a burden on and a regulation of Interstate Commerce,
- (c) 36 O. S. 1941 § 104 levies a tax of four per cent on all premiums, less deductions, collected by foreign insurance companies in Oklahoma but does not levy such a tax, or a compensating tax, on competing domestic insurance companies, and
- (d) Said premium tax for the next ensuing license year is payable on or before February 28, 1945,

it is necessary, in order for the State of Oklahoma to avoid losing through tax protest suits the approximately \$2,-300,000 in premium taxes, heretofore collected annually from foreign insurance companies doing business in Oklahoma, for a law to be enacted prior to February 28, 1945, levying a premium tax applying equally to both foreign and domestic insurance companies doing business in Oklahoma.

I, therefore, recommend that you immediately consider enacting a law levying an annual premium tax applying

equally to both foreign and domestic insurance companies doing business in this State.

Respectfully submitted

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

(SEAL)

ATTEST:

F. C. CARTER,  
Secretary of State

By Katherine Manton,  
Assistant Secretary of State.

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

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 68—By Levergood,

An Act relating to notices to take depositions; amending 12 O. S. 1941 § 439 to provide for payment of certain expenses and costs incurred by reason of failure to notify opposing party or parties that depositions will not be taken where notice has previously been served; providing that cause shall not be tried until such expenses are paid; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 5—By Flanagan and Van Dyck,

An Act fixing the open season for hunting, trapping, or taking fur-bearing animals; amending 29 O. S. Supp. 1943, § 227; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 130—By Montgomery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver,

An Act authorizing the filing and recording in the office of the county clerk of orders or decrees of courts of bankruptcy and making the same constructive notice of their contents; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 5, 68 and 130 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 44 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 44 and ordered it transmitted to the Honorable House for consideration.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 168—By Rinehart—An Act amending section 121, title 85, Oklahoma Statutes annotated, 1941, being section 133403, Oklahoma Statutes 1931, relating to causes of action that survive in cases coming under the provisions of the workmen's compensation law when death results from injuries compensable under said law; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 169—By Irby and Anglin—An Act appropriating the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30, 1946, and the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30, 1947, to be expended by the Game and Fish Commission of the State of Oklahoma in cooperation with the Federal Government in the control and destruction of predatory animals and rodents; providing that such appropriations shall be matched dollar for dollar by federal funds; and declaring an emergency.

**SENATE BILL NO. 170—By Braden—An Act appropriating the sum of twelve thousand five hundred dollars (\$12,500.00) for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the purpose of carrying into effect the provisions of House Bill 454, Chapter 34, Article 21, Session Laws of Oklahoma 1935, relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.**

As provided previously, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.



## THIRTY-SECOND LEGISLATIVE DAY

Tuesday, February 20, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on account of Military Service: Fine, Phillips.—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

Senator Speck submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 43, 102, 108, 116, 117, 119 and 143 each correctly engrossed.

SPECK, Vice Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 43, 102, 108, 116, 117, 119 and 143 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 Senate Bill No. 9, by Senate Committee on Appropriations, entitled:

An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State for fiscal years ending June 30, 1946, and June 30, 1947, 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 the same with the recommendation that Committee Substitute therefor do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 85, by Ritzhaupt, entitled:

An Act amending 70 O. S. 1941, Section 402, making it the duty of the heads of the schools of this State and the teachers thereof to keep a complete record of the attendance of all school children, and to report the names of such children failing to attend school; making such records available, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 125, by Braden, entitled:

An Act creating a State Industrial Commission consisting of five members to be appointed by the Governor by and with the advice and consent of the Senate, fixing the term and qualifications of the chairman and members thereof, giving the Governor the power of removal under certain conditions, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Fees and Sal-



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aries, to whom was referred Senate Bill No. 139, by Williams of the Senate, and McNally of the House, entitled:

An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of county officers and 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.

GOODPASTER, Chairman

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 140, by Dacus, Anderson, et al, entitled:

An Act relating to salaries of county officers and their deputies and employees, 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.

GOODPASTER, Chairman

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 145, by Anderson, entitled:

An Act authorizing increase of the salaries of all deputies and/or stenographers and/or assistants of all county offices, where said maximum salaries now provided by law are One Hundred Twenty-five dollars each per month or less, 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.

GOODPASTER, Chairman

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 152, by Anglin, entitled:

An Act relating to State aid to school districts, making appropriations to aid in the support and maintenance of public school districts of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947, said moneys to be expended pursuant to the provisions of House Bill No. 361 of the Nineteenth Legislature and House Bill

No. 268 of the Eighteenth Legislature and as provided in 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 Committee on Education.

THORNTON, Chairman.

Senate Bill No. 152 was ordered referred to the Committee on Education.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 156, by Anglin, entitled:

An Act making appropriations out of the General Revenue Fund of the State for the next biennium for the improvement, construction, repair and maintenance of State highways and bridges, and 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 Committee on Roads, Highways and Aviation.

THORNTON, Chairman.

Senate Bill No. 156 was ordered referred to the Committee on Roads, Highways and Aviation.

Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 148, by Flanagan, entitled:

An Act authorizing the Board of County Commissioners of any county of this State having a population of less than thirteen thousand (13,000) inhabitants according to the 1940 Federal census, or any succeeding Federal census, and having at any time after the effective date of this Act a 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on Livestock and Tenant Farming, to whom was referred House Bill No. 168, by Ward of the House, and Goodpaster of the Senate, entitled:



An Act relating to the restraint of domestic animals; amending 4 O. S. 1941 § 94; and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAPMAN, Chairman.

### FIRST READING

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

SENATE BILL NO. 171—By Thornton and Leonard—An Act appropriating from the Oklahoma Tax Commission fund for expenses, maintenance, and salaries of the Oklahoma Tax Commission for the fiscal year ending June 30, 1946 and June 30, 1947; providing for unexpended and unobligated balance in the Oklahoma Tax Commission Fund to revert to the General Revenue Fund of the State of Oklahoma; restricting and limiting the expenses for the operation of the Oklahoma Tax Commission; specifying the amounts to be expended from the Oklahoma Tax Commission Fund during the fiscal years ending June 30, 1946 and June 30, 1947; repealing all acts and parts of acts in conflict herewith; and fixing the effective date of this Act.

SENATE BILL NO. 172—By Thornton and Leonard—An Act making an emergency appropriation for the Oklahoma Tax Commission for the purpose of purchasing, or renting, machinery and equipment; providing that the same shall be nonfiscal and declaring an emergency.

Senator Burns was recognized and thanked the Senate for flowers sent to him while he was ill.

### SECOND READING

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

SENATE BILL NO. 164—By Brown—Referred to Committee on Appropriations.

SENATE BILL NO. 165—By Ritzhaupt and Porter of the Senate, and Starr and Weaver of the House—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 166—By Anderson of the Senate, and Carmichael of the House—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 167—By Rinehart, Worthington, Nichols, Brown and Jones of the Senate—Referred to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 168—By Rinehart—Referred to Committee on Commerce and Labor.

SENATE BILL NO. 169—By Irby and Anglin—Referred to Committee on Appropriations.

SENATE BILL NO. 170—By Braden—Referred to Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 8—By Ritzhaupt—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 193—By Levergood, Ownby and Tankersley—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 211—By Reed and Hawthorne—Referred to Committee on Fees and Salaries.

Senator Counts presiding.

#### GENERAL ORDER

HOUSE BILL NO. 147, by Ward, was taken up for consideration.

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

Upon motion of Senator Porter, House Bill No. 147 was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and House Bill No. 147 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 147 was read for the third time at length.



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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Burns, Ginder, Goodpaster, Logan, Speck.—5.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Burns, Ginder, Goodpaster, Logan, Speck.—5.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 147, and ordered the same returned to the Honorable House.

## GENERAL ORDER

HOUSE BILL NO. 199, By Tankersley, et al, was taken up for consideration.

Section 1 was read.

Senators Norton and Cowden submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 199, line 13, page 2, by striking after the word, "of," and before the word, "per," and inserting the following: "seven and one-half (7½)"

NORTON  
COWDEN.

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

Sections 2 and 3 were read and adopted by unanimous consent.

Upon motion of Senator Norton, House Bill No. 199, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Norton, the rules of the Senate were suspended and House Bill No. 199, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 199 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—32.

Not Voting: Braden, Ginder, Jones, Leonard, Rinehart, Speck.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.



Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—32.

Not Voting: Braden, Ginder, Jones, Leonard, Rinehart, Speck.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 199, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 184, by Montgomery, was taken up for consideration and read at length.

Upon motion of Senator Sears, House Bill No. 184 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and House Bill No. 184 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 184 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Lowery, Rinehart, Speck.—5.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Lowery, Rinehart, Speck.—5.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 184, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 32, by Klinglesmith, was taken up for consideration, and read at length.



Upon motion of Senator Gary, House Bill No. 32, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and House Bill No. 32, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Worthington.—30.

Nays: Ritzhaupt, Williams.—2.

Not Voting: Braden, Ginder, Irby, Lowery, Speck, White.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Worthington.—30.

Nays: Ritzhaupt, Williams.—2.

Not Voting: Braden, Ginder, Irby, Lowery, Speck, White.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 32, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 176, by Mountcastle, et al, was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Upon motion of Senator Thornton, House Bill No. 176 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 176 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 176 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Williams, Worthington.—32.

Not Voting: Braden, Ginder, Irby, Lowery, Speck, White.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Williams, Worthington.  
—32.

Not Voting: Braden, Ginder, Irby, Lowery, Speck, White.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 176, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE JOINT RESOLUTION NO. 7, by Paul, was taken up for consideration and read at length.

Upon motion of Senator Paul, Senate Joint Resolution No. 7 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Joint Resolution No. 7 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE JOINT RESOLUTION NO. 7 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Not Voting: Braden, Lowery, Rinehart.—3.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 7 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 217, by Gibbs, et al, of the House, and Nevins, of the Senate, was taken up for consideration and read.

By unanimous consent, House Bill No. 217 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 217 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.



Not Voting: Cowden, Lowery, Rinehart.—3.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Not Voting: Cowden, Lowery, Rinehart.—3.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 217, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO 60, by Tolbert and Foley, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 60, line 15, page 2, by adding after the word, "hospital," and before the word, "who," the following: "approved by the State Board of Health"

RITZHAUPT.

Senator Paul asked to be made co-author of the Ritzhaupt amendment, which was the order.

The vote occurring on the Ritzhaupt-Paul amendment, it was declared adopted.

President Berry presiding.

Upon motion of Senator Paul, House Bill No. 60, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and House Bill No. 60, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 60 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—32.

Not Voting: Braden, Cobb, Lowery, Neill, Rinehart, Speck.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams, Worthington.—32.



Not Voting: Braden, Cobb, Lowery, Neill, Rinehart, Speck.—6.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 60, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 169, by Hughes, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 169 was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and House Bill No. 169 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 169 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams.—31.

Not Voting: Braden, Lowery, Neill, Porter, Rinehart, Speck, Worthington.—7.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority

of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Williams.—31.

Not Voting: Braden, Lowery, Neill, Porter, Rinehart, Speck, Worthington.—7.

Excused: Dacus, Finney, Nance, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 169, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 33, by Klinglesmith, was taken up for consideration and upon request of Senators Anglin and Worthington, further consideration was ordered deferred for this legislative day.

Senator Logan moved that further consideration of House Bill No. 33 be indefinitely postponed, which motion was declared out of order for the reason consideration had been ordered deferred for this legislative day.

Senator Gary asked unanimous consent, which was granted, that the Logan motion be now considered.

The President declared House Bill No. 33 was before the Senate for further consideration.

Senator Logan asked unanimous consent, which was granted, to withdraw his motion to indefinitely postpone further consideration of House Bill No. 33.



Senator Anglin submitted the following amendment:

Mr. President: I move to amend House Bill No. 33, line 7, page 1, by inserting after the word, "Engineer," and before the word, "whose," the words: "provided one is available and not interfere with the work of the State Highway Commissioners."

ANGLIN.

Senator Nichols moved to table the Anglin amendment, which motion failed of adoption.

Upon motion of Senator Lowery, the previous question was ordered put.

The vote occurring on the Anglin amendment, it was declared adopted.

Senator Logan submitted the following amendment, which was tabled upon motion of Senator Lowery:

Mr. President: I move to amend House Bill No. 33, line 2, page 1, by adding after the word, "may," and before the word, "request," the following: "in lieu of appointing a county engineer as provided in 69 O. S. 1941, Section 294."

LOGAN.

Upon motion of Senator Lowery, House Bill No. 33, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and House Bill No. 33, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Braden asked that Senator Burns be recorded "excused" for the remainder of this legislative day, which was the order.

Senator Mahan presiding.

### 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:

Ayes: Anglin, Collier, Cowden, Duffy, Leonard, Lowery, Nichols, Paul, Pruett, Rinehart, Speck.—11.

Nays: Anderson, Braden, Cobb, Counts, Gary, Ginder, Grennell, Irby, Logan, Mahan, Nevins, Norton, Ritzhaupt, Sears, Trussel, White, Williams, Worthington.—18.

Not Voting: Brown, Carrier, Chapman, Goodpaster, Jones, Neill, Porter, Thornton.—8.

Excused: Burns, Dacus, Finney, Nance, Wheeler.—5.

Excused on Account of Military Service: Fine, Phillips.—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 Gary moved that the Senate Auditor be authorized to purchase Fifteen (\$15.00) Dollars worth of postage for each member of the Senate.

Senator Paul moved to amend the Gary motion, by adding the words, "and the Senate Auditor," which motion prevailed.

The vote occurring on the Gary motion, as amended, it was declared adopted.

Senator Cowden asked to be excused for the remainder of this legislative day, which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 73, by Ash, of the House, and Pruett, of the Senate, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Pruett.

Upon motion of Senator Pruett, House Bill No. 73 was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 73 was considered engrossed and placed upon third reading and final passage.



### 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:

Ayes: Anderson, Gary, Nevins, Porter, Pruett, Speck, White, Worthington.—8.

Nays: Anglin, Chapman, Cobb, Collier, Duffy, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nichols, Norton, Paul, Ritzhaupt, Sears, Thornton, Trussel.—19.

Not Voting: Braden, Brown, Carrier, Counts, Goodpaster, Lowery, Neill, Rinehart, Williams.—9.

Excused: Burns, Cowden, Dacus, Finney, Nance, Wheeler.—6.

Excused on Account of Military Service: Fine, Phillips.—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.

### GENERAL ORDER

SENATE BILL NO. 10, by Worthington, et al, was taken up for consideration.

Senator Ginder asked unanimous consent, which was granted, to be made co-author of Senate Bill No. 10.

Senator Nevins submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 10, line 4, page 1, by adding after the word "Oklahoma" and before the word "with," the following: "Federal institutions and airports."

### NEVINS.

By unanimous consent, the vote was reconsidered by which the Nevins amendment was adopted.

By unanimous consent, Senator Nevins withdrew his amendment to Senate Bill No. 10.

Senator Dacus asked to be recorded present, which was the order.

Senator Braden submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 10, line 3, page 1, by inserting after the word "connecting" and before the words "State-owned" the words "and all roads located on the grounds of."

BRADEN.

Upon motion of Senator Counts, Senate Bill No. 10 was advanced to engrossment and third reading.

Senator Counts moved that further consideration of Senate Bill No. 10 be deferred until Monday of next week, which motion he withdrew.

Senator Worthington asked unanimous consent, which was granted, that Senator Braden's amendment be placed in the proper place in the Bill.

Senator Counts asked unanimous consent, which was granted, that further consideration of Senate Bill No. 10 be deferred until some future legislative day.

Senator Gary moved that when the clerk's desk is cleared, the Senate adjourn under the rule, which motion prevailed.

FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 173—By Cobb—An Act relating to expiration of operator's license; the renewal thereof; providing that the local tag agents shall retain twenty-five per cent (25%) for issuing said operator's license; amending 47 O. S. 1941 § 288; and declaring an emergency.

SENATE BILL NO. 174—By Counts, Porter, Nevins, and Braden—An Act fixing the salary of the Chief Mine Inspector at thirty-six hundred dollars (\$3,600.00) per annum; fixing the salaries of district mine inspectors at twenty-four hundred dollars (\$2,400.00) each per annum; and declaring an emergency.



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SENATE BILL NO. 175—By Burns—An Act granting to any corporation chartered or licensed to do business in the State of Oklahoma as an air carrier all the rights and privileges granted to "transportation" companies or corporations by Section 9 of Article IX of the constitution of Oklahoma as amended; and declaring an emergency.

SENATE BILL NO. 176—By Burns—An Act declaring the rights of the owners of shares of the capital stock of a corporation now existing or hereafter created as to the purchase of unissued shares or newly authorized shares of the capital stock of the corporation which the corporation proposes to issue.

SENATE BILL NO. 177—By Burns—An Act defining the meaning of the phrase or clause "Any competitive corporations engaged in the same kind of business", as used in Article IX, Section 41, of the constitution of the State of Oklahoma, and in section 31, title 79, Oklahoma Statutes 1941; 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 Judiciary Number Two, to whom was referred Senate Joint Resolution No. 6, by Brown of the Senate and Mead of the House, entitled:

A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Oklahoma to permit it to place upon property belonging to 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.

BURNS, Chairman.

Mr. President: We, your Committee on Judiciary Number Two, to whom was referred Senate Bill No. 141, by Anglin and Nichols, entitled:

An Act amending section 35, title 16, Oklahoma Statutes, 1941, relating to acknowledgments so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Oklahoma; validating acknowledgment heretofore taken before Notaries Public in Canada (including Newfoundland); and declaring an emergency,

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 Judiciary Number Two, to whom was referred Senate Bill No. 95, by Goodpaster, Rinehart, Paul, Nichols, Jones and Mahan, entitled:

An Act defining the term "Reserve for delinquency" appearing in 68 O. S. 1941 § 297, and providing that such computed sum shall not be considered a debt or liability until delinquency in payment of taxes; providing that upon final payment of taxes, if delinquency has not occurred, one-half the sum theretofore added as a delinquency reserve shall be abated and stricken and such amount credited upon the tax rolls together with the amount paid; providing that this act shall not be applicable to taxes levied for 1944-45 or prior 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.

BURNS, Chairman.

As previously ordered Senate Bill No. 95 was ordered referred to Committee on Revenue, Taxation and Constitutional Amendments.

Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 155, by Cobb, Gary and Collier, entitled:

An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 §§ 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, apply to any



member of the armed forces, military or naval; providing for termination of 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.

COBB, Chairman.

Senator Speck submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 32, 60, 199, and Senate Joint Resolution No. 7 each correctly engrossed.

SPECK, Vice-Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 32, 60, 199, each as amended, and ordered them returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Joint Resolution No. 7 and ordered it transmitted to the Honorable House for consideration.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 91—By Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Jones, Kerr, King, KlingleSmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris,

Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson, Wright and Hill,

An Act relating to income taxes; amending 68 Oklahoma Statutes 1941 Section 878 (b) relating to items exempt from taxation under the income tax act to include amounts not to exceed one thousand five hundred (\$1,500.00) dollars received by persons in the military, naval and merchant marine services as compensation for services; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 91 was read for the fourth time at length, the enrolled copy signed in open session by the Presiding Officer and ordered returned to the Honorable House.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 123—By Weaver and Committee on Veterans Affairs,

An Act to provide for the appointment of a conservator, under certain circumstances, of the estate and property of persons with the armed forces, and other persons outside the limits of the United States included within the Forty Eight States and District of Columbia, by permission, assignment or direction of any department or official of the United States in connection with any activity pertaining to or connected with the prosecution of any war in which the United States is then engaged, who are missing, interned, or beleaguered, besieged or captured by an enemy; providing the manner of the appointment of and qualifica-



tion by such conservator; defining powers and authority of such conservator; providing the manner of terminating the conservatorship; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 120—By Hawthorne,**

An Act relating to transportation of pupils in school districts; amending 70 O. S. 1941 § 1195 to provide that any common school district containing forty (40) or more square miles, and maintaining not more than one (1) school in the district, shall be entitled to furnish transportation; and,

**ENROLLED HOUSE BILL NO. 21—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, Klingsmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman and Williams,**

An Act waiving and cancelling all fees, penalties, interests and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 15th, 1945, and defining the duties of all county treasurers hereunder; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 21, 120 and 123 were each read for the fourth time at length, the enrolled copies signed in open session by the Presiding Officer and ordered returned to the Honorable House.

MR. PRESIDENT:

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

**ENROLLED HOUSE CONCURRENT RESOLUTION NO. 17—By Meads of the House, and Brown of the Senate,**

House Concurrent Resolution memorializing the Federal Government and its Veterans Rehabilitation Adminis-

tration to avail itself of the efficacy of mineral waters, known by the trade name of radium water, in the city of Claremore, Oklahoma, in the treatment of our returning soldiers of this World War II who are returning as casualties of the conflict and who require hospitalization and treatment for wounds and nervous disorders,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Acting Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 17 and ordered it returned to the Honorable House.

MR. PRESIDENT:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 3—By Sears,

A Concurrent Resolution memorializing the Congress of the United States, the Federal Communications Commission, and the Interstate Commerce Commission to take such steps as may be necessary to enable and insure all practical use of radio in the operation of trains in the interest of public safety,

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 Acting Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 3 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 83—By Billingsley,



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Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood,

An Act amending 36 O. S. 1941 § 104 and 57; providing for annual license fees, annual privilege taxes and annual agents' license fees to be paid by all domestic and foreign insurance companies co-partnerships, associations, inter-insurance agencies or individuals doing or about to do an insurance business in the State of Oklahoma; requiring annual reports by said companies; providing for the distribution and appropriation of such fees and taxes; and exempting certain non-profit insurance companies from the operations thereof; making provisions of acts severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 83.

As provided under a previous motion, the Senate adjourned to meet at 1:30 p. m., Wednesday, February 21, 1945.

## THIRTY-THIRD LEGISLATIVE DAY

Wednesday, February 21, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Finney.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Ritzhaupt introduced to the Senate the following persons:

Mrs. Addie Lee Elledge, Superintendent of Nurses at Wesley Hospital,

Miss Juanita Granger, an Instructress at Wesley Hospital, and

Mrs. J. C. Weaver, Director of, and the Glee Club of Cadet Nurses of Wesley Hospital, who, upon invitation of the Senate, sang three numbers.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:



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Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 3 correctly enrolled.

DACUS, Chairman.

Senator Sears presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 3 and ordered it 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 Engrossed House Bill No. 96, by Johnson (Creek) and Musgrave, entitled:

An Act appropriating eleven hundred and seventy dollars and eighty cents (\$1170.80) to the corporation commission of Oklahoma for the payment of certain claims of the Refinery Supply Company, of Tulsa, Oklahoma; said claims covering the cost of certain laboratory equipment furnished to the division of gasoline inspection under an appropriation made by the Eighteenth Legislature, and said appropriation having lapsed and reverted prior to the filing of said claims; said appropriation to be paid out of the General Revenue Fund to which the lapsed appropriation reverted; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Public Safety, to whom was referred Engrossed House Bill No. 107, by Weaver, Cordray, Flanagan, Holt, Levergood, McDonald, Meads, Medlock, Morris, Shumate, Tolbert and Williams, entitled:

An Act amending section 3 chapter 8, title 10, page 23, Oklahoma Session Laws 1943; relating to extensions of convalescent home stays and declaring an emergency,

beg leave to report that we had the same under consider-

ation and herewith return the same with the recommendation that it do pass.

IRBY, Vice Chairman.

Mr. President: We, your Committee on Public Safety, to whom was referred Senate Bill No. 17, by Ritzhaupt, entitled:

An Act establishing a bureau of registry in the investigation division of the department of public safety; declaring its purpose; setting forth its duties; requiring court clerks to cooperate; making said information available to certain officers; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass AS AMENDED.

IRBY, Vice Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 114, by Thornton, entitled:

An Act relating to the State War Council, making appropriations for the support and maintenance of said council during the next biennium providing if United States ceases to be at war the Governor may stop expenditures of funds herein appropriated and cause same to revert to the General Revenue 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 135, by Cowden and Committee on Veterans' Affairs, entitled:

An Act making appropriation for the support, operation, maintenance, repairs, building, non-structural improvements and equipment of the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

THORNTON, Chairman.



Mr. President: We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 142, by Collier, entitled:

An Act amending section 118-o of title 6, Oklahoma Statutes 1941 by making the same applicable to minors, repealing all acts or parts of acts in conflict therewith; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COLLIER, Chairman.

Mr. President: We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 144, by Collier, entitled:

An Act amending 6 Oklahoma Statutes 1941 section 118b and providing for provisional credit and the time for revocation thereof for items deposited or credited by any bank; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COLLIER, Chairman.

Mr. President: We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 148, by Collier, entitled:

An Act to make uniform the law of transfer of shares of stock in corporations 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.

COLLIER, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 158, by Thornton, entitled:

An Act relating to the State Department of Agriculture and the Functions and Activities thereof; amending Section 2, Chapter 1, Title 2, Oklahoma Session Laws 1943 to provide that work and services of divisions of the De-

partment of Agriculture supported in whole or in part by the Department of Agriculture trust fund may be combined; providing that claims against the Department of Agriculture trust fund shall be filed with the State Auditor for audit and approval; requiring the President of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.

### FIRST READING

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

SENATE BILL NO. 178—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund for the operation, maintenance and functions of the State Soil Conservation Committee for the fiscal years ending June 30, 1946 and June 30, 1947.

SENATE BILL NO. 179—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund for the fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Health for the operation, maintenance and functions of the Bureau of epidemiology in the State Department of Health.

SENATE BILL NO. 180—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund to be used by the Governor for the extraordinary protection of the State and for extra help, for the fiscal years ending June 30, 1946 and June 30, 1947.

SENATE BILL NO. 181—By Thornton and Leonard—An Act making an appropriation for extra help in the office of the State Examiner and Inspector for the fiscal years ending June 30, 1946 and June 30, 1947.

SENATE BILL NO. 182—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and



cooperating with the United States office of education in the training of physically vocationally handicapped persons and in the promotion of vocational education.

SENATE BILL NO. 183—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Agriculture for the performance of certain duties imposed by law.

SENATE BILL NO. 184—By Counts and White—An Act relating to relief; making appropriations for the State Board of Public Welfare; prescribing the purpose for which said appropriation shall be expended; providing procedure for disbursing funds; authorizing direct relief to be granted; authorizing State Board of Public Welfare to promulgate rules and regulations; prescribing other details; repealing 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. 171—By Thornton and Leonard.

Upon request of Senator Thornton, Senate Bill No. 171 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 172—By Thornton and Leonard—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 173—By Cobb—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 174—By Counts, Porter, Nevins and Braden—Referred to Committees on Fees and Salaries.

SENATE BILL NO. 175—By Burns—Referred to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 176—By Burns—Referred to Committee on Private Corporations.

SENATE BILL NO. 177—By Burns—Referred to Committee on Private Corporations.

ENGROSSED HOUSE BILL NO. 83—By Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood; Referred to Committee on Revenue, Taxation and Constitutional Amendments.

### GENERAL ORDER

SENATE BILL NO. 9, by Senate Committee on Appropriations, was taken up for consideration, and read.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 9, line 10, page 34, by striking the figures, "18,340.00," in the second column and inserting the figures, "18,140.00."

THORNTON.

Upon motion of Senator Rinehart, Senate Bill No. 9, 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. 9, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 9 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Goodpaster, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Neill, Paul.—2.

Not Voting: Braden, Carrier, Cobb, Cowden, Grennell, Irby, Mahan, Norton, Williams.—9.

Excused: Finney.—1.



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Excused on Account of Military Service: Fine, Phillips.—2.

Senate Bill No. 9, as amended, was ordered referred for engrossment.

Senator Gary moved that the Senate recess to meet at 4:00 p. m., this day, to permit the Committee on Roads, Highways and Aviation to continue its public hearing.

Senator Nance asked unanimous consent, which was granted, that 200 copies of SENATE BILL NO. 162, by Porter and Wheeler, be ordered printed.

Senator Nance advised the Senate that the President Pro Tempore of the Senate and the Speaker of the Honorable House had been requested by the President of the Oklahoma Educational Association to appoint Committees to meet with the Legislative Committee of the Oklahoma Educational Association, for the purpose of reviewing all angles of the Revenue and Educational programs now before the Legislature, with the hope the three Committees would be able to present a tentative program for the consideration of the Legislature, and moved that the President Pro Tempore appoint a Senate Committee.

Senator Rinehart raised a point of order against the Nance motion, which was sustained, stating the Gary motion to recess the Senate was pending.

Senator Gary asked unanimous consent of the Senate, which was granted, to withdraw his motion.

The vote occurring on the Nance motion, it was declared adopted and President Pro Tempore Paul appointed as the Senate Committee thereunder, Senators Nance, Chairman of the Revenue, Taxation and Constitutional Amendments; Ritzhaupt, Chairman of the Committee on Education; Thornton, Chairman of the Committee on Appropriations, and Pruett, Wheeler, Jones and Nevins.

Senator Gary moved that, when the Clerk's desk is cleared of routine matters, the Senate recess to meet subject to the call of the President, which motion prevailed.

#### COMMITTEE REPORTS

By unanimous consent, the following Committee Re-

ports 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 Senate Bill No. 136, by Anglin, entitled:

An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part or all of lands, or mineral interests therein, belonging to said estates with adjacent land for oil and gas development and operation; and declaring an 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, Chairman.

Mr. President: We, your Committee on Judiciary Number Two, to whom was referred Senate Bill No. 160, by Pruett and Counts of the Senate and Sherman of the House, entitled:

An Act making provision for estates in joint tenancy by entirety heretofore or hereafter created; providing for the existence and creation of such estates; and providing same may be created notwithstanding election to operate under community property 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.

BURNS, Chairman.

Mr. President: We, your Committee on Judiciary Number Two, to whom was referred Senate Bill No. 166, by Anderson of the Senate and Carmichael of the House, entitled:

An Act relating to the issue of county warrants, amending 19 O. S. 1941 § 347, to conform to modern procedures later enacted; requiring the county clerk to certify to condition of account charged; and declaring an emergency,

beg leave to report that we had the same under considera-



tion and herewith return the same with the recommendation that it do pass.

BURNS, Chairman.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 185—By Anderson—An Act relating to fees of justices of the peace and of constables, amending 28 O. S. 1941, § 53, to lower from 12,000 population to 4,000 population of cities for the increase in quarterly allowance from \$100.00 to \$150.00 for such officers, and providing for such allowance to be paid as salary in lieu of fees; and declaring an emergency.

As provided under the Gary motion, the Senate was declared in recess subject to the call of the President.

The Senate reassembled with President Pro Tempore Paul presiding.

### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 41—By Nance and Jones of the Senate and Huey, Weaver and Arrington of the House,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this act; authorizing the making of agreements with the United States of America or any agency or in-

strumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, 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 Pro Tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Senate Bill No. 41 were read as follows:

Amendment No. 1. Page 3, Section 1, Line 1, adding after the word buildings the following words: "provided that no bonds be issued under the terms of this Act for the construction of any addition to the Student Union Building at the University of Oklahoma."

Amendment No. 2. Page 3, Section 1, Line 5, adding after the word buildings the following words: "provided no student shall ever be assessed in excess of Two (\$2.00) Dollars per semester to pay for Union Building or Stadium Fees."

Amendment No. 3. Page 12, Section 8, Line 16, after the word "Act" and starting with the word "The" strike the balance of line 16 and strike all of lines 17-18 and on page 13 strike all of lines 1, 2, 3 and 4.

Amendment No. 4. Page 16 and 17, Section 10, after the word "The" in line 16 strike remainder of line 16, all of line 17 and line 18 to and including the word "all."

Senator Nance moved that the Senate refuse to concur in House Amendments to Senate Bill No. 41 and ask for a conference thereon and that a committee of seven be appointed thereunder, which motion prevailed, the President Pro Tempore appointing as such Senate conferees, Senators Nance, Jones, Duffy, Porter, Brown, Collier and Logan.



RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length and adopted upon motion of Senator Gary:

SENATE RESOLUTION NO. 5—By PAUL, GOODPASTER, BRADEN, CHAPMAN, COUNTS, IRBY, COLLIER, GARY and PORTER.

A RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO APPOINT A RESIDENT OF THE STATE OF OKLAHOMA AS COMMISSIONER OF INDIAN AFFAIRS, AND ENDORSING HONORABLE G. T. "DOC" PHILLIPS OF INDIAN DESCENT AND A RESIDENT OF THE THIRD CONGRESSIONAL DISTRICT OF OKLAHOMA FOR THE APPOINTMENT.

WHEREAS, the office of United States Commissioner of Indian Affairs is vacant, and

WHEREAS, the Third Congressional District of Oklahoma has a larger population of Indians than any other Congressional District in the United States, and

WHEREAS, the Honorable G. T. "Doc" Phillips of Indian descent is one of the outstanding citizens of the Third Congressional District of Oklahoma and is well qualified to fill the important office of Commissioner of Indian Affairs;

Now Therefore, Be It Resolved by the Senate of the Twentieth Legislature of the State of Oklahoma:

SECTION 1. That the President of the United States of America be and he is hereby urged to appoint a resident of the State of Oklahoma as Commissioner of Indian Affairs, and the Honorable G. T. "Doc" Phillips of Indian descent, a citizen of the Third Congressional District of Oklahoma, is hereby endorsed for said appointment. The President of the United States is hereby requested to give most careful consideration of Mr. Phillips for said position.

SECTION 2. That the Secretary of the Senate is hereby directed to forward a copy of this Resolution to the President of the United States, to the Secretary of the Interior of the United States, and to each member of the Oklahoma delegation in Congress.

Senate Resolution No. 5 was ordered referred for engrossment.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 186—By Burns—An Act providing that any school district may, at its option, enter into a written contract cancellable at the will of such district, with an Oklahoma non-profit corporation for the management of its stadium, or stadiums, by such corporation, and providing for free use of such stadium by the district, and providing for supervision of such corporation by the district, and control by the district of expenditures of such corporation, and providing how the funds of the corporation shall be used and expended, and providing limitation of liability of such school district, and such corporation and their officers, and property; providing district may, at option, provide for insuring certain payments to certain persons; and declaring an emergency.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 147—By Ward,

An Act amending 82 O. S. 1941 § 873; authorizing the Grand River Dam Authority to fund and refund any of its outstanding revenue bonds and obligations and to retire by purchase any of such bonds and to cancel the same; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 184—By Montgomery,

An Act amending 39 O. S. 1941 § 26, relating to Justices of the Peace and Constables in cities of this State located in counties having a population in excess of One Hundred Ninety Thousand (190,000) inhabitants and less than Two Hundred Thirty Thousand (230,000) inhabitants



as shown by the last preceding Federal Decennial Census, or any succeeding Federal Decennial Census, and having a net assessed valuation in excess of One Hundred and Thirty-five Million (\$135,000,000.00) Dollars as certified to the County Excise Board in 1944, and as may be shown by any succeeding biannual net assessed valuation; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 176—By Mountcastle, Frix and Wiley,

An Act amending Paragraph (G), Section 29, Chapter 6, Article 19, Oklahoma Session Laws 1943; relating to the compensation of the County Attorneys of all counties in this State having a population in excess of sixty-five thousand (65,000) and an assessed net valuation of Seventy-five Million (\$75,000,000.00) Dollars or less; fixing the number of assistants and stenographers in the office of such County Attorneys and the minimum and maximum monthly salaries thereof; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 169—By Hughes,

An Act authorizing the Board of Regents for Agricultural and Mechanical Colleges to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; providing for the methods of advertisement, sale, promulgation of rules, and making disposition of the funds received therefrom; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 217—By Gibbs, Williams and Shipley of the House, and Nevins of the Senate,

An Act appropriating Two Thousand Five Hundred Three Dollars and Forty-five Cents (\$2,503.45) to the Military Department of Oklahoma for payment of certain claims for hospital, medical and professional services rendered Lieutenant Elmer Ward and Lieutenant Oral H. Douglass for injuries received in the Oklahoma National Guard Armory in Okmulgee, Oklahoma; recognizing such claims as valid and legal obligations of the State of 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 Acting Speaker, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 147, 184, 176, 169 and 217 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.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 170—By Huey, Impson, Choate and Edwards,

An Act creating a revolving fund in the State Treasury for the Central Oklahoma State Hospital Annex at McAlester, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursement; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the Governor's emergency and contingency fund the sum of one thousand (\$1,000.00) dollars; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 158—By Committee on Veterans' Affairs—An Act Relating to Soldiers Relief Commission amending 72 O. S. § 51 and 72 O. S. § 53; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 128—By Oerke—An Act amending title 10 O. S. 1941 § 53, giving the right of decedent and inheritance to parents by adoption and their heirs from an adopted child; 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 Pro Tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 170, 158 and 128.

#### GENERAL ORDER

SENATE BILL NO. 61, by Logan, was taken up for consideration.



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Senator Burns asked to be excused for the balance of this legislative day, which was the order.

Senator Logan submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 61, line 7, page 1, by striking the words "court clerk" and inserting the words "county attorney."

LOGAN.

Upon motion of Senator Logan, Senate Bill No. 61, as amended, was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended and Senate Bill No. 61, as amended, 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—33.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Counts, Mahan, Neill, Nichols, Sears, Trussel, Wheeler.—7.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—33.

Excused: Burns, Finney.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Counts, Mahan, Neill, Nichols, Sears, Trussel, Wheeler.—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. 61 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 138, by Pruett and Duffy, was taken up for consideration.

Senator Cowden asked to be excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Pruett, Senate Bill No. 138 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—30.



Not Voting: Counts, Ginder, Mahan, Neill, Nichols, Porter, Sears, Trussel, Wheeler.—9.

Excused: Burns, Cowden, Finney.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—30.

Not Voting: Counts, Ginder, Mahan, Neill, Nichols, Porter, Sears, Trussel, Wheeler.—9.

Excused: Burns, Cowden, Finney.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 138 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 140, by Anderson, et al, was taken up for consideration.

Upon motion of Senator Anderson, Senate Bill No. 140 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 140 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—32.

Excused: Burns, Cowden, Finney.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Counts, Mahan, Neill, Nichols, Sears, Trussel, Wheeler.—7.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—32.

Excused: Burns, Cowden, Finney.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Counts, Mahan, Neill, Nichols, Sears, Trussel, Wheeler.—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. 140 was ordered referred for engrossment.



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Senator Lowery ask to be excused for the balance of this Legislative week, which was the order.

### GENERAL ORDER

SENATE BILL NO. 155, by Cobb, et al, was taken up for consideration.

Senator Cobb moved that Senate Bill No. 155 be advanced to engrossment and third reading.

Senator Logan asked unanimous consent, to which Senator Cobb objected, that consideration of Senate Bill No. 155 be deferred for the purpose of amendment.

The vote recurring on the Cobb motion, it was declared adopted.

By unanimous consent, Senate Bill No. 155 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Logan, Nevins, Paul, Porter, Pruett, Ritzhaupt, Speck, Wheeler, White, Williams, Worthington.  
—26.

Not Voting: Counts, Jones, Leonard, Mahan, Nance, Neill, Nichols, Norton, Rinehart, Sears, Thornton, Trussel.  
—12.

Excused: Burns, Cowden, Finney, Lowery.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Gary asked unanimous consent, which was

granted, that consideration of the emergency section to Senate Bill No. 155 be deferred for this legislative day.

Senator Chapman asked to be excused for the next two legislative days, which was the order.

Upon motion of Senator Gary, the Senate adjourned to meet at 1:30 p. m., Thursday, February 22nd, 1945.



## THIRTY-FOURTH LEGISLATIVE DAY

Thursday, February 22, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—32.

Absent: Mahan.—1.

Excused: Carrier, Chapman, Cobb, Collier, Counts, Leonard, Lowery, Sears, Williams.—9.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

In observance of "WASHINGTON'S BIRTHDAY," it was upon request of Senator Paul that the Honorable Luther Harrison, of The Daily Oklahoman, and former member of the Senate, was invited and did address the Senate.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House, to advise you, and through you, the Honorable Senate, that the House has concurred in Senate Amendments to:

## ENGROSSED HOUSE BILL NO. 32, by Klinglesmith,

An Act relating to the State Highway Commission, road projects and county roads, authorizing said commission to purchase from the federal government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the State Highway departments own use, and also for sale or lease to the counties of this state, prescribing procedure for such sales and leases; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 60, by Tolbert and Foley,

An Act relating to the changing and conversion of the institution formerly occupied by the State Training School for White Boys at Pauls Valley, including the lands and buildings thereof, into a State Hospital, and creating and establishing a State Hospital thereon; providing for the operation, conduct and maintenance of the same under the control of the State Board of Public Affairs; providing for the admission of epileptic patients to the hospital and prescribing the procedure and requirements therefor; authorizing the board of control to make rules and regulations for the conduct, operation, and management of the hospital, and authorizing said board of control to establish and operate the farm lands, livestock, dairy and poultry industries in connection therewith; authorizing the Governor of the State of Oklahoma to allocate and transfer moneys from the Governor's contingency and emergency fund to the hospital for its support and maintenance; making an appropriation therefor; and declaring an emergency, and

## ENGROSSED HOUSE BILL NO. 199, by Tankersley, Levergood and Ownby,

An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last federal census, and having a total assessed valuation of not less than thirty-five million (\$35,000,000.00) dollars and not more than thirty-six million (\$36,000,000.00) dollars, ac-



cording to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such justices are required to travel or in which regular judicial duties are performed; repealing all acts in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 67, by Mountcastle, Ash, Barnhart, Billingsley, Burkhart, Edwards, Foley, Frix, Hathcoat, Hussey, Levergood, McDonald, Meads, Miles, Ownby, Rowe, Sibley, Singleton, Wallace (Carter), Weaver, Welch and Williams of the House, and Dacus, Mahan, Thornton and Wheeler of the Senate,

An Act entitling regular or part-time county court stenographers or reporters, stenographers appointed by the county judge, and deputy court clerks serving as ex-officio court stenographers for the county judges, to all fees collected by them for transcripts of shorthand notes, and for case-mades and transcripts for appeals made by them, and fixing said fees; repealing all acts in conflict herewith; and declaring an emergency,

and the Bills have been passed by the House, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 77—By Starr, Hathcoat, Bradley and Weaver,

An Act providing for the creation, powers and duties of the State Board of Health and for the appointment, removal and compensation of its members; authorizing the appointment of a State Commissioner of Health and prescribing his qualifications, compensation and manner of appointment; defining the powers and duties of the State Commissioner of Health; providing for the selection and compensation of employees of the State Department of Public Health; providing for the acceptance and disbursement of grants, government allotments, gifts, devises, bequests,

and appropriations, and other moneys; fixing the effective date of said Act; repealing 63 Oklahoma Statutes 1941, Section 1; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 75—By Committee on Insurance,

An Act repealing Title 36 O. S. 1941, Sections 243 and 244; prescribing the standard form of fire insurance policy to be issued on property in the State of Oklahoma on and after January 1, 1946; and fixing the effective date of Act as January 1, 1946,

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 Pro Tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 75 and 77.

MR. PRESIDENT:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 3—By Sears,

A Concurrent Resolution memorializing the Congress of the United States, the Federal Communications Commission, and the Interstate Commerce Commission to take such steps as may be necessary to enable and insure all practical use of radio in the operation of trains in the interest of public safety,

and to advise you, and through you, the Honorable Senate, that same has been signed by the Speaker Pro Tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 3 was ordered referred to the Secretary of State.

MR. PRESIDENT:

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. 65, by Huey,

An Act amending 51 O. S. 1941 § 32 relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, and declaring an emergency,

and asks for a conference thereon, and has appointed as House Conferees on said House Bill, the following: Huey, Van Dyck, Levergood.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 65 was ordered granted and the President appointed as Senate Conferees thereunder Senators Duffy, Pruett and Jones.

COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 5 and Senate Bill No. 61 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 5 and ordered it referred for enrollment.

The President, in open session, signed Engrossed Senate Bill No. 61 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. 169, by Irby, entitled:

An Act appropriating the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30,

1946, and the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30, 1947, to be expended by the Game and Fish Commission of the State of Oklahoma in cooperation with the Federal Government in the control and destruction of predatory animals and rodents; providing that such appropriations shall be matched dollar for dollar by federal 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 83, by Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood, entitled:

An Act amending 36 O. S. 1941 § and 57; Providing for annual License Fees, annual Privilege Taxes and annual agents' license fees, fees to be paid by all domestic and foreign insurance companies co-partnerships, associations, inter-insurance agencies or individuals doing or about to do an insurance business 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.

NANCE, Chairman.

Senator Nance asked that immediate consideration be given Engrossed House Bill No. 83, by Billingsley, et al, which was the order.

Senator Finney moved that the Senate operate under a Call of the Senate, which motion prevailed.

Upon the roll being called, the following members were noted absent:

Senators Ginder, Paul and Mahan.

The Sergeant-at-Arms was directed to immediately notify the absent members of the Senate's order.

HOUSE BILL NO. 83, by Billingsley, et al, was taken up for consideration and read.

Section 1 was read.



Senators Ginder and Paul asked to be recorded present, which was the order.

Senators Worthington, Neill and Dacus submitted the following amendment:

Mr. President: We move to amend House Bill No. 83, line 26, page 1, by adding the following proviso: "Provided further that nothing herein shall apply to the Grange Order of Patrons of Husbandry or to the Oklahoma State Union of the Farmers' Education and Cooperative Union of America, exempted under title 36, Section 411, of the Oklahoma Statutes 1941, and other insurance Orders or Associations formed and operated exclusively in this State and for the benefit of the members thereof and not for profit."

WORTHINGTON  
NEILL  
DACUS.

Senator Paul moved that the previous question be put, which motion was adopted.

The vote occurring on the Worthington-Neill-Dacus amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Burns, Cowden, Dacus, Jones, Nance, Neill, Paul, Pruett, Speck, Trussel, Wheeler, Worthington.—12.

Nays: Anderson, Anglin, Brown, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Thornton, White.—18.

Excused: Carrier, Chapman, Cobb, Collier, Counts, Goodpaster, Leonard, Lowery, Sears, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Mahan.—1.

Not Voting: Braden.—1.

Senator Paul submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 83 by adding the emergency clause.

PAUL.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend House Bill No. 83, line 31, page 1, by striking the word and figure, "four (4)," and inserting in lieu thereof the word and figure, "three (3)"

**PRUETT.**

Senator Cowden moved to table the Pruett amendment, which motion by unanimous consent he withdrew.

The vote occurring on the Pruett amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Burns, Finney, Pruett, Ritzhaupt, Speck, Thornton, Trussel.—7.

Nays: Anderson, Anglin, Braden, Brown, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Wheeler, White, Worthington.—24.

Excused: Carrier, Chapman, Cobb, Collier, Counts, Goodpaster, Leonard, Lowery, Sears, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Mahan.—1.

Senator Finney submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 83, line 32, page 2, by striking after the letter, "a," and before the word, "of," the words and figures, "one hundred per cent (100%)," and substituting the words and figures, "fifty per cent (50%)"

**FINNEY.**

Upon motion of Senator Nance, House Bill No. 83, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the title of House Bill No. 83 was ordered amended to conform with the bill, as amended.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 83, as amended, was



considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 83 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Cowden, Duffy, Finney, Gary, Ginder, Grennell, Irby, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Thornton, Wheeler, White.—25.

Nays: Dacus, Jones, Pruett, Speck, Trussel, Worthington.—6.

Absent: Mahan.—1.

Excused: Carrier, Chapman, Cobb, Collier, Counts, Goodpaster, Leonard, Lowery, Sears, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Speck.—1.

Absent: Mahan.—1.

Excused: Carrier, Chapman, Cobb, Collier, Counts, Goodpaster, Leonard, Lowery, Sears, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—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. 83, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 138 and 140 each correctly engrossed and Senate Resolution No. 5 correctly enrolled.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 138 and 140 and ordered each transmitted to the Honorable House for consideration.

The President, in open session, signed Engrossed Senate Resolution No. 5 and ordered it transmitted to the Secretary of State.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 187—By Paul—An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1908, the owner thereof may pay the taxes for such year without penalty, interest or costs, provided payment is made on or before May 1, 1945; and declaring an emergency.

SENATE BILL NO. 188—By Irby, White, and Braden of the Senate, and Hathcoat and Levergood of the House—An Act relating to suits upon insurance policies hereafter issued or renewed against loss or damage by fire to real or personal property, and to measure of damages; providing that defendant shall not be permitted to deny property insured was worth at time of issuing policy full amount insured therein on said property; providing that, in event of total loss, measure of damages shall be full amount for which property was insured less depreciation below such amount between time of issuing policy and time of loss,



and burden of proving depreciation is on defendant; providing, in event of partial loss, for measure of damages, and payment of damage to property or repair of same to extent of damage, at option of insured; providing where more than one of such policies issued or renewed by one company on same property, defendant not permitted to deny property was worth aggregate of several amounts for which property insured at time of issuing or renewing policy unless willful fraud or misrepresentation on part of insured is shown in obtaining additional insurance, and for measure of damages, and that depreciation shown below amount for which property insured shall be deducted from amount insured in each such policy in proportion to aggregate of all amounts so insured on such property; providing that any condition in any insurance policy contrary to provisions of this Act illegal and void; repealing all Acts in conflict herewith; and declaring an emergency.

## SECOND READING

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

SENATE BILL NO. 178—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which was granted, that Senate Bill No. 178 be referred direct to the Calendar.

SENATE BILL NO. 179—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which was granted, that Senate Bill No. 179 be referred direct to the Calendar.

SENATE BILL NO. 180—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which was granted, that Senate Bill No. 180 be referred direct to the Calendar.

SENATE BILL NO. 181—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which was granted, that Senate Bill No. 181 be referred direct to the Calendar.

SENATE BILL NO. 182—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which

was granted, that Senate Bill No. 182 be referred direct to the Calendar.

SENATE BILL NO. 183—By Thornton and Leonard.

Senator Thornton asked unanimous consent, which was granted, that Senate Bill No. 183 be referred direct to the Calendar.

SENATE BILL NO. 184—By Counts and White—Referred to Committee on Appropriations.

SENATE BILL NO. 185—By Anderson—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 186 —By Burns—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 170—By Huey, Impson, Choate and Edwards—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 158—By Committee on Veterans' Affairs—Referred to Committee on Veterans Affairs.

ENGROSSED HOUSE BILL NO. 128—By Oerke—Referred to Committee on Legal Advisory.

Senator Norton moved that the call of the House be lifted, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 231—By Harshbarger and Montgomery,

An Act relating to marriage; amending Sections 6, 7 and 9 of Title 43, Oklahoma Statutes 1941; prescribing contents of license; providing for solemnization of marriages by certain persons; providing for filing of credentials by ministers; providing no fee shall be charged for such re-



ording; requiring ministers to insert book and page number wherein his credentials are recorded, on marriage license; making said requirement a condition precedent to recording of said license; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 231.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 25—By Underwood, Biles, Flowers, Hawthorne, Oerke, Reed, Toaz, Welch and Wright,

An Act authorizing school districts participating in a hot lunch program to appropriate for and pay the salary of a cook or cooks; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 25.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 204, by Oerke,

An Act amending section 1720, title 21, Oklahoma Statutes of 1941, relating to larceny of an automobile or other motor vehicle and making any person who steals an aircraft, any automobile or automotive driven vehicle guilty

of a felony, and fixing the punishment; repealing all acts and parts of acts in conflict herewith, and

ENGROSSED HOUSE BILL NO. 207, by Oerke,

An Act amending section 941, title 21, Oklahoma Statutes of 1941, relating to gambling; making violation a felony and fixing the punishment therefor; repealing all acts or parts of acts in conflict herewith, and

ENGROSSED HOUSE BILL NO. 206, by Oerke,

An Act amending section 1716, title 21, Oklahoma Statutes 1941, relating to the larceny of livestock and making any person who steals any horse, jackass, jennet, mule, cow, hog, sheep, or goat, guilty of a felony, and fixing the punishment; repealing all acts and parts of acts in conflict herewith,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 204, 207 and 206.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 67—By Mountcastle, Ash, Barnhart, Billingsley, Burkhart, Edwards, Foley, Frix, Hathcoat, Hussey, Levergood, McDonald, Meads, Miles, Ownby, Rowe, Sibley, Singleton, Wallace (Carter), Weaver, Welch and Williams of the House, and Dacus, Mahan, Thornton and Wheeler of the Senate,

An Act entitling regular or part-time county court stenographers or reporters, stenographers appointed by the county judge, and deputy court clerks serving as ex-officio court stenographers for the county judges, to all fees collected by them for transcripts of shorthand notes, and for case-mades and transcripts for appeals made by them, and fixing said fees; repealing all Acts in conflict herewith; and declaring an emergency; and,



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ENROLLED HOUSE BILL NO. 60—By Tolbert and Foley,

An Act relating to the changing and conversion of the institution formerly occupied by the State Training School for White Boys at Pauls Valley, including the lands and buildings thereof, into a state hospital, and creating and establishing a state hospital thereon; providing for the operation, conduct and maintenance of the same under the control of the State Board of Public Affairs; providing for admission of epileptic patients to the hospital and prescribing the procedure and requirements therefor; authorizing the Board of Control to make rules and regulations for the conduct, operation, and management of the hospital, and authorizing said Board of Control to establish and operate the farm lands, livestock, dairy and poultry industries in connection therewith; authorizing the Governor of the State of Oklahoma to allocate and transfer moneys from the Governor's contingency and emergency fund to the hospital for its support and maintenance; making an appropriation therefor; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 199—By Tankersley, Levergood and Ownby,

An Act providing for payment of travel and subsistence expenses of District Judges in all District Court Judicial Districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last Federal census, and having a total assessed valuation of not less than Thirty-five Million (\$35,000,000.00) Dollars and not more than Thirty-six Million (\$36,000,000.00) Dollars, according to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such justices are required to travel or in which regular judicial duties are performed; repealing all Acts in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 32—By Klinglesmith,

An Act relating to the State Highway Commission, road projects and county roads, authorizing said Commission to purchase from the Federal Government or any

agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the State Highway Department's own use, and also for sale or lease to the counties of the State, prescribing procedure for such sale and leases; 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,

H. R. CHRISTOPHER, Chief Clerk.

Senator Dacus presiding.

House Bill No. 67 was read for the fourth time at length, the enrolled copy signed in open session by the Presiding Officer and ordered returned to the Honorable House.

President Berry presiding.

House Bills Nos. 60, 199 and 32 were each read at length for the fourth time, the enrolled copies signed in open session by the President and ordered returned to the Honorable House.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 58, by Finney,

An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or otherwise invalid; authorizing suits in state courts to recover such fees or taxes; providing that provisions of act shall not apply to ad valorem taxes, taxes on intangible personal property, or to taxes collected by the Oklahoma Tax Commission; 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 Pro Tem in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



Engrossed House Amendments to Senate Bill No. 58 were read as follows and consideration deferred for this legislative day:

Amendment No. 1. In the 7th line of the title, after the words "personal property," strike the words "or to."

Amendment No. 2. In the 8th line of the title, after the word "Commission;" and before the word "and" change the semi-colon to a comma and insert the words "or to taxes collected by the Oklahoma Employment Security Commission."

Amendment No. 3. On lines 32 and 33, after the words "personal property," and before the words "taxes collected" strike the words "or to."

Amendment No. 4. On line 33, at the end of the sentence, change the period to a comma and add the words "or to taxes collected by the Oklahoma Employment Security Commission."

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 96, by Johnson, et al, was taken up for consideration.

Senator Nance asked unanimous consent, which was granted, that further consideration of House Bill No. 96 be deferred for this legislative day.

SENATE BILL NO. 141, by Anglin and Nichols, was taken up for consideration, and read.

Senator Pruett presiding.

Upon motion of Senator Anglin, Senate Bill No. 141 was advanced to engrossment and third reading.

SENATE BILL NO. 136, by Anglin, was taken up for consideration, and read.

Upon motion of Senator Anglin, Senate Bill No. 136 was advanced to engrossment and third reading.

SENATE BILL NO. 135, by Cowden, et al, was taken up for consideration, and read.

Upon motion of Senator Gary, Senate Bill No. 135 was advanced to engrossment and third reading.

SENATE BILL NO. 153, by Ritzhaupt, et al, was taken up for consideration, and read.

Upon motion of Senator Ritzhaupt, Senate Bill No. 153 was advanced to engrossment and third reading.

Senator Braden asked unanimous consent, which was granted, to be excused for the next legislative day.

Senator Gary moved that when the clerk's desk is cleared, the Senate adjourn to meet at 10:30 o'clock, a. m., Friday, February 23, 1945, which motion prevailed.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 83 correctly engrossed.

DACUS, Chairman.

The Presiding Officer in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 83 and ordered it returned to the Honorable House.

President Pro Tempore Paul presiding.

### MESSAGE

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

MR. PRESIDENT:

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. 83—By Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood,

An Act amending 36 O. S. 1941 § 104 and 57; providing for annual license fees, annual privilege taxes and annual agents' license fees to be paid by all domestic and foreign insurance companies, co-partnerships, associations, inter-insurance agencies or individuals doing or about to do an insurance business in the State of Oklahoma; requiring annual reports by said companies; providing for the distribution and appropriation of such fees and taxes; and ex-



emptying certain non-profit insurance companies from the operations thereof; making provisions of Acts severable, and asks for a conference thereon, and you are advised that the House has named the following as House Conferees: Wallace (Carter), Chairman, Hughes, Speakman, McCarty, Batson, Toaz, Flanagan, Carmichael, Morgan, Billingsley and Wilson.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House for a conference on Engrossed House Bill No. 83, was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder, Senators Nance, Finney, Jones, Burns, Worthington, Pruett, Logan, Ginder, Rinehart, Gary and Braden.

As provided under a previous motion, the Senate was declared adjourned to meet at 10:30 o'clock, a. m., tomorrow.

## THIRTY-FIFTH LEGISLATIVE DAY

Friday, February 23, 1945

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Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Excused: Braden, Carrier, Chapman, Cobb, Collier, Counts, Goodpaster, Leonard, Lowery, Sears, Williams.—11.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

By unanimous consent, the Senate was declared recessed to meet at 12:30 p. m., to permit of Committee work.

## AFTERNOON SESSION

At 12:30 p. m., the Senate reassembled, with President Pro Tempore Paul presiding.

## COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Appropriations, to whom was referred House Bill No. 111, by Price, entitled:



An Act relating to appropriation and apportionment of moneys in the State Assistance Fund; amending Chapter 7a, Title 56, Oklahoma Session Laws 1943 (56 O. S. Supp. 1943 §181a); and 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 Social Security.

THORNTON, Chairman.

House Bill No. 111 was ordered referred to the Committee on Social Security.

Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 193, by Levergood, Ownby and Tankersley, entitled:

An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this State having or hereafter having a population of not less than fifty-four thousand (54,000) inhabitants according to the 1940 Federal census or any subsequent Federal census and an assessed valuation of not less than Twenty-two Million Six Hundred Thousand (\$22,600,000.00) Dollars to be used by the public, members of the County Bar Association, the courts and by public \* \* \* 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.

ANDERSON, Chairman.

#### FIRST READING

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

SENATE BILL NO. 189—By Thornton and Leonard—  
An Act making an appropriation from the general revenue fund for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the Secretary of State.

SENATE BILL NO. 190—By Thornton and Leonard—  
An Act making an appropriation from the general revenue fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the State Insurance Commissioner.

SENATE BILL NO. 191—By Thornton and Leonard—An Act making an appropriation from the general revenue fund of the State for the operation of the Oklahoma Planning and Resources Board for the fiscal years ending June 30, 1946 and June 30, 1947.

SENATE BILL NO. 192—By Anderson—An Act relating to traveling expenses of County Assessors mentioned in the state wide uniform salary law of 1943 for county officers and their deputies; amending House Bill 259, S. L. 1943, Section 33, to correct a probable typographical error by referring to Senate Bill 271 instead of House Bill 271; and declaring an emergency.

SENATE BILL NO. 193—By Thornton and Leonard—An Act making an appropriation from the general revenue fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Board of Public Affairs for extra help and to maintain the State Capitol Buildings and grounds.

## SECOND READING

The following Bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 187—By Paul.

Upon request of Senator Paul, Senate Bill No. 187 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 188—By Irby, White and Braden of the Senate, and Hathcoat and Levergood of the House—Referred to the Committee on Insurance.

ENGROSSED HOUSE BILL NO. 77—By Starr, Hathcoat, Bradley and Weaver—Referred to the Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 75—By Committee on Insurance—Referred to the Committee on Insurance.

ENGROSSED HOUSE BILL NO. 231—By Harshbarger and Montgomery—Referred to the Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 25—By Underwood, Biles, Flowers, Hawthorne, Oerke, Reed, Toaz, Welch and Wright—Referred to the Committee on Education.



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ENGROSSED HOUSE BILL NO. 204—By Oerke—Referred to the Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 207—By Oerke—Referred to the Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 206—By Oerke—Referred to the Committee on Legal Advisory.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., Monday, February 26, 1945.

## THIRTY-SIXTH LEGISLATIVE DAY

Monday, February 26, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—34.

Excused: Braden, Cowden Ginder, Mahan, Pruett, Sears, Thorton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

## MESSAGES

The following Messages from the Honorable House were received and read:

## MR. PRESIDENT:

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. 41—By Nance and Jones of the Senate, and Huey, Weaver and Arrington of the House,

An Act providing for the construction, equipping and



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furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency,

and has appointed as Conferees the following Representatives: Arrington, Wallace (Carter), Batson, Singleton, Langley, Huey and Weaver.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 276—By Washington,

An Act providing for the manner of giving notice of any regular or special meeting of the members of corporations organized under the laws of this State as community funds or community chests; that those present at such meetings shall constitute a quorum for the transaction of any and all business properly before said meeting; and providing the method for amending the articles of incorporation of such corporations, 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 276.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 229—By Washington, Gullett and McCarty,

An Act vitalizing Section 41, Article 5, of the Constitution of the State of Oklahoma; authorizing any city covered by Act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this State relating to the payment of pensions to said firemen and to make annual appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the Firemen's Relief and Pension Fund of the city and expended by the Board of Trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this State relating to the payment of pensions to meritorious and disabled firemen; providing procedure therefor; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams,

An Act relating to Old Age Assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person otherwise eligible for Old Age Assistance who has a total income and resources of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and Sixty (\$60.00) Dollars. This proviso shall be inapplicable unless approved by the Federal Social Security Board, and shall be operative only when sufficient funds are avail-



able for payments on such basis; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 42 and 229.

### COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 5, by Ritzhaupt, entitled:

An Act creating the State Psychiatric Commission; prescribing its duties; providing that compliance with terms of act be cumulative to existing laws, rules and regulations; appropriating the necessary funds 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 6, by Ritzhaupt, entitled:

An Act amending Title 70, O. S. 1941, § 954, relative to issuance of teacher's certificate; providing that each applicant for a teacher's certificate be required to file with the State Board of Education a statement from the State Psychiatric Commission; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.



Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 37, by Nevins, Jones and Thornton, entitled:

An Act relating to separate schools; amending 70 O. S. 1941 § 458; relating to estimate and appropriations for separate school purposes in any county, to authorize a sum not to exceed ten (10%) per centum of the amount appropriated for dependent separate school purposes to be appropriated and expended for supervising and administering such dependent separate schools by the county superintendent of public instruction in the manner heretofore provided by law for boards of education in independent school district to appropriate and expend separate school funds for such purposes; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

Mr. President, We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 139, by Williams, entitled:

An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of county officers and deputies, by changing the valuation classification, and adding a new classification bracket to be known as Section 10a, 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 do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 186, by Burns, entitled:

An Act providing that any school district may, at its option, enter into a written contract cancellable at the will of such district, with an Oklahoma non-profit corporation for the management of its stadium, or stadiums, by such corporation, and providing for free use of such stadium by the district, and providing for supervision of such corporation by the district, and control by the district of expenditures of such corporation, and providing how the funds of the corporation shall be used and expended, and

providing limitation of liability of such school district and such corporation and their officers, and property; providing district may, at option, provide for insuring certain payments to certain persons; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RITZHAUPT, Chairman.

### FIRST READING

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

SENATE BILL NO. 194—By Counts—An Act relating to sales of cattle, horses and mules; declaring legislative policy with respect to cattle thefts; requiring execution of bills of sales covering sales of all such animals; making the possession of such animals prima facie evidence against a person charged with theft, unlawful possession, handling, driving or killing thereof; prescribing penalties for failure to possess a bill of sale covering such stock; prescribing duties of persons selling cattle, horses or mules which are branded or marked with any brand or mark not the recorded brand or mark of the seller thereof; providing that such animals may not be shipped or driven out of the State of Oklahoma until their brands and earmarks have been examined by a peace officer and ownership thereof provided; authorizing certain peace officers to stop vehicles transporting such animals and demand proof of ownership thereof; authorizing the sale of carcasses seized by peace officers to prevent the loss of same by spoiling; directing disposition of proceeds of sale thereof; making the provisions of this Act severable; and declaring an emergency.

Senators Cobb, Chapman, Gary and Lowery asked to be made co-authors of Senate Bill No. 194, which was the order.

SENATE BILL NO. 195—By Counts—An Act authorizing the Governor to allocate from the "Governor's Contingency and Emergency Fund" to the Chief Mine Inspector the sum of \$5,837.00 to be used for purchase of equipment for one mine rescue station, training mine rescue workers, and for operation, maintenance, and storage of trucks; re-



quiring approval and audit of claims; and declaring an emergency.

SENATE BILL NO. 196—By Burns of the Senate, and Washington, Gullett, Sherman and Carey of the House—An Act amending 20 O. S. 1941 § 693; relating to salaries for the judges of the Court of Common Pleas in the County of Oklahoma; and providing the manner of payment thereof.

SENATE BILL NO. 197—By Burns—An Act relating to state depository vouchers, providing that such vouchers which remain outstanding and unpaid for one year from their date shall be revoked, cancelled and barred, and the monies held to pay same shall be transferred into the General Revenue Fund, repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 9, 10, 135, 136, 141 and 153 each correctly engrossed.

DACUS, Chairman.

President Pro Tempore Paul, in open session, signed Senate Bill No. 9 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. 189—By Thornton and Leonard.

Upon request of Senator Leonard, Senate Bill No. 189 was ordered printed and placed upon the Calendar without reference to a Committee

SENATE BILL NO. 190—By Thornton and Leonard.

Upon request of Senator Leonard, Senate Bill No. 190 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 191—By Thornton and Leonard.

Upon request of Senator Leonard, Senate Bill No. 191

was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 192—By Anderson.

Upon request of Senator Anderson, Senate Bill No. 192 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 193—By Thornton and Leonard.

Upon request of Senator Leonard, Senate Bill No. 193 was ordered printed and placed upon the Calendar without reference to a Committee.

THIRD READING

Upon request of Senator Counts, consideration of SENATE BILL NO. 10 was deferred for this legislative day.

SENATE BILL NO. 153 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.  
—33.

Not Voting: Nance.—1.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary,



Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—33.

Not Voting: Nance.—1.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 153, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 141 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Trussel, Wheeler, Worthington.—31.

Not Voting: Porter, Speck, Williams.—3.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary,

Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Trussel, Wheeler, Worthington.—31.

Not Voting: Porter, Speck, Williams.—3.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 141, and ordered the same transmitted to the Honorable House:

SENATE BILL NO. 135 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Speck, Trussel, Williams, Worthington.—30.

Not Voting: Logan, Nance, Porter, Wheeler.—4.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill,



Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Speck, Trussel, Williams, Worthington.—30.

Not Voting: Logan, Nance, Porter, Wheeler.—4.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 135, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 136 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grinnell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Speck, Trussel, Williams, Worthington.—32.

Not Voting: Porter, Wheeler.—2.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grinnell, Irby, Jones, Leonard, Logan, Lowery,

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Nance, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Speck, Trussel, Williams, Worthington.—32.

Not Voting: Porter, Wheeler.—2.

Excused: Braden, Cowden, Ginder, Mahan, Pruett, Sears, Thornton, White.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 136, and ordered the same transmitted to the Honorable House.

Senator Pruett asked to be recorded present, which was the order.

#### GENERAL ORDER

Senator Duffy asked unanimous consent, which was granted, that HOUSE BILL NO. 152, by Weaver, et al, be withdrawn from the Calendar and referred to the Committee on Legal Advisory.

SENATE BILL NO. 187, by Paul, was taken up for consideration and read at length.

Senator Lowery presiding.

By unanimous consent, Senate Bill No. 187 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 187 was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Paul presiding.

#### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chap-



man, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—33.

Not Voting: Norton, Rinehart.—2.

Excused: Braden, Cowden, Ginder, Mahan, Sears, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—33.

Not Voting: Norton, Rinehart.—2.

Excused: Braden, Cowden, Ginder, Mahan, Sears, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 187 was ordered referred for engrossment.

Referring further to ENGROSSED SENATE BILL NO. 58, by Finney, as amended by the Honorable House:

Upon motion of Senator Finney, the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 58.

ENGROSSED SENATE BILL NO. 58, as amended by the Honorable House, was read at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—34.

Not Voting: Norton.—1.

Excused: Braden, Cowden, Ginder, Mahan, Sears, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—34.

Not Voting: Norton.—1.

Excused: Braden, Cowden, Ginder, Mahan, Sears, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 58 and ordered the bill, as amended, referred for enrollment.



Referring further to SENATE BILL NO. 155, by Cobb, Gary and Collier:

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

Ayes: Anderson, Anglin, Brown, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Speck, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Burns, Chapman, Nevins, Ritzhaupt.—4.

Excused: Braden, Cowden, Ginder, Mahan, Sears, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 155 was ordered referred for engrossment.

#### GENERAL ORDER

Upon request of Senator Logan, HOUSE BILL NO. 148, by Flanagan, was ordered withdrawn from the Calendar and referred to the Committee on Public Printing.

SENATE BILL NO. 47, by Ritzhaupt, was taken up for consideration.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 47, line 17, page 5, by striking after the word, "of," and before the word, "together," the words and figures, "Three Hundred (\$300.00) Dollars," and inserting in lieu thereof the words and figures, "Three Thousand (\$3000.00) Dollars."

RITZHAUPT.

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Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 47, line 4, page 6, by striking after the word, "Education," the rest of the paragraph.

RITZHAUPT.

Upon motion of Senator Lowery, further consideration of Senate Bill No. 47 was indefinitely postponed.

Senator Ritzhaupt moved that SENATE BILL NO. 85, by Ritzhaupt, be stricken from the Calendar, which motion failed of adoption.

Senator Mahan asked to be recorded present, which was the order.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 8—By Rinehart, Finney, Paul, Jones, Gary, Neill, Goodpaster, Anglin, Counts, Norton, Lowery, Collier, Cobb, Nance, Nichols, Wheeler, Dacus, Nevins, Pruett, Logan, Leonard, Irby, Anderson, Chapman, Porter, Speck, Worthington, Carrier, Williams, Trussel and Burns—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Regular Session of the Twentieth Legislature of the State of Oklahoma.

#### GENERAL ORDER

SENATE BILL NO. 29, by Ritzhaupt, was taken up for consideration and upon his request consideration deferred for this legislative day.

SENATE BILL NO. 63, by Nichols, was taken up for consideration.

Section 1 was read.

Upon motion of Senator Nichols, the Nance substitute amendment to line 9, page 2, of Senate Bill No. 63, submitted on the 24th legislative day, was tabled.

Senator Nichols moved to table the Counts' amendment



to Senate Bill No. 63, submitted on the 24th legislative day, which motion failed of adoption.

Senator Lowery moved that further consideration of Senate Bill No. 63 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Carrier, Lowery, Pruett.—3.

Nays: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grinnell, Irby, Leonard, Logan, Neill, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—29.

Not Voting: Jones, Mahan, Nance, Rinehart.—4.

Excused: Braden, Cowden, Ginder, Sears, Thornton, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The vote occurring on the Counts' amendment, it was declared failed of adoption.

Upon motion of Senator Nichols, Section 1 was declared adopted.

Upon motion of Senator Nichols, Senate Bill No. 63 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, 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:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grinnell, Irby, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Speck, Trussel, Wheeler.—28.

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Nays: Carrier, Counts, Jones, Lowery, Pruett, Williams, Worthington.—7.

Not Voting: Rinehart.—1.

Excused: Braden, Cowden, Ginder, Sears, Thornton, White.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 63, as amended, was ordered referred for engrossment.

### CONFERENCE COMMITTEE REPORT

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

Conference Committee Report to the President of the Senate and Speaker of the House:

We, your Conference Committee, to whom was referred Senate Bill No. 41, by Nance and Jones of the Senate, and Huey, Weaver and Arrington of the House, it being:

“An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical Colleges; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such



purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency,

and the House amendments thereto, beg leave to report that we have had same under consideration and make the following recommendations:

1. The Conference Committee amendment attached hereto.
2. That the House recede from all House amendments.
3. That the Bill do pass without said amendments.

Senate Conferees:

Jones  
Collier  
Logan  
Brown  
Porter  
Duffy

House Conferees:

Weaver  
Singleton  
Langley  
Arrington

Conference Committee Amendment to Senate Bill No. 41:

Page 1, Section 1, Line 24, by inserting in said line the following: "Between the word stadium and the word and" the following: "other self liquidating projects,"

NANCE  
ARRINGTON.

ENGROSSED SENATE BILL NO. 41, as amended in Conference, was read at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—35.

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Not Voting: Rinehart.—1.

Excused: Braden, Cowden, Ginder, Sears, Thornton, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Rinehart.—1.

Excused: Braden, Cowden, Ginder, Sears, Thornton, White.—6.

Excused on Account of Military Service: Fine, Phillips.—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 Senate Bill No. 41, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 24, by Neill, was taken up for consideration, and read at length.

Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 24, line 13, page 2, by striking Section 2.

COUNTS.



Senator Logan moved that Senate Bill No. 24 be referred to the Committee on Judiciary No. 2, which motion prevailed.

Senator Finney moved the Senate resolve itself into executive session, which motion prevailed.

• • •

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

Senator Finney moved that when the clerk's desk is cleared, the Senate adjourn under the rule, which motion prevailed.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 198—By Irby—An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 Federal Census, to increase by not to exceed twenty per cent the salaries of deputies in all county offices, as otherwise provided by law; and declaring an emergency.

SENATE BILL NO. 199—By Nichols, and Cobb—An Act relating to soil conservation and highways and roads; making declaration of legislative declaration and policy concerning soil conservation; prescribing mandatory duties of the State Highway Commission and the Boards of County Commissioners in connection with roads and highways within Oklahoma; authorizing cooperation with landowners adjacent to highway systems; requiring cooperation by the State Highway Commission and the Boards of County Commissioners with the United States Bureau of Roads and the Soil Conservation Service and participation and agreements therewith; authorizing the promulgation of rules and regulations by the State Highway Engineer; providing that cost of the program shall be included in the maintenance cost of the highway system plus aids or grants; authorizing expenditure of funds for prevention of flood damage to roads and highways; prescribing effective date of mandatory provisions; requiring reports; requiring withholding of moneys by the Tax Commission for failure to

file such reports; making the provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

SENATE BILL NO. 200—By Mahan, Jones, Norton, and Goodpaster—An Act relating to the production or use of natural gas for the manufacture of carbon black or furnace black; conferring authority upon the Corporation Commission with reference thereto; making the violation of the Act a misdemeanor; and providing civil remedies for its violation; and declaring an emergency.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 155 and 187 correctly engrossed and Senate Bill No. 58 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore in open session signed Engrossed Senate Bills Nos. 155 and 187 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 58 was read for the fourth time, the enrolled copy signed in open session by the President Pro Tempore, and ordered transmitted to the Honorable House for the signature of the Speaker.

#### MESSAGE

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

MR. PRESIDENT:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 4, by Cowden and Senate Committee on Veterans Affairs,

A Concurrent Resolution memorializing the Congress of the United States and the Veterans Administration of the Federal Government to establish within the State of Oklahoma (1) Additional Hospital facilities for veterans, and (2) Additional facilities for the veterans administration



for the handling of all matters in which veterans, their widows and orphans may be interested or affected, and

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 5, by Cowden and Senate Committee on Veterans Affairs,

A Concurrent Resolution memorializing the Congress of the United States and the Veterans Administration of the United States to establish within Oklahoma a colony type Hospital for nervous cases and pledging cooperation of State in securing land or site therefor,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 4 and 5 were ordered referred for enrollment.

As provided under a previous motion, the Senate adjourned to meet at 1:30 p. m., Tuesday, February 27, 1945.

## THIRTY-SEVENTH LEGISLATIVE DAY

Tuesday, February 27, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—40.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. Dan Tyson, of the First Baptist Church, Kingston, Oklahoma.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

The following Committee Report was submitted, the bill ordered printed and placed upon the Calendar unless otherwise indicated:

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 26, by Williams, entitled:

An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the Revolving Fund of said institution, and declaring an emergency,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 63 correctly engrossed and Senate Concurrent Resolutions Nos. 4 and 5 each correctly enrolled.

DACUS, Chairman.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 63 and ordered it transmitted to the Honorable House for consideration.

President Pro Tempore Paul presiding.

The President Pro Tempore, in open session, signed Enrolled Senate Concurrent Resolutions Nos. 4 and 5 and ordered each transmitted to the Honorable House for the signature of the Speaker.

#### FIRST READING

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

SENATE BILL NO. 201—By Thornton and Leonard—An Act making an appropriation from the Depletion, Management and Sales Fund in the Commissioners of the Land Office of the State of Oklahoma for the fiscal years ending June 30, 1946 and June 30, 1947, for additional labor and employment in the Soil Conservation Division thereof.

SENATE BILL NO. 202—By Thornton and Leonard—An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the Chief Mine Inspector of the state to teach mine safety and first aid.

SENATE BILL NO. 203—By Thornton and Leonard—An Act making an appropriation from the General Revenue Fund of the state for fiscal years ending June 30, 1946

and June 30, 1947, to be used by the State Department of Labor for extra help.

SENATE BILL NO. 204—By Cobb—An Act relating to sales of live stock; declaring legislative policy to be that infectious diseases among live stock should be prevented by regulation of community sales; authorizing the president of the State Board of Agriculture to appoint sales inspectors; requiring licenses to be secured by operators of sales; prescribing fees therefor and inspection fees; requiring records to be kept of sales; authorizing the State Board of Agriculture to adopt rules and regulations in conformity to the provisions of this act; prescribing violations of the provisions hereof; providing for revocation of licenses and notice; directing disposition of fees collected under this act; making the provisions of this act severable, and declaring an emergency.

SENATE BILL NO. 205—By Finney, Ritzhaupt, Burns and Duffy—An Act amending Chapter 18, Title 74, of Oklahoma Statutes, 1941, relating to the Record Commission, prescribing its duties; and authorizing the destruction of obsolete or useless public records, by adding a new section to said chapter to be known as Section 562a of said chapter; authorizing micro-film reproductions thereof and making same substitutes for originals thereof; amending Section 563 of Title 74, O. S., 1941, by providing for filing and keeping of said micro-film copies; 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. 194—By Counts, Cobb, Chapman, Gary and Lowery—Referred to Committee on Livestock and Tenant Farming.

SENATE BILL NO. 195—By Counts—Referred to Committee on Appropriations.

SENATE BILL NO. 196—By Burns of the Senate and Washington, Gullett, Sherman and Carey of the House—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 197—By Burns—Referred to Committee on Judiciary No. 2.



## SENATE BILL NO 198—By Irby.

By unanimous consent, upon request of Senator Irby, Senate Bill No. 198 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 199—By Nichols and Cobb—Referred to Committee on Soil Conservation and Post War Planning.

SENATE BILL NO. 200—By Mahan, Jones, Norton and Goodpaster—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 276—By Washington—Referred to Committee on Private Corporations.

ENGROSSED HOUSE BILL NO. 229—By Washington, Gullett and McCarty—Referred to Committee on Municipal Corporations.

ENGROSSED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams—Referred to Committee on Social Security.

## GENERAL ORDER

Upon request of Senator Burns, consideration of HOUSE BILL NO. 121, by Washington, et al, was deferred for this legislative day.

HOUSE BILL NO. 96, by Johnson (Creek) and Musgrave, was taken up for consideration and read at length.

Upon motion of Senator Thornton, House Bill No. 96 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 96 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 96 was read for the third time at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder,

Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—31.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Anglin, Braden, Nance, Neill, Nichols, Norton, Pruett, Rinehart, Wheeler.—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:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—31.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Anglin, Braden, Nance, Neill, Nichols, Norton, Pruett, Rinehart, Wheeler.—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. 96, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 168, by Ward of the House and Goodpaster of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Goodpaster, House Bill No. 168 was advanced to engrossment and third reading.



Upon motion of Senator Goodpaster, the rules of the Senate were suspended and House Bill No. 168 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Nance, Neill, Norton, Pruett, Wheeler.—6.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Nance, Neill, Norton, Pruett, Wheeler.—6.

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The 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. 168, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 190, by Sherman, et al, of the House, and Burns of the Senate, was taken up for consideration.

Section 1 was read.

Senator Burns submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 190, line 2, page 1, by striking after the word "hundred," and before the word, "people," the words and figures, "two hundred fifty thousand (250,000)," and inserting the words and figures, "Two hundred twenty-five thousand (225,000)," and correcting the title to conform to said amendment.

### BURNS.

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

Section 2 was read and adopted by unanimous consent.

Upon motion of Senator Burns, House Bill No. 190, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 190, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chap-



man, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nichols, Paul, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—30.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Ginder, Lowery, Nance, Neill, Nevins, Norton, Porter, Rinehart, Wheeler.—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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nichols, Paul, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—30.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Ginder, Lowery, Nance, Neill, Nevins, Norton, Porter, Rinehart, Wheeler.—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. 190, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 121, by Washington, et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Burns.

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Upon motion of Senator Burns, House Bill No. 121 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 121 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Ginder, Neill, Norton, Rinehart, Wheeler.—6.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



Not Voting: Braden, Ginder, Neill, Norton, Rinehart, Wheeler.—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 House Bill No. 121, and ordered the same returned to the Honorable House.

### MESSAGES

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

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 41—By Nance and Jones, of the Senate and Huey, Weaver and Arrington, of the House,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency,

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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,

H. R. CHRISTOPHER, Chief Clerk

Engrossed Senate Bill No. 41, together with Conference Committee Report thereon, was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 83—By Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood,

An Act amending 36 O. S. 1941 §§ 104 and 57; providing for annual license fees, annual privilege taxes and annual agents' license fees to be paid by all domestic and foreign insurance companies co-partnerships, associations, inter-insurance agencies or individuals doing or about to do an insurance business in the State of Oklahoma requiring annual reports by said companies; providing for the distribution and appropriation of such fees and taxes; and exempting certain non-profit insurance companies from the operations thereof; making provisions of Acts severable, 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 as AMENDED BY SAID REPORT.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 83 was read, as follows:

February 26, 1945

Conference Committee Report to the President of the Senate and Speaker of the House:

We your Conference Committee to whom was referred



engrossed House Bill No. 83 and Senate amendments thereto, beg leave to report that we have had the same under consideration and herewith return House Bill No. 83 and Senate amendments thereto with the recommendation that the Conference Committee Bill attached hereto be substituted for House Bill No. 83 and Senate amendments thereto, and we respectfully recommend that the Conference Committee substituted bill do pass.

## Senate Conferees:

NANCE  
FINNEY  
JONES  
BURNS  
WORTHINGTON  
LOGAN  
RINEHART  
GARY

## House Conferees:

HUGHES  
BILLINGSLEY  
SPEAKMAN  
CARMICHAEL  
MORGAN  
McCARTY  
FLANAGAN  
WILSON  
TOAZ

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 83—By BILLINGSLEY, SHERMAN, GULLETT, McCARTY, HATHCOAT, HUGHES, MONTGOMERY, CAREY and LEVERGOOD.

AN ACT RELATING TO FOREIGN AND DOMESTIC INSURANCE COMPANIES, CO-PARTNERSHIPS, ASSOCIATIONS, INTER-INSURANCE AGENCIES AND INDIVIDUALS DOING OR ABOUT TO DO AN INSURANCE BUSINESS IN THE STATE OF OKLAHOMA AND TO FEES AND TAXES PAYABLE THEREBY; AMENDING 36 O. S. 1941 § 104 AND 57; PROVIDING FOR ANNUAL LICENSE FEES, ANNUAL PRIVILEGE TAXES AND ANNUAL AGENTS' LICENSE FEES TO BE PAID BY ALL SUCH COMPANIES, ETC.; REQUIRING ANNUAL REPORTS THEREBY; AUTHORIZING CREDITS ON SAID ANNUAL PREMIUM TAXES BASED ON PERCENTAGE OF INVESTMENTS IN DESIGNATED OKLAHOMA SECURITIES UNDER CONDITIONS DEFINED IN ACT, AND THE RECOVERY BY STATE OF AMOUNTS OF SUCH CREDITS UNDER SPECIFIED CIRCUMSTANCES; PROVIDING THAT ACT SHALL NOT APPLY TO CERTAIN ASSOCIATIONS AND UNIONS, AND FOR THE RECOVERY BY STATE OF ANNUAL PREMIUM TAXES THEREFROM UNDER SPECIFIED CIRCUMSTANCES; PROVIDING FOR THE DIS-

TRIBUTION AND APPROPRIATION OF ALL SUCH FEES AND TAXES; MAKING PROVISIONS OF ACT SEVERABLE; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 36 O. S. 1941 § 104 is hereby amended to read as follows:

§ 104. Every *domestic and foreign insurance company, co-partnership, association, inter-insurance exchange or individual who is either a resident or a non-resident of the State of Oklahoma, doing business in the State of Oklahoma in the execution of exchange contracts of indemnity, or as an insurance company of any nature or character whatsoever, hereinafter referred to in this Act as an insurance company or company*, shall, annually, on or before the last day of February, report under oath of the president or secretary or other chief officer of such company to the Insurance Commissioner, the total amount of premium received *during the preceding calendar year, or since the last return of such premiums was made by such company, from insurance of every kind upon persons or on the lives of persons resident in this State, or upon real and personal property located within this State, and/or upon any other risks insured within this State*, and shall, at the same time, pay to the Insurance Commissioner

(1) *A license fee of One Hundred Dollars (\$100.00), and*

(2) *An annual tax of four per cent (4%) on all of said premiums, after all cancellations and dividends to policyholders are deducted, for the privilege of writing, continuing and/or servicing insurance on lives, property and/or other risks in this State and of making and servicing investments therein during the succeeding license year, which fee and tax, in addition to an annual tax of Two Dollars (\$2.00) on each agent to be paid to the State Insurance Board, as now provided by 36 O. S. 1941 § 140, shall be in lieu of all other State taxes or fees, and the taxes and fees of any subdivision or municipality of the State, except*



*ad valorem taxes.* Any company failing to make such returns and payments promptly and correctly shall forfeit and pay to the Insurance Commissioner, in addition to the amount of said taxes *and fees*, the sum of Five Hundred Dollars (\$500.00); and the company so failing or neglecting for sixty days shall thereafter be debarred from transacting any business of insurance in this State until said taxes, *fees* and penalties are fully paid, and the Insurance Commissioner shall revoke the *license or certificate* of authority granted to the agent or agents of that company to transact business in this State.

*Provided, that when any such insurance company, co-partnership, association, inter-insurance exchange or individual applies for the first time for a license to do business in Oklahoma, it shall, at the same time, pay a license fee of \$100.00, a tax equal to \$10.00 per month or major part thereof for the remainder of the current license year for the privilege of doing business, as aforesaid, in this State during said license year, and a tax of \$2.00 on each agent it expects to have in Oklahoma during said license year, which fees and taxes shall be in lieu of all other State taxes or fees, and the taxes and fees of any subdivision or municipality of the State, except ad valorem taxes.*

SECTION 2. If the annual statement of any insurance company covering any calendar year shows it to have investments at the close of said year in Oklahoma securities, as hereinafter defined, of as much as two (2%) per cent but less than four (4%) per cent of its admitted assets, it will be entitled to a credit on the four (4%) per cent premium tax levied by paragraph 2 of Section 1 of this Act so as to reduce the same to a tax of three and three-fourths (3 3/4%) per cent; if said investments are as much as four (4%) per cent but less than six (6%) per cent of said assets its annual premium tax shall be reduced to a tax of three and one-half (3 1/2%) per cent; if said investments are as much as six (6%) per cent but less than eight (8%) per cent of said assets its annual premium tax shall be reduced to a tax of three and one-fourth (3 1/4%) per cent; if said investments are as much as eight (8%) per cent but less than ten (10%) per cent of said assets its annual premium tax shall be reduced to a tax of three (3%) per cent; if said investments are as much as

ten (10%) per cent but less than twelve (12%) per cent of said assets its annual premium tax shall be reduced to a tax of two and three-fourths ( $2\frac{3}{4}\%$ ) per cent; if said investments are as much as twelve (12%) per cent but less than fourteen (14%) per cent of said assets its annual premium tax shall be reduced to a tax of two and one-half ( $2\frac{1}{2}\%$ ) per cent; if said investments are as much as fourteen (14%) per cent but less than sixteen (16%) per cent of said assets its annual premium tax shall be reduced to a tax of two and one-fourth ( $2\frac{1}{4}\%$ ) per cent; if said investments are as much as sixteen (16%) per cent but less than eighteen (18%) per cent of said assets its annual premium tax shall be reduced to a tax of two (2%) per cent; if said investments are as much as eighteen (18%) per cent but less than twenty (20%) per cent of said assets its annual premium tax shall be reduced to a tax of one and three-fourths ( $1\frac{3}{4}\%$ ) per cent; if said investments are as much as twenty (20%) per cent but less than twenty-two (22%) per cent of said assets its annual premium tax shall be reduced to a tax of one and one-half ( $1\frac{1}{2}\%$ ) per cent; if said investments are as much as twenty-two (22%) per cent but less than twenty-four (24%) per cent of said assets its annual premium tax shall be reduced to a tax of one and one-fourth ( $1\frac{1}{4}\%$ ) per cent; if said investments are as much as twenty-four (24%) per cent but less than twenty-six (26%) per cent of said assets its annual premium tax shall be reduced to a tax of one (1%) per cent; if said investments are as much as twenty-six (26%) per cent but less than twenty-eight (28%) per cent of said assets its annual premium tax shall be reduced to a tax of three-fourths ( $\frac{3}{4}$ ) of one (1%) per cent; if said investments are as much as twenty-eight (28%) per cent but less than thirty (30%) per cent of said assets its annual premium tax shall be reduced to a tax of one-half ( $\frac{1}{2}$ ) of one (1%) per cent; if said investments are as much as thirty (30%) per cent of said assets its annual premium tax shall be reduced to no (0%) per cent.

Oklahoma securities as used in this section shall mean real estate in this State, bonds of the State of Oklahoma, bonds or interest bearing warrants of any county, city, town, school district or municipality or sub-division of the State of Oklahoma, notes or bonds secured by mortgages or other liens on real estate located in the State of Okla-



homa, cash deposits in regularly established National or State banks in this State on the basis of the average monthly deposits throughout the calendar year, policy loans secured by the legal reserve on policies insuring residents of the State of Oklahoma, and any other Oklahoma property or securities in which by the laws of the State of Oklahoma such insurance companies may invest their funds.

Provided, that if the credits, or any part thereof, authorized by the preceding provisions of this section shall be held by a court of final jurisdiction to be unconstitutional and void for any reason or to make the annual premium tax levied by Section 1 of this Act unlawfully discriminatory or otherwise invalid under the Fourteenth Amendment or the Commerce Clause of the Constitution of the United States or under any State or other Federal constitutional provisions, it is hereby expressly declared that such fact shall in no way affect the validity of said Section 1 or of any of the other provisions of this Act or the annual premium tax levied thereby, and that said Section 1 and other provisions would have been enacted even though the Legislature had known this section would be held invalid, as aforesaid, or to have the effect above set forth. Provided further, that if any insurance company, co-partnership, association, inter-insurance exchange or individual secures such a credit prior to such a holding, it shall, within ninety (90) days after the mailing thereto by the Insurance Commissioner of a registered notice of said holding and the amount of said credit, pay said amount to the Insurance Commissioner, and if it fails to do so it shall be the duty of the Attorney General to institute proceedings in the name of the State of Oklahoma on the relation of the Insurance Commissioner in a court of competent jurisdiction to collect said amount.

SECTION 3. The provisions of this Act shall not apply to any association organized under the supervision or by authority of any legally incorporated Grange Order of Patrons of Husbandry, or to the Oklahoma State Union of the Farmers' Educational and Co-Operative Union of America, or to any other union thereof when such association or union is formed for the mutual benefit of the members of such association or union exclusively, and which association and order is exempted from specified insurance laws of Oklahoma by 36 O. S. 1941 § 411.

Provided, that if the provisions of this section, or any part thereof, shall be held by a court of final jurisdiction to be unconstitutional and void for any reason, or to make the annual premium tax levied by Section 1 of this Act unlawfully discriminatory or otherwise invalid under the Fourteenth Amendment or the Commerce Clause of the Constitution of the United States or under any State or other Federal constitutional provision, it is hereby expressly declared that such fact shall in no way affect the validity of said Section 1 or of any of the other provisions of this Act or the annual premium tax levied thereby, and that said Section 1 and other provisions would have been enacted even though the Legislature had known this section would be held invalid, as aforesaid, or to have the effect above set forth. Provided further, that if any association or union, such as is referred to in this section, in the event of such a holding fails to pay the annual premium tax levied by said Section 1, it shall, within ninety (90) days after the mailing thereto by the Insurance Commissioner of a registered notice of said holding, make a report to the Insurance Commissioner of the premiums received thereby, such as is referred to in Section 1 of this Act, and at the same time pay the taxes levied by said section to said Commissioner, and if it fails to do so it shall be the duty of the Attorney General to institute proceedings in the name of the State of Oklahoma on the relation of the Insurance Commissioner in a court of competent jurisdiction to collect said amount.

SECTION 4. 36 O. S. 1941 § 57 is hereby amended to read as follows:

§ 57. The Insurance Commissioner shall report and disburse all of the fees and taxes collected under Section 1 hereof, and the same are hereby appropriated as follows, to-wit:

(a) One-half or fifty (50%) per cent of the four (4%) per cent taxes collected on premiums by fire insurance companies in this State shall be allocated and disbursed for the fireman's relief and pension fund, as provided for in 11 O. S. 1941 § § 372, 373, 374 and 376; provided that if such allocation and disbursement is for any reason invalid, said taxes shall be paid to the State Treasurer to the credit of the General Revenue Fund of the State.

(b) All the balance and remainder of the taxes and



fees provided for in Section 1 hereof shall be paid to the State Treasurer to the credit of the General Fund of the State.

The Insurance Commissioner shall keep an accurate record of all such funds and make an itemized statement and furnish same to the State Auditor, as do all other departments of this State. The report shall be accompanied by an affidavit of the Insurance Commissioner or the chief clerk of his office certifying to the correctness thereof.

SECTION 5. If any section, paragraph, sentence, or phrase of this Act shall be declared unconstitutional or void for any reason by any court of final jurisdiction, such fact shall not in any way affect the remaining sections, paragraphs, sentences, or phrases of this Act, but the same shall continue in full force and effect.

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 and effect from and after its passage and approval.

Senator Nance moved that the Conference Committee Report on Engrossed House Bill No. 83 be adopted.

Senators Norton, Mahan and Cowden submitted the following substitute motion:

Mr. President: We move, as a substitute motion, that the Senate refuse to adopt the Conference Committee Report on Conference Committee substitute for Engrossed House Bill No. 83, and that the Conference Committee be instructed to strike all of Section 2, of said Conference Committee Substitute for Engrossed House Bill No. 83.

NORTON  
MAHAN  
COWDEN.

Senator Nichols presiding.

President Pro Tempore Paul presiding.

Senator Braden asked unanimous consent, which was

granted, that his name be added as a co-author of the Norton-Mahan-Cowden motion.

Senator Jones moved to table the Norton-Mahan-Cowden-Braden motion, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Brown, Burns, Dacus, Duffy, Finney, Gary, Jones, Logan, Lowery, Nance, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—23.

Nays: Braden, Carrier, Chapman, Cobb, Collier, Cowden, Ginder, Goodpaster, Grennell, Irby, Leonard, Mahan, Neill, Nevins, Norton, Williams.—16.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Rinehart.—1.

The vote occurring on the Nance motion, it was declared adopted.

ENGROSSED HOUSE BILL NO. 83, as amended in Conference, was read at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—31.

Nays: Braden, Cobb, Cowden, Ginder, Leonard, Mahan, Norton, Williams.—8.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Rinehart.—1.

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



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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Nays: Cobb, Cowden, Mahan.—3.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Rinehart.—1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed House Bill No. 83, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 65—By Huey,

An Act amending 51 O. S. 1941 § 32, relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, 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 as AMENDED BY SAID REPORT.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 65 was read, as follows, and adopted upon motion of Senator Jones:

Mr. Speaker: We, your Conference Committee to whom was referred House Bill No. 65, by Huey, entitled:

AN ACT AMENDING 51 O. S. 1941 § 32 RELATING TO STATUTORY OATH OF OFFICE OF PUBLIC OFFICERS, ELIMINATING THEREFROM THE REQUIREMENT OF THREE YEARS RESIDENCE PRIOR TO THE FILING OF THE STATEMENT, 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 Senate recede from its Amendments thereto.

House Conferees:

HUEY  
VAN DYCK  
LEVERGOOD

Senate Conferees:

DUFFY  
PRUETT  
JONES

ENGROSSED HOUSE BILL NO. 65, as amended in Conference, was read at length.

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Cowden, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Lowery, Nance, Neill, Paul, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—25.

Nays: Burns, Dacus, Leonard, Logan, Nevins, Nichols, Porter, Ritzhaupt, Williams.—9.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Cobb, Duffy, Mahan, Norton, Rinehart.—6.

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

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



Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Cowden, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Nays: Burns, Dacus, Logan.—3.

Excused: Counts, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Braden, Cobb, Mahan, Norton, Rinehart.—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. 65, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Finney moved that when the clerk's desk is cleared the Senate adjourn under the rule, which motion prevailed.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills, begs leave to report Senate Bill No. 41 correctly enrolled and House Bill No. 190 correctly engrossed.

DACUS, Chairman.

Senator Nance presiding.

Senate Bill No. 41 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 Paul presiding.

The President Pro Tempore in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 190, as amended, and ordered it 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 unless otherwise indicated:

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 86, by Irby, Gary and Cobb of the Senate, and Batson, Biles, Wright, Parrish and Underwood of the House, entitled:

An Act creating a seven (7) member board to be designated as "Lake Texoma Board"; providing for appointment of members by the governor from certain counties; providing for terms of such members; defining their powers and duties concerning matters affecting Lake Texoma and the surrounding area in which the State of Oklahoma has an interest; providing for the recommendation of said board concerning the stocking of Lake Texoma with game fish; authorizing said board to cooperate, 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 do pass.

IRBY, Chairman.

RITZHAUPT

Mr. President: We, your Committee on Privileges and Elections, to whom was referred Senate Bill No. 109, by Committee on Privileges and Elections, entitled:

An Act relating to elections, amending the soldiers and sailors absentee ballot law, amending sections 1, 2, 3, 6, 7, 8 and 9, chapter 10, title 26, Oklahoma Session Laws 1944, providing for the issuance of said ballots by the secretaries of the county election boards, 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 the Committee Substitute attached hereto do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 159, by Logan, entitled:

An Act relating to the employment, under specified



conditions, of court reporters or stenographers on a per diem basis and to their compensation and expenses, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 118, by Burns, entitled:

An Act amending Title 11, O. S. 1941, § 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said Act shall not affect appeals heretofore taken but authorizing county courts in which said appeals are pending to transfer same to courts of common pleas of said county; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 71, by Finney, entitled,

An Act authorizing the State Board of Public Affairs to lease state lands not being used; prescribing the conditions and terms on which the same may be leased; and declaring an 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 167, by Rinehart, Worthington, Nichols, Brown and Jones, entitled:

An Act relating to the apportionment of the gasoline excise tax levied by section 660, title 68, Oklahoma Statutes 1941; amending section 660b, title 68, Oklahoma Statutes

1941 by providing that one cent (1c) per gallon of said gasoline excise tax shall be deposited in the state treasury to the credit of the state highway commission trust fund to be used by the state highway commission in matching federal funds apportioned to the state under the provisions of the federal aid highway act of 1944 in constructing secondary and feeder roads in the several counties 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.

RINEHART, Chairman.

Mr. President: We, your Committee on Revenue and Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 124, by Anderson and Porter, entitled:

An Act amending Section 15.19, Title 68, Oklahoma Statutes 1941, relating to duties of county assessor and traveling expenses of assessor and 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, as amended.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 173, by Cobb, entitled:

An Act relating to expiration of operator's license; the renewal thereof; providing that the local tag agents shall retain twenty-five per cent (25%) for issuing said operator's license; amending 47 O. S. 1941 § 288; and declaring an 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 123, by Anderson and Porter, entitled:



An Act amending Section 15.17 and Section 15.40 of Title 68, Oklahoma Statutes, 1941, relating to permanent records of county assessor; adding thereto certain other mandatory duties relating to such records; adding to the duties of the Board of County Commissioners and/or County Excise Board in relation to cooperation with the county assessor; authorizing mandamus to compel 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 122, by Anderson and Porter, entitled:

An Act amending Sections 15.12, 15.25, 15.34, 37, 1507 and 1508, Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting Acts and parts of 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Senate Bill No. 162, by Porter and Wheeler, entitled:

An Act relating to refunding of dormitory bonds of State schools and colleges of higher education; creating dormitory bonds funding commission; authorizing the refinancing of the self-liquidating indebtedness of the several colleges, schools and universities owned by the State of Oklahoma; providing for the issuance of refunding revenue bonds and prescribing the terms of issuance and methods of payment thereof; providing for the management, care and utilization of all self-liquidating projects having out-

standing indebtedness; prescribing the duties of the several administrative boards, the Oklahoma State Regents for Higher Education, the several schools, colleges and universities, the State examiner and inspector and the State Board of Public affairs with respect thereto; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the said bonds non-taxable for any purpose; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 206—By Senate Committee on Agriculture—An Act authorizing the Board of Regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, authorizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making appropriation therefor; and declaring an emergency.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 36—By Speck, Worthington, Anderson, Dacus and Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House,

An Act amending Title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127 and 130, relating to waters, water



rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of water rights; defining time and method of meetings of said board of directors; providing salaries and compensation of officials; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 36 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 58—By Finney,

An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or otherwise invalid; authorizing suits in States courts to recover such fees or taxes; providing that provisions of Act shall not apply to ad valorem taxes, taxes on intangible personal property, taxes collected by the Oklahoma Tax Commission, or to taxes collected by the Oklahoma Employment Security Commission; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 58 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

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

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ENGROSSED SENATE BILL NO. 34—By Duffy of the Senate, and Hoffsommer of the House,

An Act relating to the right of municipal corporations to acquire, own and maintain municipal airports, and to issue bonds for said purposes to be owned exclusively by said municipalities, including the right to enter into lease contracts for such purposes; authorizing the exercise of eminent domain; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 34 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 146—By Logan,

An Act relating to county officers in Comanche County; providing for additional deputies and assistants in the offices of the sheriff and county attorney; fixing salaries; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 104—By Anderson and Collier,

An Act amending 14 O. S. 1941 § 9; creating nominating districts in the second senatorial district of the State of Oklahoma; providing the time for nominating senators therein; providing that the candidates so nominated shall be voted for in the entire district at the general election; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 132—By Duffy of the Senate, Focht and Dorsett of the House,

An Act amending Section 25, Chapter 6, Title 19, Oklahoma Session Laws 1943, page 68 (19 Oklahoma Statutes supplement 1943, Section 180.34); and declaring an emergency; and,



ENGROSSED SENATE BILL NO. 39—By Thornton and Leonard,

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 on any special session of the Twentieth Oklahoma Legislature, the general session and any special session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the permanent journals and session laws of any such session or sessions as provided by Section 5, Article 8 of Chapter 20 of the Session Laws of Oklahoma, 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 Acting Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 39, 104, 132 and 146 were ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 62—By Underwood,

An Act requiring that before any student in any institution of higher education in the State of Oklahoma may receive a degree he shall have a credit of six (6) semester hours instruction in college American History; authorizing and requiring the Board of Regents for Higher Education to include such a course in the curriculum; making the provisions of this Act severable; repealing inconsistent provisions of the law; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 187—By Underwood and Parrish of the House and Irby and Carey of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Southeastern State College at Durant, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the

State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 233—By Williams, Ash and Gibbs,

An Act relating to marriage licenses; amending 43 O. S. 1941 § 5 to provide that marriage licenses shall be valid in any county 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 Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 62, 187 and 233.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 258—By Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt,

An Act relating to the revolving fund of the Western Oklahoma State Hospital, Clinton, Oklahoma; creating a "petty cash fund" in said revolving fund; prescribing the purposes for which said petty cash fund may be expended; providing the manner in which said petty cash fund may be reimbursed; and declaring an emergency; and,



## ENGROSSED HOUSE BILL NO. 177—By Taylor,

An Act amending 56 O. S. 1941, Section 164, by striking provisions therein under subsection 3 of sub-division A, and sub-division 4 of Section B of said Section 164 authorizing inmates of institutions to make application for assistance and relief; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 89—By Biles, Barnhart, Barr, Batson, Dees, Dorsett, Fields, Flowers, Focht, Foley, Frix, Gullett, Hathcoat, Holt, Levergood, Medlock, Oerke, Ownby, Reed, Standley, Taylor, Thompson (Pushmataha), Toaz, Underwood, Welch and Wright of the House and Gary of the Senate,

An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 §§ 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, and six (6) months after, apply to any member of the armed forces, military or naval; providing for termination of 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 Acting Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 89, 177 and 258.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 84—By Bacon, Burkhardt, Carmichael, Doty, Evans, Hussey, Klinglesmith, Long, McDonald, Musgrave, Shumate, Standley, Starr and Tolbert,

An Act repealing Sections 324, 324a and 331, Title 52, Oklahoma Statutes 1941, and Section 8, Chapter 3a, Title 52, Session Laws of 1941 and Section 1, Chapter 5, Title 52, Session Laws of 1943; authorizing the corporation commission to set up a fuel inspection department; providing for appointment of State fuel inspectors, chemist, assistant chemist, field supervisor, two traveling laboratory opera-

tors, thirty-two (32) deputy fuel inspectors, secretary and bookkeeper-stenographer, fixing the salaries of such employees; providing for traveling expenses of such employees; levying an excise tax on gasoline, kerosene, naphtha, motor fuel and burning oil meeting federal commercial standard specifications Nos. 1, 2 and 3; prescribing qualifications and duties of employees and requiring bonds; fixing effective date; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 189—By Sherman, Billingsley, Choate, Flanagan, Gibbs, Hunt, McCarty, Shipley, Toaz and Wright,

An Act relating to the Pardon and Parole Board, fixing the compensation of the chairman and members of said board; providing for the payment of such compensation and the expenses of the chairman and members while engaged in the performance of their duties; giving the chairman and members of the Pardon and Parole Board and the pardon and parole office authority and power to administer oaths to witnesses appearing before the Pardon and Parole Board; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 220—By Sherman and Evans of the House and Pruett of the Senate,

An Act relating to the judicial council as established by order of the Supreme Court of Oklahoma, making appropriations to enable the judicial council to perform the functions for which it was established, making it the duty of judges and clerks of the courts of the State, sheriffs, county attorneys, and other officers of the State and its sub-divisions to cooperate with and make reports to the judicial council; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 277—By Hughes,

An Act amending 22 O. S. 1941 § 853; and,

ENGROSSED HOUSE BILL NO. 213—By Sherman,

An Act amending Section 93, Title 12, Oklahoma Statutes of 1941, prescribing limitations of real actions so that the same limitations will apply to actions to recover lands partitioned by judgment of court, or sold, or conveyed in partition suits and other judicial sales as now apply to actions to recover real estate sold on execution; providing when said provision shall become effective in cases where



the period of limitation has already expired; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 84, 189, 213, 220 and 277.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 151—By Shipley and Williams,

An Act authorizing school districts to provide a common school education for physically handicapped children; providing for the examination and classification of such children; prescribing administrative duties of school boards and state board of education; providing for a transfer of such children in certain cases and payment of transfer fees; authorizing state board of education to formulate rules and regulations for such transfers, qualifications of teachers and apportionment and disbursement of funds for special educational facilities; prescribing duties of persons taking school census; authorizing state board of education to accept and disburse federal funds; providing an appropriation; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 151.

MR. PRESIDENT:

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

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ENGROSSED HOUSE BILL NO. 208—By Mountcastle,

An Act relating to the salary of official court reporters, amending 20 O. S. 1941 § 109; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 208.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock p. m., Wednesday, February 28, 1945.



## THIRTY-EIGHTH LEGISLATIVE DAY

Wednesday, February 28, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—40.

Excused: White.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Trussel.—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.

A Committee from the Honorable House, headed by Representative Billingsley, was received and invited the Senate to join with the House of Representatives, in Joint Session, for the purpose of accepting the American Flag from the Battleship Oklahoma, sunk in the Japanese attack on Pearl Harbor, December 7, 1941.

Upon motion of Senator Finney, the Senate accepted the invitation of the Honorable House and repaired to the House Chamber for the ceremonies.

## JOINT SESSION

The Joint Session of the Senate and the House of

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Representatives was called to order by Representative Weaver.

Mr. J. B. Koch, Department Commander of the American Legion, was presented to the Joint Assembly by Mr. Weaver. Mr. Koch, on behalf of the Pearl Harbor American Legion Post No. 24, presented to Governor Robert S. Kerr, a gavel made of teakwood from the deck of the Battleship Oklahoma.

The last American flag to fly on the Battleship Oklahoma was presented by Mr. Koch to Governor Robert S. Kerr. Governor Kerr received the flag and briefly addressed the Joint Assembly. At the conclusion of his remarks, the Governor presented the flag to Dr. Charles Evans, Secretary of the Oklahoma Historical Society, who spoke briefly in acceptance of the flag for the Oklahoma Historical Society.

Upon motion of Mr. Speakman, the Joint Session was dissolved.

The Senate reassembled in its Chamber, with President Pro Tempore Paul presiding.

#### COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Public Buildings, to whom was referred Senate Bill No. 94, by Ritzhaupt, Rinehart, Nichols, Thornton, Carrier and Duffy, entitled:

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Langston University; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful invest-



ments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARRIER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 174, by Counts, Braden, Porter and Nevins, entitled:

An Act fixing the salary of the chief mine inspector at Thirty-six Hundred Dollars (\$3600.00) per annum; fixing the salaries of district mine inspectors at Twenty-four Hundred Dollars (\$2400.00) each per annum; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 185, by Anderson, entitled:

An Act relating to fees of justices of the peace and of constables, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred House Bill No. 211, by Reed and Hawthorne, entitled:

An Act providing that county commissioners of all counties having a population in excess of forty thousand (40,000) and not to exceed fifty thousand (50,000) and an

*Thirty-eighth Day, Wednesday, February 28, 1945* 609

assessed net valuation in excess of Ten Million (\$10,000,000.00) Dollars, 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.

GOODPASTER, Chairman.

### FIRST READING

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

SENATE BILL NO. 207—By Senate Committee on Agriculture—An Act relating to the inspection of animals for slaughter; authorizing the president of the State Board of Agriculture to appoint all inspectors of animals for slaughter now authorized by law; requiring fees collected by such inspectors to be deposited in the State Department of Agriculture Trust Fund, and expended according to law; providing that this Act shall not apply to slaughter houses or packing plants under the supervision of the Bureau of Animal Industry of the United States Department of Agriculture, or slaughter houses and packing plants operated under special laws; making the provisions of this act severable; repealing all laws or parts of laws in conflict therewith; and declaring an emergency.

SENATE BILL NO. 208—By Worthington—An Act repealing Section 161, Title 81, Oklahoma Statutes 1941, relating to the collection of a storage charge for storing cotton, and declaring an emergency.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 4—By Cowden and Senate Committee on Veterans' Affairs,

A Concurrent Resolution memorializing the Congress



of the United States and the veterans administration of the federal government to establish within the State of Oklahoma (1) additional hospital facilities for veterans, and (2) additional facilities for the veterans administration for the handling of all matters in which veterans, their widows and orphans may be interested or affected; and,

ENROLLED SENATE CONCURRENT RESOLUTION NO. 5—By Cowden and Senate Committee on Veterans' Affairs,

A Concurrent Resolution memorializing the Congress of the United States and the veterans administration of the United States to establish within Oklahoma a colony type hospital for nervous cases and pledging cooperation of State in securing land or site therefor,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 4 and 5 were, each, ordered referred to the Secretary of State.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 83—By Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood,

An Act relating to foreign and domestic insurance companies, co-partnerships, associations, inter-insurance agencies and individuals doing or about to do an insurance business in the State of Oklahoma and to fees and taxes payable thereby; amending 36 O. S. 1941 §§ 104 and 57; providing for annual license fees, annual privilege taxes and annual agents' license fees to be paid by all such companies, etc.; requiring annual reports thereby; authorizing credits on said annual premium taxes based on percentage of investments in designated Oklahoma securities under conditions defined in Act, and the recovery by State of amounts of such credits under specified circumstances; providing that Act shall not apply to certain associations and unions, and

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for the recovery by State of annual premium taxes therefrom under specified circumstances; providing for the distribution and appropriation of all such fees and taxes; making provisions of Act severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 83 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.

Senator Anglin asked to be excused for the remainder of this legislative day and each succeeding legislative day until he returns, which was the order.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 34, 36, 39, 104, 132 and 146 each correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 34, 36, 39, 104, 132 and 146 were, each, 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.

## SECOND READING

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

SENATE BILL NO. 201—By Thornton and Leonard.

Upon request of Senator Thornton, Senate Bill No. 201 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 202—By Thornton and Leonard.

Upon request of Senator Thornton, Senate Bill No. 202



was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 203—By Thornton and Leonard.

Upon request of Senator Thornton, Senate Bill No. 203 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 204—By Cobb and Nichols—Referred to Committee on Agriculture.

SENATE BILL NO. 205—By Finney, Ritzhaupt, Burns and Duffy—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 206—By Senate Committee on Agriculture—Referred to Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 62—By Underwood—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 187—By Underwood and Parrish of the House and Irby and Gary of the Senate—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 233—By Williams, Ash and Gibbs—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 208—By Mountcastle—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 151—By Shipley and Williams—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 84—By Bacon, Burkhardt, Carmichael, Doty, Evans, Hussey, Klinglesmith, Long, McDonald, Musgrave, Shumate, Standley, Starr and Tolbert—Referred to Committee on Public Service Corporations.

ENGROSSED HOUSE BILL NO. 189—By Sherman, Billingsley, Choate, Flanagan, Gibbs, Hunt, McCarty, Shipley, Toaz and Wright—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 220—By Sherman and Evans of the House and Pruett of the Senate—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 277—By Hughes—Referred to Committee on Legal Advisory.

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ENGROSSED HOUSE BILL NO. 213—By Sherman—  
Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 258—By Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt—  
Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 177—By Taylor—  
Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 89—By Biles, Barnhart, Barr, Batson, Dees, Dorsett, Fields, Flowers, Focht, Foley, Frix, Gullett, Hathcoat, Holt, Levergood, Medlock, Oerke, Ownby, Reed, Standley, Taylor, Thompson (Pushmataha), Toaz, Underwood, Welch and Wright of the House and Gary of the Senate—Referred to Committee on Fish and Game.

### THIRD READING

Upon request of Senator Counts, Third Reading of SENATE BILL NO. 10, by Worthington, et al, was ordered deferred for one week.

### GENERAL ORDER

SENATE BILL NO. 171, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 171 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 171 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Williams, Worthington.—31.



Not Voting: Cobb, Cowden, Ginder, Goodpaster, Logan, Norton, Rinehart, Wheeler.—8.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 171 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 179, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 179 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 179 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 179 was read for the third time at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—32.

Nays: Braden.—1.

Not Voting: Cobb, Cowden, Ginder, Goodpaster, Logan, Norton.—6.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

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Excused on Account of Military Service: Fine, Phillips.—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. 179 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 180, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 180 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—33.

Not Voting: Cobb, Cowden, Ginder, Goodpaster, Logan, Norton.—6.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 180 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 181, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 181 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—32.

Not Voting: Cobb, Cowden, Ginder, Goodpaster, Logan, Mahan, Norton.—7.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 181 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 182, by Thornton and Leonard, was taken up for consideration and read at length.

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Upon motion of Senator Thornton, Senate Bill No. 182 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 182 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 182 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—30.

Not Voting: Cobb, Cowden, Ginder, Jones, Logan, Lowery, Mahan, Norton, Rinehart.—9.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 182 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 183, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 183 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 183 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

SENATE BILL NO. 183 was read for the third time at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—33.

Not Voting: Braden, Cobb, Dacus, Logan, Lowery, Mahan.—6.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 183 was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 190, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 190 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

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Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Not Voting: Braden, Cobb, Lowery, Neill.—4.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 190 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 191, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 191 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 191 was considered engrossed and placed upon third reading and final passage.

#### 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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Nays: Braden, Burns.—2.



Not Voting: Goodpaster, Norton.—2.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 191 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 193, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 193 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 193 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—37.

Not Voting: Goodpaster, Norton.—2.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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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. 193 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 71, by Finney, was taken up for consideration and read at length.

Upon motion of Senator Finney, Senate Bill No. 71 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 71 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Not Voting: Ginder, Jones, Lowery, Norton.—4.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chap-



man, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Not Voting: Ginder, Jones, Lowery, Norton.—4.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 71 was ordered referred for engrossment.

Senator Dacus asked unanimous consent, which was granted, that the record show had he been present at the time of third reading and final passage of Senate Bill No. 183, he would have voted "AYE."

#### GENERAL ORDER

SENATE BILL NO. 78, by Nichols, 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. 78, line 10, page 6, by striking after the word "proper" the rest of line 10 and all of lines 11, 12 and 13 up to the word "Upon" and insert "Offices shall be provided by the State Board of Affairs in the Capitol Building, Oklahoma City."

#### RITZHAUPT.

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

Section 2 was read.

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Senator Leonard submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 78, line 7, page 11, by striking all of Section 2.

LEONARD.

Section 3 was read.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 78, line 9, page 16, by striking beginning with the word "super-visors" the rest of line 9, and all of lines 10, 11, 12 and 13 and the word "year" in line 14.

NICHOLS.

Senator Leonard submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 78, line 14, page 16, by striking after the word "shall" and before the word "be" the word "also."

LEONARD.

Senators Nichols and Leonard submitted the following amendment, which was adopted by unanimous consent:

Mr. President: We move to amend Senate Bill No. 78, by providing that whenever the word "Committee" appears, substitute the word "Board."

LEONARD,  
NICHOLS.

Senator Leonard submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 78, line 16, page 15, by striking the word and figure "two (2)" and substituting therefor the word and figure "three (3)."

LEONARD.

Senator Leonard submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 78, line 15, page 15, by adding after the word "secretary" and



before the comma, a hyphen and the words "treasurer, said secretary-treasurer to give good and sufficient bond for the faithful performance of his duties."

LEONARD.

Upon motion of Senator Nichols, Section 3, as amended, was adopted.

Section 4 was read and adopted, upon motion of Senator Nichols.

Senator Nichols submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 78, by striking Sections 5, 6, 7 and 8.

Upon motion of Senator Nichols, Senate Bill No. 78, 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. 78 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 78 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Cobb, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Leonard, Logan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—28.

Nays: Counts, Jones, Lowery.—3.

Not Voting: Carrier, Collier, Finney, Goodpaster, Irby, Mahan, Nance, Neill.—8.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Logan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—30.

Nays: Jones, Lowery.—2.

Not Voting: Carrier, Collier, Goodpaster, Irby, Mahan, Nance, Neill.—7.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 78, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 3, by Burns, was taken up for consideration.

Section 1 was read and adopted upon motion of Senator Pruett.

Section 2 was read and adopted by unanimous consent.

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

Upon motion of Senator Pruett, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Not Voting: Ginder, Goodpaster, Logan, Mahan.—4.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Williams, Worthington.—35.

Not Voting: Ginder, Goodpaster, Logan, Mahan.—4.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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.

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Senate Bill No. 3 was ordered referred for engrossment.

#### GENERAL ORDER

Senator Burns asked that consideration of SENATE BILL NO. 4, by Burns, be deferred for this legislative day, which was the order.

SENATE BILL NO. 86, by Irby, et al, was taken up for consideration.

Upon motion of Senator Cobb, Section 1 was read and adopted.

Sections 2, 3, 4 and 5 were read and adopted by unanimous consent.

Upon motion of Senator Cobb, Senate Bill No. 86 was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended and Senate Bill No. 86 was considered engrossed and placed upon third reading and final passage.

Senator Jones presiding.

#### 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Wheeler, Williams, Worthington.—33.

Nays: Duffy.—1.

Not Voting: Cowden, Goodpaster, Irby, Mahan, Speck.—5.

Absent: Trussel.—1.

Excused: Anglin, White.—2.



Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Wheeler, Williams, Worthington.—33.

Nays: Duffy.—1.

Not Voting: Cowden, Goodpaster, Irby, Mahan, Speck.—5.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 86 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 139, by Williams, et al, was taken up for consideration, and read at length.

Upon motion of Senator Williams, Senate Bill No. 139 was advanced to engrossment and third reading.

Upon motion of Senator Williams, the rules of the Senate were suspended and Senate Bill No. 139 was considered engrossed and placed upon third reading and final passage.

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:

Ayes: Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Thornton, Wheeler, Williams, Worthington.—31.

Not Voting: Anderson, Goodpaster, Irby, Lowery, Mahan, Pruett, Rinehart, Speck.—8.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Thornton, Wheeler, Williams, Worthington.—31.

Not Voting: Anderson, Goodpaster, Irby, Lowery, Mahan, Pruett, Rinehart, Speck.—8.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 139 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 26, by Williams, was taken up for consideration and read at length.

Upon motion of Senator Gary, Senate Bill No. 26 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and Senate Bill No. 26 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 26 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Wheeler, Williams, Worthington.—33.

Not Voting: Ginder, Goodpaster, Lowery, Mahan, Sears, Speck.—6.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill,

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Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Wheeler, Williams, Worthington.—33.

Not Voting: Ginder, Goodpaster, Lowery, Mahan, Sears, Speck.—6.

Absent: Trussel.—1.

Excused: Anglin, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 26 was ordered referred for engrossment.

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

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The Senate reassembled, in open session, Senator Jones presiding.

Senator Finney moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

### MESSAGES

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

Gentlemen:

This is to advise you that on February 27, 1945, I signed

ENROLLED SENATE BILL NO. 58—By Finney,

An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or otherwise invalid; authorizing suits in State courts to recover such fees or taxes; providing that



provisions of Act shall not apply to ad valorem taxes, taxes on intangible personal property, taxes collected by the Oklahoma Tax Commission or to taxes collected by the Oklahoma Employment Security Commission; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 25—By Nevins, Finney and Chapman,

An Act providing for the destruction of certain chattel mortgages, releases and renewals thereof, county claims, requisitions, poor lists and orders, on file, or stored in, the offices of the county clerks, and certain assessment listing sheets for tangible and intangible personal properties, moneys and credits, real estate, and corporation properties and balance sheets, and homestead exemption applications, on file, or stored in, the offices of the county assessors, of the several counties of the state; repealing 19 O. S. 1941 § 260; assigning a code number; 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,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 25 was ordered referred for enrollment.

MR. PRESIDENT:

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

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ENROLLED SENATE BILL NO. 146, by Logan,

An Act relating to county officers in Comanche County; providing for additional deputies and assistants in the offices of the sheriff and county attorney; fixing salaries; and declaring an emergency, and

ENROLLED SENATE BILL NO. 132, by Duffy of the Senate and Focht and Dorsett of the House,

An Act amending Section 25, Chapter 6, Title 19, Oklahoma Session Laws 1943, page 68 (19 Oklahoma Statutes Supplement 1943, Section 180.34); and declaring an emergency, and

ENROLLED SENATE BILL NO. 104, by Anderson and Collier,

An Act amending 14 O. S. 1941 § 9; creating nominating districts in the Second Senatorial District of the State of Oklahoma; providing the time for nominating Senators therein; providing that the candidates so nominated shall be voted for in the entire district at the general election; and declaring an emergency, and

ENROLLED SENATE BILL NO. 39, by Thornton and Leonard,

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 on any special session of the Twentieth Oklahoma Legislature, the general session and any special session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the permanent journals and session laws of any such session or sessions as provided by Section 5, Article 8 of Chapter 20 of the Session Laws of Oklahoma, 1935, and declaring an emergency, and

ENROLLED SENATE BILL NO. 34, by Duffy of the Senate and Hoffsommer of the House,

An Act relating to the right of municipal corporations to acquire, own and maintain municipal airports, and to issue bonds for said purposes to be owned exclusively by said municipalities, including the right to enter into lease contracts for such purposes; authorizing the exercise of eminent domain; and declaring an emergency, and



ENROLLED SENATE BILL NO. 36, by Speck, Worthington, Anderson, Dacus and Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House,

An Act amending Title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127 and 130, relating to waters, water rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of water rights; defining time and method of meetings of said board of directors; providing salaries and compensation of officials; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 34, 36, 39, 104, 132 and 146 were ordered transmitted to the Governor for consideration.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 98—By Rowe,

An Act relating to and providing for the nomination and election of four (4) judges for district court judicial district number fourteen (14); creating an additional judge and court reporter therefor; providing that said additional judgeship shall not be filled except by nomination and election at the next regular primary and general election held throughout the State; and repealing conflicting laws; and,

ENGROSSED HOUSE BILL NO. 234—By Judiciary No. 2 Committee,

An Act relating to the acquisition of federal surplus property by the State, its political subdivisions, agencies and instrumentalities, and by State departments and institutions, providing for a State agent who also may act for political subdivisions, providing compensation, and other ex-

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penses, making act expire coterminously with the federal surplus property act of 1944 or amendment 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 98 and 234.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 179, 180, 183, 191 and 193, each, correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 179, 180, 183, 191 and 193 and ordered each transmitted to the Honorable House for consideration.

Senator Pruett presiding.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 150, by Rowe,

An Act amending 36 O. S. 1941, Section 2, providing that contracts of insurance hereafter entered into shall contain a provision that said contracts shall be construed according to the laws and decisions of 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 150.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 173—By Ash, Billingsley, Levergood and Rowe of the House and Anderson, Burns and Worthington of the Senate,

An Act amending 38 O. S. § 2, 1941, prescribing duty of jury commissioners, and defining the qualifications of jurors, and the manner of their selection,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 173.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 168, by Ward of the House and Goodpaster of the Senate,

An Act relating to the restraint of domestic animals; amending 4 O. S. 1941 § 94; and declaring an emergency, and,

ENROLLED HOUSE BILL NO. 96, by Johnson (Creek) and Musgrave,

An Act appropriating eleven hundred and seventy dollars and eighty cents (\$1170.80) to the corporation commission of Oklahoma for the payment of certain claims of the Refinery Supply Company, of Tulsa, Oklahoma; said

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claims covering the cost of certain laboratory equipment furnished to the division of gasoline inspection under an appropriation made by the Eighteenth Legislature, and said appropriation having lapsed and reverted prior to the filing of said claims; said appropriation to be paid out of the general revenue fund to which the lapsed appropriation reverted; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 121, by Washington, Carey, Gullett, McCarty, Reed and Sherman,

An Act relating to pensions for policemen; amending 11 O. S. 1941 § 541k; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 96, 121 and 168 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 71, 171, 181, 182 and 190 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 71, 171, 181, 182 and 190 and ordered each transmitted to the Honorable House for consideration.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 209—By Ritzhaupt—An Act relating to the adjustment and equalization of assessments of property for taxation in Oklahoma; prescribing duties of the Oklahoma Tax Commission, county assessors, and other officials; providing for completion of the classification of



lands for purposes of assessment; creating an advisory assessment committee within each county of the state to confer and advise with the county assessor; and providing for appointment and eligibility to the same; prescribing the duties of said advisory assessment committee; and declaring an emergency.

SENATE BILL NO. 210—By Anderson and Nevins—An Act relating to recording of instruments by the county clerk, requiring printed or typed names under signatures affixed to instruments filed for record in the office of such county clerk; amending Section 1 of Chapter 8, Title 19, S. L. 1943, for that purpose; and declaring an emergency.

SENATE BILL NO. 211—By Anderson—An Act relating to county attorneys and their duties, amending 19 O. S. 1941, § 185b, to provide that county attorneys shall not engage in private practice except civil cases pending before he takes office, and further excepting certain instances in which restricted civil practice is hereby authorized; repealing 19 O. S. 1941, § 185a; and declaring an emergency.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-NINTH LEGISLATIVE DAY

Thursday, March 1, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—38.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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.

Senator Brown moved that when the Senate adjourns today it adjourn to meet as provided under the Rules on Monday, March 5, 1945, which motion prevailed.

Senator Nance moved that it be the decision of the Senate that the employees of the Senate be paid for only those days that they are on duty and serving the Senate, unless excused by motion of the Senate or by the President Pro Tempore and that the duty of managing the employees and checking their attendance for performing their duties be delegated to the Sergeant-at-Arms.

Senator Norton moved to amend the Nance motion, by providing an Attendance Record, in which each employee's daily attendance may be recorded, which motion prevailed.



The vote occurring on the Nance motion, as amended, it was declared adopted.

Senator Logan submitted and asked unanimous consent, which was granted, that the following be read and incorporated in the Journal:

MR. PRESIDENT:

I desire to report that a former honorable member of this Senate has distinguished himself as a soldier in this war, and to give a brief summary of his outstanding military exploits.

Former Senator Merton E. Munson of Lawton whom I succeeded in the Senate is a Lieutenant Colonel in command of the 344th Field Artillery Battalion, 90th Infantry Division, Third Army. As such he has been wounded, has been awarded the Silver Star, an Oak Leaf Cluster to the Silver Star, the Purple Heart, an Oak Leaf Cluster to the Purple Heart and the Croix de Guerre. He made the invasion of the continent in June, was at Montebourg, Cherbourg, St. Lo, Puit de Hayes, Falaise Gap and his battalion effected the crossing of the flooded Moselle River, and was the first battalion in the division to enter Germany.

Major General Ray McLain of Oklahoma City presented Colonel Munson with his first Silver Star with the statement, "From one Okie to another". The citation states, "On July 3, 1944, near ----- France, when his battalion was supporting infantry in the vicinity of -----, wire communications to an important observation post for his battalion were cut. The route between the OP and the fire direction center was under heavy enemy artillery and mortar fire at the time. . . . He quickly organized a small wire crew and went forward with them under the enemy fire to hasten to the breach in the line. He proceeded on to the OP, also under fire, in order to discuss with the forward observer the best means of getting it neutralized. While doing so he was severely wounded and had to be evacuated. Against medical advice he left the hospital and voluntarily went back to his organization for duty." On August 2, the citation continued, the Colonel's battalion was supporting the infantry, having the mission of capturing a town and the bridges over a river, before the bridges could be blown. Going forward to an OP with the leading infantry elements, he remained at the post despite

enemy artillery fire. When the assault was launched and he was asked for artillery support, he delivered the fire that silenced the enemy and drove them from the town.

The Oak Leaf Cluster to the Silver Star has been awarded to him for action when he had two 155 mm. self-propelled guns attached to his battalion and placed one of them on a bank of a river and delivered direct fire across the river and knocked out some German pill boxes which were giving the infantry real trouble. Colonel Munson said in a recent letter, "We were firing at a very short range, just across the river and of course the enemy started to throw everything back at us. That's where I got hit."

The Croix de Guerre was awarded to the Colonel for operations in the Metz area.

Colonel Munson suffered his most serious wound on December 7, 1944, in Germany. He was hospitalized in France and later was removed to a hospital in England where he is now recovering from shrapnel wounds in his left side.

The following is a quotation from a recent newspaper dispatch which was quoting Major General McLain: "He also told of his pleasure of coming across the name of an Oklahoman up for an award." The Sooner was Lt. Col. Merton Munson, former state senator from Lawton, now a battalion commander with the 90th. McLain wrote that Munson has an excellent reputation as a commander, that he had gotten out of bed against doctors' orders to go back into action with his outfit. "These Oklahomans are killers," McLain wrote.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 41—By Nance and Jones of the Senate, and Huey, Weaver and Arrington of the House,

An Act providing for the construction, equipping and



furnishing of buildings or additions to existing building on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 41 was ordered transmitted to the Governor for consideration.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 80—By Ginder and Collier,

An Act relating to the nomination and election of District Court Judges for District Court Judicial District Number Four (4) of the State of Oklahoma; providing the provisions of Act shall not affect or disturb the tenure of office of the present judges of said 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 and signed by the Speaker, in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 80 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 65—By Carrier of the Senate, and Camp and Garber of the House,

An Act authorizing the County Attorney, the County Judge and the District or Superior Judge or Judges of any county in this State to direct the Court Clerk to transfer by voucher any surplus moneys not in excess of Fifteen Thousand (\$15,000.00) Dollars in such court fund to the court house elevator and building fund or court house and jail fund of counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination of this Act and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 31—By Duffy of the Senate, and Focht of the House,

An Act amending 18 O. S. 1941 § 1; fixing the Charter fee for renewal of corporate existence of corporations formed as Commercial Clubs and/or educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at Two (\$2.00) Dollars; 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,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 31 and 65 were each ordered referred for enrollment.



MR. PRESIDENT:

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

ENGROSSED HOUSE JOINT RESOLUTION NO. 24

—By Weaver, Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Johnson (Creek), Jones, Kerr, King, Klinglesmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Welch, Whitford, Wiley, Williams, Wilson, Wright and Hinds,

A Joint Resolution authorizing the Governor to purchase and execute appropriate scrolls on behalf of the State of Oklahoma and its citizens expressing appreciation for the patriotic service rendered by the citizens of this State who have lost their lives in the defense of this Republic during this war, and expressing regret in their untimely deaths, and authorizing the Governor to cause these scrolls to be delivered to the family and relatives of these deceased citizens of Oklahoma; providing for payment of cost of purchasing and delivering scrolls to be paid out of Governor's Contingent 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

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The President Pro Tempore announced First Reading of Engrossed House Joint Resolution No. 24.

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 190—By Sherman, Washington, McCarty, Wallace (Oklahoma), Kerr, Carey and Gullett of the House and Burns of the Senate,

An Act creating the office of bailiff for all courts of record in all counties of the State of Oklahoma having a population in excess of two hundred and fifty thousand (250,000) people, prescribing the method of appointment, fixing the salaries and duties thereof, and repealing all Acts in conflict herewith and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO 27, by Duffy, Pruett, Rinehart of the Senate and Wallace (Carter), Focht, Dorsett, Morris of the House,

An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate



Bill No. 27 were read, as follows, and concurred in by the Senate, upon motion of Senator Duffy:

Amendment No. 1: Page 1, Section 1, Line 3, striking the words in line 3 as follows: "prior to the effective day of this Act" and inserting the following: "prior to January 1, 1941."

Amendment No. 2. Page 2, Section 1, Line 6, changing period after the figure "6" to a comma and by adding to line 6 the following: "and provided further, that the above shall not apply to insane persons, incompetents, or to any person laboring under legal disability."

ENGROSSED SENATE BILL NO. 27, as amended by the Honorable House, was read at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Worthington.—33.

Not Voting: Goodpaster, Nichols, Porter, Speck, Williams.—5.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Worthington.—33.

Not Voting: Goodpaster, Nichols, Porter, Speck, Williams.—5.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 27 and ordered the bill, as amended, referred for enrollment.

### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 3, 26, 78, 86 and 139 each correctly engrossed and Senate Bill No. 25 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 3, 26, 86 and 139 and ordered each transmitted to the Honorable House for consideration.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 78 and ordered it transmitted to the Honorable House for consideration.

President Pro Tempore Paul presiding.

Senate Bill No. 25 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.

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. 25, by Underwood, Biles, Flowers, Hawthorne, Oerke, Reed, Toaz, Welch and Wright entitled:



An Act authorizing school districts participating in a hot lunch program to appropriate for and pay the salary of a cook or cooks; and declaring an 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 Education, to whom was referred Engrossed House Bill No. 62, by Underwood, entitled:

An Act requiring that before any student in any institution of higher education in the State of Oklahoma may receive a degree he shall have a credit of six (6) semester hours instruction in college American history; authorizing and requiring the Board of Regents for Higher Education to include such a course in the curriculum; making the provisions of this Act severable; repealing inconsistent provisions of 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 112, by Montgomery, entitled:

An Act providing for the number and compensation of assistant county attorneys, stenographers and evidence men, in all counties in the State having a population in excess of one hundred ninety thousand (190,000) inhabitants and less than two hundred and thirty thousand (230,000) inhabitants as shown by the last preceding Federal decennial census, or any succeeding Federal decennial census, and having a net assessed valuation in excess of one hundred thirty-five million (\$135,000,000) dollars etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the committee substitute for the same do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Education, to

whom was referred Engrossed House Bill No. 151, by Shipley and Williams, entitled:

An Act authorizing school districts to provide a common school education for physically handicapped children; providing for the examination and classification of such children; prescribing administrative duties of school boards and state board of education; providing for a transfer of such children in certain cases and payment of transfer fees; authorizing state board of education to formulate rules and regulations for such transfers, qualifications of teachers and apportionment and disbursement of funds for special educational facilities; prescribing duties of persons taking school census; authorizing state board of education to accept and disburse federal funds; providing 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 as amended.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 105 by Anglin, entitled:

An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property in this State; authorizing specified credits on such taxes; providing that in order to secure benefits of Act the balance due on the principal amount of said taxes must be paid on or before September 30, 1945; making provisions of Act severable; repealing Chapter 11a, Title 68, page 172, Oklahoma Session Laws 1943; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 128, by Norton, White, Burns and Porter, entitled:

An Act relating to cigarette stamp tax; amending 68 O. S. 1941 § § 586g and 591.6 to provide that the Oklahoma



Tax Commission may accept as payment for stamps personal checks upon determination by said commission that said purchaser is financially responsible; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Livestock and Tenant Farming, to whom was referred Senate Bill No. 194, by Counts, Cobb, Chapman, Gary and Lowery, entitled:

An Act relating to sales of cattle, horses and mules; declaring legislative policy with respect to cattle thefts; requiring execution of bills of sales covering sales of all such animals; making the possession of such animals prima facie evidence against a person charged with theft, unlawful possession, handling, driving or killing thereof; prescribing penalties for failure to possess a bill of sale covering such stock; prescribing duties of persons selling cattle, horses or mules which are branded or marked not the recorded brand or mark of the seller 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.

CHAPMAN, Chairman.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 212—By Leonard—An Act relating to taxation of real property; amending 68 O. S. 1941, Section 15.3, to provide that where the title to mineral rights is vested in one other than the owner of the surface of land, such mineral rights shall be valued and listed separately from the fee of said land and separately taxed as real property upon an ad valorem basis; 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 Senate Committee on Agriculture—Referred to Committee on Agriculture.

SENATE BILL NO. 208—By Worthington—Referred to Committee on Agriculture.

SENATE BILL NO. 209—By Ritzhaupt—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 210—By Anderson and Nevins—Referred to Committee on State and County Affairs.

SENATE BILL NO. 211—By Anderson—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 173—By Ash, Billingsley, Levergood and Rowe of the House, and Anderson, Burns and Worthington of the Senate—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 150—By Rowe—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 98—By Rowe—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 234—By Judiciary No. 2 Committee—Referred to Committee on Judiciary No. 2.

#### GENERAL ORDER

HOUSE BILL NO. 107, by Weaver, et al, was taken up for consideration.

Section 1 was read and adopted upon motion of Senator Ritzhaupt.

Upon motion of Senator Ritzhaupt, House Bill No. 107 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and House Bill No. 107 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 107 was read for the third time at length.



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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—30.

Not Voting: Collier, Duffy, Goodpaster, Lowery, Mahan, Nevins, Norton, Porter.—8.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—30.

Not Voting: Collier, Duffy, Goodpaster, Lowery, Mahan, Nevins, Norton, Porter.—8.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 107, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 211, by Reed and Hawthorne, was taken up for consideration.

Sections 1 and 2 were read and adopted by unanimous consent.

Upon motion of Senator Braden, House Bill No. 211 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 211 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 211 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—35.

Not Voting: Duffy, Goodpaster, Porter.—3.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—35.

Not Voting: Duffy, Goodpaster, Porter.—3.

Excused: Anglin, Thornton, Wheeler, White.—4.



Excused on Account of Military Service: Fine, Phillips.—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. 211, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 193, by Levergood, et al, was taken up for consideration and read.

By unanimous consent, House Bill No. 193 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 193 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 193 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—33.

Not Voting: Chapman, Ginder, Goodpaster, Lowery, Porter.—5.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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 emer-

gency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—33.

Not Voting: Chapman, Ginder, Goodpaster, Lowery, Porter.—5.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 193, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE JOINT RESOLUTION NO. 6, by Brown, of the Senate, and Mead, of the House, was taken up for consideration and read.

Senator Brown submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 6, line 12, page 4, by striking after the word, "named," and before the word, "and," on line 12, all the rest of lines 12, 13, 14 and 15, down to and including the word, "thereto," and amend the title to conform to this amendment.

#### BROWN.

Upon motion of Senator Brown, Senate Joint Resolution No. 6, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senate Joint Resolution No. 6, as amended, was considered engrossed and placed upon third reading and final passage.



## THIRD READING

SENATE JOINT RESOLUTION NO. 6 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams.—32.

Not Voting: Goodpaster, Nance, Neill, Nichols, Porter, Worthington.—6.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 6, as amended, was ordered referred for engrossment.

## GENERAL ORDER

SENATE BILL NO. 107, by Speck, was taken up for further consideration.

The Pruett amendment to line 8, page 3, submitted on the 31st legislative day, was re-read and adopted upon motion of Senator Pruett.

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

Upon motion of Senator Pruett, Senate Bill No. 107, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Pruett, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Logan, Lowery, Nevins, Norton, Paul, Pruett, Sears, Speck, Trussel, Williams.—26.

Nays: Mahan, Ritzhaupt.—2.

Not Voting: Chapman, Ginder, Goodpaster, Leonard, Nance, Neill, Nichols, Porter, Rinehart, Worthington.—10.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Logan, Lowery, Neill, Nevins, Norton, Paul, Pruett, Ritzhaupt, Sears, Speck, Trussel, Williams, Worthington.—30.

Nays: Mahan.—1.

Not Voting: Ginder, Goodpaster, Leonard, Nance, Nichols, Porter, Rinehart.—7.

Excused: Anglin, Thornton, Wheeler, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 107, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 46, by Counts and White, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted upon motions of Senator Counts.

Senator Thornton asked to be recorded present, which was the order.

Senator Nichols asked to be excused for the remainder of this day, which was the order.

Upon motion of Senator Counts, Senate Bill No. 46 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 46 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—28.

Nays: Cobb, Jones, Rinehart.—3.

Not Voting: Chapman, Ginder, Goodpaster, Mahan, Nance, Neill, Norton.—7.

Excused: Anglin, Nichols, Wheeler, White.—4

Excused on Account of Military Service: Fine, Phillips.—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 Counts, the emergency section of Senate Bill No. 46 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 46, as amended, was ordered referred for engrossment.

Senator Cobb asked to be excused for the remainder of this legislative day, which was the order.

Senator Wheeler asked to be recorded present, which was the order.

#### GENERAL ORDER

SENATE BILL NO. 130, by Pruett and Burns, of the Senate, and Evans, et al, of the House, was taken up for consideration.

Section 1 was read and adopted by unanimous consent of the Senate.

Upon motion of Senator Pruett, Senate Bill No. 130 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Brown, Burns, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Paul, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams.—23.

Nays: Braden, Carrier, Collier, Cowden, Mahan, Porter, Rinehart, Worthington.—8.

Not Voting: Chapman, Goodpaster, Irby, Lowery, Nance, Norton, Speck.—7.

Excused: Anglin, Cobb, Nichols, White.4.

Excused on Account of Military Service: Fine, Phillips.—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. 130 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 28, by Ritzhaupt, was taken up for consideration and read.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 28, by striking Sections 7 and 10 and renumbering following sections.

#### RITZHAUPT.

Senator Burns presiding.

Senator Ritzhaupt asked unanimous consent, which was granted, that the title of Senate Bill No. 28 be amended to conform with the bill, as amended.

Upon motion of Senator Ritzhaupt, Senate Bill No. 28, 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. 28, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 28 was read for the third time at length.

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

Ayes: Anderson, Brown, Burns, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.  
—27.

Nays: Carrier, Norton.—2.

Not Voting: Braden, Chapman, Cowden, Ginder, Goodpaster, Mahan, Nance, Paul, Speck.—9.

Excused: Anglin, Cobb, Nichols, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 28, as amended, was ordered referred for engrossment.

Referring further to ENGROSSED SENATE BILL NO. 27, by Duffy, Pruett and Rinehart, of the Senate, and Focht, et al, of the House:

Senator Duffy moved that the vote be reconsidered by which Senate Bill No. 27, as amended by the Honorable House, was passed, which motion prevailed the roll call thereon being as follows:

Ayes: Anderson, Brown, Burns, Carrier, Collier, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—29.

Not Voting: Braden, Chapman, Counts, Ginder, Goodpaster, Mahan, Nance, Paul, Speck.—9.

Excused: Anglin, Cobb, Nichols, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Duffy, the vote was reconsidered by which the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 27.

Senator Duffy moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 27 and request the Honorable House to grant a conference thereon, which motion prevailed.

Upon motion of Senator Lowery, the Presiding Officer was directed to appoint three Senate Conferees under Engrossed Senate Bill No. 27, the Presiding Officer appointing



Senators Duffy, Pruett and Rinehart as such Senate Conferees.

Senator Brown asked to be excused for the remainder of this legislative day, which was the order.

### GENERAL ORDER

SENATE BILL NO. 158, by Thornton, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 158 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 158 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 158 was read for the third time at length.

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

Ayes: Anderson, Burns, Carrier, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—29.

Not Voting: Braden, Chapman, Duffy, Goodpaster, Jones, Mahan, Paul, Porter.—8.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell,

Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Chapman, Duffy, Goodpaster, Jones, Mahan, Paul, Porter.—7.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 158 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 189, by Thornton and Leonard, was taken up for consideration and read at length.

Senator Norton moved that the Senate work under a Call of the House, which motion prevailed.

The Presiding Officer ordered the roll called, and the following were noted absent: Senators Chapman, Goodpaster, Irby, Jones, Mahan, Paul, and Rinehart.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

Senators Irby, Jones and Paul asked to be recorded present, which was the order.

Upon motion of Senator Thornton, Senate Bill No. 189 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 189 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:



Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—32.

Nays: Wheeler.—1.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Chapman, Goodpaster, Mahan, Rinehart.—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. 189 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 201, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 201 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—33.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

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Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Chapman, Goodpaster, Mahan, Rinehart.—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. 201 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 202, by Thornton and Leonard, was taken up for consideration and read at length.

Senator Mahan asked to be recorded present, which was the order.

Upon motion of Senator Thornton, Senate Bill No. 202 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 202 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 202 was read for the third time at length.

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

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Nays: Jones, Nance.—2.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Chapman, Goodpaster, Rinehart.—3.

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. 202 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 203, by Thornton and Leonard, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 203 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Williams, Worthington.—29.

Nays: Gary, Jones, Mahan, Speck, Wheeler.—5.

Excused: Anglin, Brown, Cobb, Nichols, White.—5.

Excused on Account of Military Service:—Fine, Phillips.—2.

Absent: Chapman, Goodpaster, Rinehart.—3.

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. 203 was ordered referred for engrossment.

President Pro Tempore Paul presiding.

### GENERAL ORDER

SENATE BILL NO. 114, by Thornton, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 114, line 8, page 1, by adding after the word "Council" the following: "and the Oklahoma Nursing Council for War Nursing."

RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 114, line 3, page 2, by adding after the word "Board," the following: "and the Oklahoma Nursing Council for War Nursing."

RITZHAUPT.

Senator Irby moved that further consideration of Senate Bill No. 114 be indefinitely postponed, which motion prevailed.

Senator Norton moved that all Members that are shown as voting "No" as a result of the Call of the House be recorded as being "excused."

Senator Lowery moved to table the Norton motion, which motion prevailed.

Senator Gary moved that when the Clerk's desk is cleared, the Senate adjourn under the rule until Monday, which motion prevailed.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 213—By Dacus, Wheeler, Nevins, Gary, Ritzhaupt, Worthington and Carrier—An Act relating to schools; requiring the teaching of certain subjects therein; prescribing duties of the state superintendent of public instruction, the State Board of Education, and the State Department of Education relating to the curriculum;



authorizing payment of traveling expenses of teachers and other persons called into study and planning meetings at the state capitol; repealing 70 O. S. 1941 § § 61, 498, 499, 1171, 1172, 1174, 1175, 1178 and 1182 and all laws and parts of laws in conflict herewith; 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 Legal Advisory, to whom was referred Senate Bill No. 133, by Burns, Neill and Rinehart of the Senate and Weaver, Levergood and Klinglesmith of the House, entitled:

An Act amending Title 70, Section 1921, Oklahoma Statutes, 1941, relating to the granting of academic and professional degrees in the various schools and colleges 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 be printed and placed on the Calendar.

DUFFY, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred Engrossed House Bill No. 128, by Oerke, entitled:

An Act amending Title 10, O. S. 1941 § 53, giving the right of decedent and inheritance to parents by adoption and their heirs from an adopted child; and declaring an 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 Legal Advisory, to whom was referred Engrossed House Bill No. 204 by Oerke, entitled:

An Act amending Section 1720, Title 21, Oklahoma Statutes of 1941, relating to larceny of an automobile or other motor vehicle and making any person who steals an

aircraft, any automobile or automotive driven vehicle guilty of a felony, and fixing the punishment; 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, as amended.

DUFFY, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 163, by Pruett, Gary, Dacus, Neviñs and Worthington of the Senate and Morris of the House, entitled:

An Act enlarging the powers and duties of the State Department of Education of the State of Oklahoma, so as to provide a division for the prevention of crime by education; providing for the appointment of the personnel of said division; providing for their salaries, and defining their duties; providing that clerks of the courts of the various districts, counties, and cities of the state make monthly reports to this division, containing the history of the career of crime of all defendants convicted for crime in such courts, the educational attainments of such convicts and their social surroundings; providing and directing that the heads of the various public schools of the State of Oklahoma cooperate with this division in the work of the prevention of crime by assisting in creating crime prevention clinics in each public school under the supervision of this division; fixing a fee of fifty (50) cents to be taxed as costs in each misdemeanor conviction, to provide revenue for the support of this division; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

RITZHAUPT, Chairman.

#### MESSAGE

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



MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 190—By Sherman, Washington, McCarty, Wallace, Kerr, Carey and Gullett of the House and Burns of the Senate,

An Act creating the office of bailiff for all courts of record in all counties of the State of Oklahoma having a population in excess of two hundred twenty-five thousand (225,000) people, prescribing the method of appointment, fixing the salaries and duties thereof, and repealing all Acts in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 65—By Huey,

An Act amending 51 O. S. 1941 § 32 relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, 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 of the House in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 190 and 65 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.

As provided under a previous motion, the Senate adjourned to meet Monday, March 5th, at 1:30 p. m.

## FORTIETH LEGISLATIVE DAY

Monday, March 5, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain, Rev. James V. Gray, Pastor of the First Baptist Church, Perry, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Carrier asked that Senator Ginder be recorded "excused" on this legislative day and for the remainder of the week, which was the order.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 193, Senate Joint Resolution No. 6, Senate Bills Nos. 28, 46, 107, 130, 158, 189, 201, 202 and 203 each correctly engrossed; Senate Bills Nos. 31, 65 and 80 each correctly enrolled.

DACUS, Chairman.



The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 193, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Joint Resolution No. 6 and Engrossed Senate Bills Nos. 28, 46, 107, 130, 158, 189, 201, 202 and 203 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 31 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 Carrier presiding.

Senate Bill No. 65 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 Collier presiding.

Senate Bill No. 80 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.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 27, by Duffy, Pruett and Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House,

An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this act shall not apply to any

case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946; and declaring an emergency,

and has appointed as Conferees the following Representatives: Wallace (Carter), Montgomery and Evans.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 25, by Nevins, Finney and Chapman,

An Act providing for the destruction of certain chattel mortgages, releases and renewals thereof; county claims, requisitions, poor lists and orders, on file, or stored in, the offices of the county clerks, and certain assessment listing sheets for tangible and intangible personal properties, moneys and credits, real estate, and corporation properties and balance sheets, and homestead exemption applications, on file, or stored in, the offices of the county assessors, of the several counties of the state; repealing 19 O. S. 1941 § 260; assigning a code number; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 25 was ordered transmitted to the Governor for his consideration.

### RESOLUTION

The following Resolution was introduced and, upon motion of Senator Nance, ordered referred to Judiciary Committee No. 1:

SENATE CONCURRENT RESOLUTION NO. 9—By Irby of the Senate and Dees of the House—A Resolution requesting the Governor to secure an opinion from the



Attorney General, and to take action to stop members of the Legislature from voting for appropriations and then illegally benefitting from such appropriations by being paid salaries or other compensation therefrom.

Senator Rinehart moved that the vote be reconsidered by which SENATE BILL NO. 114, by Thornton, was indefinitely postponed on the last legislative day, which motion was adopted.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 214—By Wheeler—An Act appropriating the sum of three thousand ninety (\$3,090.00) dollars out of the Governor's Contingency and Emergency Fund for use of the State Board of Public Affairs in paying the claim of Clinton Cemetery Association for furnishing burial sites and opening and closing graves for destitute and poor persons who were at the time of death patients in the Western Oklahoma Tuberculosis Sanitorium at Clinton, Oklahoma; authorizing the governor to allocate said money from the Governor's Contingency and Emergency Fund; and declaring an emergency.

#### SECOND READING

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

SENATE BILL NO. 212—By Leonard—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 213—By Dacus, Wheeler, Nevins, Gary, Ritzhaupt, Worthington and Carrier—Referred to Committee on Education.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24—By Weaver, et al.—Referred to Committee on State and County Affairs.

#### GENERAL ORDER

SENATE BILL NO. 145, by Anderson, was taken up for consideration.

Section 1 was read.

President Pro Tempore Paul presiding.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 145, line 3, page 1, by adding after the word, "now," and before the word, "One," these words, "as fixed by law."

PRUETT.

Senator Jones presiding.

President Pro Tempore Paul presiding.

The vote occurring on the Pruett amendment, it was declared adopted.

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

Upon motion of Senator Anderson, Senate Bill No. 145, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and Senate Bill No. 145, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 145 was read for the third time at length.

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

Ayes: Anderson, Anglin, Carrier, Dacus, Duffy, Finney, Logan, Mahan, Neill, Nevins, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler.—15.

Nays: Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Grennell, Irby, Jones, Leonard, Paul, Porter, Pruett, Sears, White.—16.

Not Voting: Braden, Gary, Lowery, Nance, Nichols, Norton, Williams, Worthington.—8.

Excused: Ginder, Goodpaster, Thornton.—3.



Excused on Account of Military Service: Fine, Phillips.—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 Counts moved that HOUSE BILL NO. 84, by Bacon, et al, be ordered withdrawn from Committee on Public Service Corporations and referred to the Committee on Revenue, Taxation and Constitutional Amendments, which motion was adopted.

#### GENERAL ORDER

SENATE BILL NO. 144, by Collier, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Collier.

Upon motion of Senator Collier, Senate Bill No. 144 was advanced to engrossment and third reading.

Upon motion of Senator Collier, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Irby, Jones, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Cobb, Gary, Leonard, Lowery, Mahan, Nance, Norton, Williams.—9.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Irby, Jones, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Cobb, Gary, Leonard, Lowery, Mahan, Nance, Norton, Williams.—9.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 144 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 142, by Collier, was taken up for consideration and read.

Upon motion of Senator Collier, Senate Bill No. 142 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and Senate Bill No. 142 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 142 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell,



Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Cobb, Cowden, Gary, Mahan, Nance, Porter, Pruett, Williams.—9.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Cobb, Cowden, Gary, Mahan, Nance, Porter, Pruett, Williams.—9.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 142 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 148, by Collier, was taken up for consideration and read.

Upon motion of Senator Collier, Senate Bill No. 148 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and Senate Bill No. 148 was consid-

ered engrossed and placed upon third reading and final passage.

Senator Sears presiding.

### THIRD READING

SENATE BILL NO. 148 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Duffy, Finney, Gary, Grennell, Irby, Jones, Logan, Mahan, Neill, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams.—29.

Nays: Braden, Dacus.—2.

Not Voting: Cobb, Cowden, Leonard, Lowery, Nance, Paul, Porter, Worthington.—8.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service, Fine, Phillips.—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. 148 was ordered referred for engrossment.

SENATE BILL NO. 10 was read at length for the third time.

Senator Paul moved that further consideration of Senate Bill No. 10 be indefinitely postponed, which motion prevailed.

### GENERAL ORDER

SENATE BILL NO. 17, by Ritzhaupt, was taken up for consideration and read at length.

Senator Collier asked unanimous consent, which was granted, that further consideration of Senate Bill No. 17 be deferred until the next legislative day.



SENATE BILL NO. 160, by Pruett, et al, was taken up for consideration, and read at length.

President Pro Tempore Paul presiding.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 160, line 4, page 3, by striking the following: "(A)."

PRUETT.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 160, line 14½, page 2, by adding between line 14 and line 15, the following new paragraph: "Where a deed, transfer or conveyance grants an estate in joint tenancy or tenancy by entirety in the granting clause thereof, the granting clause shall control over the habendum clause containing language inconsistent to the granting clause."

DUFFY.

Senator Pruett submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 160, line 12, page 2, by striking the letter "d" in the word "And."

PRUETT.

Senator Dacus presiding.

Senator Pruett moved that Senate Bill No. 160 be advanced to engrossment and third reading, which motion prevailed.

By unanimous consent, Senate Bill No. 160 was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Paul presiding.

### 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Worthington.—34.

Not Voting: Braden, Lowery, Wheeler, White, Williams.—5.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Worthington.—34.

Not Voting: Braden, Lowery, Wheeler, White, Williams.—5.

Excused: Ginder, Goodpaster, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 160 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 166, by Anderson, et al, was taken up for consideration and read at length.



Senator Burns asked unanimous consent, which was granted, to be excused for the balance of this legislative day.

By unanimous consent, Senate Bill No. 166 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 166 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 166 was read for the third time at length.

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

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Trussel, White, Worthington.—29.

Not Voting: Anglin, Braden, Irby, Lowery, Norton, Ritzhaupt, Speck, Wheeler, Williams.—9.

Excused: Burns, Ginder, Goodpaster, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Anderson asked unanimous consent, which was granted, that the emergency section to Senate Bill No. 166 be stricken, and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 166 was ordered referred for engrossment.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 107, by Weaver, Cor-dray, Flanagan, Foley, Gullett, Hathcoat, Holt, Levergood, McDonald, Meads, Medlock, Morris, Shumate, Tolbert and Williams,

An Act amending Section 3, Chapter 8, Title 10, Page 23, Oklahoma Session Laws 1943; relating to extensions of convalescent home stays; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 211, by Reed and Hawthorne,

An Act providing that county commissioners of all counties having a population in excess of forty thousand (40,000) and not to exceed fifty thousand (50,000) and an assessed net valuation in excess of ten million (\$10,000,000) dollars and not to exceed twelve million (\$12,000,000) dollars may authorize an increase in salaries of deputy county officers and employees up to twenty per cent (20%), except those in excess of two hundred (\$200.00) dollars per month; repealing all acts or parts of acts in conflict therewith; and declaring an emergency,

and to advise you, and through you, the Honorable Senate that the same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 107 and 211 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.

MR. PRESIDENT:

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



ENROLLED SENATE BILL NO. 31, by Duffy of the Senate and Focht of the House,

An Act amending 18 O. S. 1941 § 1, fixing the charter fee for renewal of corporate existence of corporations formed as commercial clubs and/or educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at two (\$2.00) dollars; and declaring an emergency; and

ENROLLED SENATE BILL NO. 65, by Carrier of the Senate and Camp and Garber of the House,

An Act authorizing the county attorney, the county judge and the district or superior judge or judges of any county in this state to direct the court clerk to transfer by voucher any surplus moneys not in excess of fifteen thousand (\$15,000.00) dollars in such court fund to the court house elevator and building fund or court house and jail fund of counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination of this act and declaring an emergency, and

ENROLLED SENATE BILL NO. 80, by Ginder and Collier,

An Act relating to the nomination and election of district court judges for district court judicial district number four (4) of the state of Oklahoma; providing the provisions of act shall not affect or disturb the tenure of office of the present judges of 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 31, 65 and 80 were ordered referred 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 unless otherwise indicated:

Mr. President: We, your Committee on Soil Conservation and Post War Planning, to whom was referred Senate Bill No. 199, by Nichols and Cobb, entitled:

An Act relating to soil conservation and highways and roads; making declaration of legislative declaration and policy concerning soil conservation; prescribing mandatory duties of the state highway commission and the boards of county commissioners in connection with roads and highways within Oklahoma; authorizing cooperation with landowners adjacent to highway systems; requiring cooperation by the state highway commission and the boards of county commissioners with the United States bureau of roads and the soil conservation service and participation and agreements therewith; authorizing the promulgation of rules and regulations by the state highway engineer, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CHAPMAN, Acting Chairman.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 215—By Finney and Jones—An Act relating to the lieutenant governor, fixing his salary, providing for its payment, authorizing the governor to allocate funds from his Contingency and Emergency Fund to pay the increase in salary during remainder of present fiscal year, appropriating said allocation, and declaring an emergency.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Tuesday, March 6, 1945.



**FORTY-FIRST LEGISLATIVE DAY**

Tuesday, March 6, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

**FIRST READING**

The following bill was introduced and read for the first time:

**SENATE BILL NO. 216**—By Anderson—An Act amending Section 15.14, Chapter 1a, Title 68, Oklahoma Session Laws 1941, making all business concerns schedule their property and furnish a condensed balance sheet, profit and loss statement and statement of money capital invested the same as corporations at the present time, making sub sections 15.14a, 15.14b and 15.14c.

**SECOND READING**

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

SENATE BILL NO. 214—By Wheeler—Referred to Committee on Appropriations.

SENATE BILL NO. 215—By Finney and Jones—Referred to Committee on Appropriations.

### 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 Number One, to whom was referred Engrossed House Bill No. 98, by Rowe, entitled:

An Act relating to and providing for the nomination and election of four (4) judges for District Court Judicial District Number Fourteen (14); creating an additional judge and court reporter therefor; providing that said additional judgeship shall not be filled except by nomination and election at the next regular primary and general election held throughout the state; and repealing conflicting laws,

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.

PRUETT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 147, by Nance, entitled:

An Act repealing Chapter 58, Session Laws of 1933, (Senate Bill No. 367) and Article 6, Chapter 33, Session Laws of 1939, (Senate Bill No. 164), and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 172, by Thornton and Leonard, entitled:

An Act making an emergency appropriation for the



Oklahoma Tax Commission for the purpose of purchasing, or renting, machinery and equipment; providing that the same shall be nonfiscal and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 142, 144, 148, 160 and 166 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 142, 144, 148, 160 and 166 and ordered each transmitted to the Honorable House for consideration.

Senator Paul advised the Senate that applications for extension of time for filing Income and Excess-Profits Tax Returns had been sent by the Collector of Internal Revenue for the convenience of the members of the Senate and it was upon motion of Senator Nance, that the President Pro Tempore was directed to express to the Internal Revenue Collector, Mr. H. C. Jones, the thanks and appreciation of the members of the Senate for the courtesy.

#### RESOLUTION

Senator Jones asked unanimous consent, which was granted, to introduce the following Concurrent Resolution:

SENATE CONCURRENT RESOLUTION NO. 10—  
By Jones—A Resolution memorializing Congress to amend the Federal Income Tax Law so that it will not discriminate against Forty States including Oklahoma in favor of the Eight States having Community Property Laws.

By unanimous consent, Senate Concurrent Resolution No. 10 was taken up for immediate consideration and read at length, together with a letter from the Attorney General, relative thereto.

Upon motion of Senator Jones, Senate Concurrent

Resolution No. 10 was adopted and ordered referred for engrossment.

### GENERAL ORDER

Upon request of Senator Burns, SENATE BILL NO. 4, by Burns, was ordered stricken from the Calendar, for the reason its contents were contained in a House Bill now in a Senate Committee.

HOUSE BILL NO. 112, by Montgomery, was taken up for consideration and read at length.

Upon motion of Senator Sears, House Bill No. 112 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and House Bill No. 112 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Carrier, Counts, Cowden, Lowery, Norton, Porter.—6.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chap-



man, Cobb, Collier, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Carrier, Counts, Cowden, Lowery, Norton, Porter.—6.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 112 was ordered referred for engrossment.

Senator Jones presiding.

### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 217—By Burns and Rinehart—An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members thereof; and declaring an emergency.

### GENERAL ORDER

HOUSE BILL NO. 151, by Shipley and Williams, was taken up for consideration and read at length.

Upon motion of Senator Gary, House Bill No. 151 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and House Bill No. 151 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 151 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Braden, Cowden, Irby, Logan, Nichols, Porter, Rinehart.—7.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Braden, Cowden, Irby, Logan, Nichols, Porter, Rinehart.—7.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—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.

By unanimous consent, upon request of Senator Finney, the following were added as co-authors of House Bill No. 151: Senators Duffy, Mahan, Worthington, Anderson, Sears and Brown and Representatives Arms, Ash, Bellamy, Carey, Carr, Cordray, Dees, Dorsett, Foley, Harshbarger, Hawthorne, Hoffsommer, Hussey, Johnson (Comanche),



Mitchelson, Ownby, Reed, Russell, Shumate, Singleton, Thompson (Lincoln), and Wright.

House Bill No. 151, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 128, by Oerke, was taken up for consideration and read.

Upon motion of Senator Duffy, House Bill No. 128 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 128 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 128 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—32.

Not Voting: Braden, Cobb, Irby, Nance, Pruett, Speck, Worthington.—7.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary,

Grennell, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—32.

Not Voting: Braden, Cobb, Irby, Nance, Pruett, Speck, Worthington.—7.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 128, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 204, by Oerke, was taken up for consideration.

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

Upon motion of Senator Duffy, House Bill No. 204 was advanced to engrossment and third reading .

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 204 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 204 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Norton, Paul, Porter, Rinehart, Sears, Thornton, Trussel.—26.

Nays: Counts, Neill, White, Williams.—4.



Not Voting: Braden, Chapman, Cowden, Irby, Nichols, Pruett, Speck, Wheeler, Worthington.—9.

Excused: Ginder, Goodpaster, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 204 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 37, by Nevins, Jones and Thornton, was taken up for consideration.

Section 1 was read and adopted upon motion of Senator Nevins.

Senator Ritzhaupt asked to be recorded present, which was the order.

Upon motion of Senator Nevins, Senate Bill No. 37 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Braden, Cobb, Cowden, Irby, Leonard, Nance, Sears, Speck, Wheeler.—9.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Braden, Cobb, Cowden, Irby, Leonard, Nance, Sears, Speck, Wheeler.—9.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 37 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 186, by Burns, was taken up for consideration and read at length.

Upon motion of Senator Burns, Senate Bill No. 186 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 186 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 186 was read for the third time at length.

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



Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Jones, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Thornton, Trussel, White, Williams, Worthington.—26.

Nays: Mahan.—1.

Not Voting: Braden, Cobb, Gary, Irby, Leonard, Logan, Lowery, Nance, Rinehart, Ritzhaupt, Sears, Speck, Wheeler.—13.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Nays: Mahan.—1.

Not Voting: Braden, Cobb, Gary, Irby, Logan, Lowery, Nance, Ritzhaupt, Wheeler.—9.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 186 was ordered referred for engrossment.

President Pro Tempore Paul presiding.

### GENERAL ORDER

SENATE BILL NO. 133, by Burns, Neill and Rinehart, of the Senate, and Weaver, et al, of the House, was taken up for consideration and read at length.

Upon motion of Senator Burns, Senate Bill No. 133 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 133 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 133 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Grennell, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Nays: Duffy.—1.

Not Voting: Braden, Irby, Jones, Mahan, Nance, Wheeler, Williams.—7.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Grennell, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Nays: Duffy.—1.



Not Voting: Braden, Irby, Jones, Mahan, Nance, Wheeler, Williams.—7.

Excused: Ginder, Goodpaster.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 133 was ordered referred for engrossment.

Senators Rinehart and Lowery asked to be excused for the remainder of this legislative day, which was the order.

Senator Finney moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 21, by Burns,

An Act vitalizing Section 31a, Article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in State Primary General Election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said state board of regents; providing for the organization of said board of regents and their right to adopt rules and regulations for their government, not inconsistent with the Constitution and Laws of the State; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; 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, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 21 were read as follows and by unanimous consent consideration thereof deferred for this legislative day:

AMENDMENT 1. On Section 2, line 26, strike the word "Secretary," and insert the word "President."

AMENDMENT 2. On page 4, after Section 10, add a new section numbered 11, as follows: "Section 11. The provisions of this Act are hereby declared to be severable and the invalidity of any part of section, clause or sentence of this Act shall not, in any manner, affect the validity of the remaining portions hereof," and renew Section 11 of the present Bill to be Section 12.

AMENDMENT 3. Page 3, Section 2, lines 5 to 9, of the printed Bill by striking all of lines 5, 6, 7, 8 and 9 and substituting therefor the following: "It is further provided that five of the members of the said Board to be appointed by the Governor shall be Democrats and three shall be Republicans."

AMENDMENT 4. Page 3, Section 3, lines 15, 16 and 17 of the printed Bill by placing a period after the word "law" in line 15, and by striking the balance of line 15, all of line 16, and the words "performance of their duties" in line 17.

AMENDMENT 5. Page 7 at the end of Section 7 and before Section 8, by inserting the following paragraph: "It shall be the further duty of said Board of Regents to cooperate in every reasonable manner with the State Soil Conservation Committee, or any other authority created to control soil conservation in the State of Oklahoma, and to prescribe rules and regulations duly entered in the records of the meetings of such Board of Regents, prescribing its duties, obligations and undertakings of such Board of Regents with reference thereto as may be in keeping with the laws of the State of Oklahoma pertaining thereto."



MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave,

An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d) and 162 (f), levying a beverage tax on beer of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the General Revenue Fund,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 249.

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 10, by Williams,

A Concurrent Resolution directing the attention of the Agricultural Adjustment Administration to the construction of farm ponds on small farms, and asking a change of policy in their program so as to equalize this work and build ponds on small farm units in the same manner as they do on larger farms,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 10 was ordered printed and placed upon the Calendar.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 218—By Nance—An Act making it the duty of the attorney general, after each session of the Legislature, to prepare an opinion analyzing and construing each act passed thereby affecting county, municipal and school district officers, and, with assistance of state examiner and inspector, to prepare forms and instructions as to their administration; providing for the distribution of said opinions, forms and instructions; and declaring an emergency.

SENATE BILL NO. 219—By Nevins—An Act relating to school district annexations; validating all partial annexations of school district territory under Senate Bill No. 5 of the Nineteenth Legislature of Oklahoma occurring prior to effective date of this act; providing that this act shall not apply to annexation proceedings which were the subject of a direct appeal; 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 Judiciary Number One, to whom was referred Senate Bill No. 196, by Burns of the Senate and Washington, Gullett, Sherman and Carey of the House, entitled:

An Act amending 20 O S. 1941 § 693; relating to salaries for the judges of the court of common pleas in the County of Oklahoma; and providing the manner of payment thereof,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Senate Bill No. 22, by Nichols, entitled:

An Act appropriating \$12,025.80, to pay the judg-



ment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in case No. 80,703 District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case dated October 21, 1941, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 175, by Burns, entitled:

An Act granting to any corporation chartered or licensed to do business in the State of Oklahoma as an air carrier all the rights and privileges granted to "transportation" companies or corporations by Section 9 of Article IX of the Constitution of Oklahoma as amended; and declaring an emergency,

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 Agriculture, to whom was referred Senate Bill No. 208, by Worthington, entitled:

An Act repealing Section 161, Title 81, Oklahoma Statutes 1941, relating to the collection of a storage charge for storing cotton, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 151, by Burns, entitled:

An Act relating to control of termites; providing for license to engage in said business; providing for invalidation of any license issued; fixing the fees; providing for exceptions; fixing penalties for violation of this Act; requiring the county attorney to prosecute for violations;

providing for appeal; authorizing promulgation of rules and regulations; 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.

LOWERY, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 207, by Senate Committee on Agriculture, entitled:

An Act relating to the inspection of animals for slaughter; authorizing the president of the State Board of Agriculture to appoint all inspectors of animals for slaughter now authorized by law; requiring fees collected by such inspectors to be deposited in the State Department of Agriculture Trust Fund, and expended according to law; providing that this act shall not apply to slaughter houses or packing plants under the supervision of the Bureau of Animal Industry of the U. S. Department of Agriculture, or slaughter houses and packing plants operated under special laws; making the provisions of this act severable; repealing all laws or parts of laws in conflict therewith, 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.

LOWERY, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 206, by Senate Committee on Agriculture, entitled:

An Act authorizing the Board of Regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, authorizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making appropriation therefor; and declaring an emergency,

beg leave to report that we had the same under considera-



tion and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 142, by Edwards, Klingsmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch, entitled:

An Act relating to tax resale and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or that person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser by the county commissioners; providing terms and conditions upon which such redemption may be made; providing for cancellation of resale tax deed and revesting of title to such property 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 Engrossed House Bill No. 142 do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Private Corporations, to whom was referred Senate Bill No. 176, by Burns, entitled:

An Act declaring the rights of the owners of shares of the capital stock of a corporation now existing or hereafter created as to the purchase of unissued shares or newly authorized shares of the capital stock of the corporation which the corporation proposes to issue; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROWN, Chairman.

Mr. President: We, your Committee on Private Corporations, to whom was referred Senate Bill No. 177, by Burns, entitled:

An Act defining the meaning of the phrase or clause "Any competitive corporations engaged in the same kind of business," as used in Article IX, Section 41, of the

Constitution of the State of Oklahoma, and in Section 31, Title 79, Oklahoma Statutes 1941; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROWN, Chairman.

### MESSAGES

The following Messages from the Honorable Governor were received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 2nd, 1945, I signed

ENROLLED SENATE BILL NO. 39—By Thornton and Leonard,

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 on any special session of the Twentieth Oklahoma Legislature, the General Session and any Special Session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the Permanent Journals and Session Laws of any such session or sessions as provided by Section 5, Article 8 of Chapter 20 of the Session Laws of Oklahoma, 1935, and declaring an emergency, and

ENROLLED SENATE BILL NO. 146—By Logan,

An Act relating to County Officers in Comanche County; providing for additional deputies and assistants in the offices of the Sheriff and County Attorney; fixing salaries; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.



To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 2nd, 1945, I signed

ENROLLED SENATE BILL NO. 41—By Nance and Jones of the Senate, and Huey, Weaver and Arrington of the House,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of Revenue Bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency, and

ENROLLED SENATE BILL NO. 104—By Anderson and Collier,

An Act amending 14 O. S. 1941 § 9; creating nominating districts in the Second Senatorial District of the State of Oklahoma; providing the time for nominating senators therein; providing that the candidates so nominated shall be voted for in the entire district at the General Election; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 3rd, 1945, I signed

ENROLLED SENATE BILL NO. 132—By Duffy of the Senate, Focht and Dorsett of the House,

An Act amending Section 25, Chapter 6, Title 19, Oklahoma Session Laws 1943, Page 68 (Oklahoma Statutes Supplement 1943. Section 180.34); and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 2nd, 1945, I signed

ENROLLED SENATE BILL NO. 34—By Duffy of the Senate, and Hoffsommer of the House,

An Act relating to the right of Municipal Corporations to acquire, own and maintain Municipal Airports, and to issue bonds for said purposes to be owned exclusively by said municipalities, including the right to enter into lease contracts for such purposes; authorizing the exercise of eminent domain; and declaring an emergency, and

ENROLLED SENATE BILL NO. 36—By Speck, Worthington, Anderson, Dacus and Wheeler of the Senate, and Jones, McDonald, Board, Hunt, Berry, Shumate, Hughes and Shelton of the House,



An Act amending Title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127 and 130, relating to waters, water rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of water rights; defining time and method of meetings of said board of directors; providing salaries and compensation of officials; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock p. m., Wednesday, March 7, 1945.

## FORTY-SECOND LEGISLATIVE DAY

Wednesday, March 7, 1945.

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Ginder.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Burns was recognized and spoke on a question of personal privilege, thanking the Senate for the three framed copies of Senate Resolution No. 2.

Senator Ritzhaupt had read the following communication, which he received from the Mother of ex-Senator Joe Whitaker:

Eufaula, Oklahoma,

February 22, 1945.

My Very Dear Friend: Will you please express my deep appreciation to the Senate for the lovely flowers sent us last week. I know Joe will feel pleased and if his



father could know—nothing could have made him happier. They seemed nearer Joe than the rest.

Thank you my dear so much.

Lovingly,  
Mother Whitaker.

### 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 Safety, to whom was referred Senate Bill No. 113, by Sears, entitled:

An Act relating to Public Health and Safety; amending Section 561, Title 70, Oklahoma Statutes 1941, by adding a provision to sub-paragraph (a) thereof, requiring certain doors in school buildings to be equipped with panic bolts or other suitable and comparable automatic safety locking devices; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 91, by Rinehart, et al, entitled:

An Act to prevent unfairness, imposition or fraud in the sale of stocks, bonds or other securities, sold or offered for sale in the State of Oklahoma and to regulate and supervise the sale thereof; 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 Banks and Banking Committee Substitute for Senate Bill No. 91 do pass.

COLLIER, Chairman.

Mr. President: We, your Committee on Social Security, to whom was referred House Bill No. 111, by Price, et al, entitled:

An Act relating to appropriation and apportionment of moneys in the State Assistance Fund; amending Chapter 7a, Title 56, Oklahoma Session Laws 1943 (56 O. S. Supp. 1943 § 181a); and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WORTHINGTON, Chairman.

Mr. President: We, your Committee on Social Security, to whom was referred House Bill No. 42, by Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams, entitled:

An Act relating to old age assistance, amending Sections 165 and 169, Title 56 Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person otherwise eligible for old age assistance who has a total income and resources of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and sixty (\$60.00) dollars. This proviso shall be inapplicable unless approved by the Federal Social Security Board, and shall be operative only when sufficient funds are available for payments on such basis, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WORTHINGTON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 210, by Anderson and Nevins, entitled:

An Act relating to recording of instruments by the county clerk, requiring printed or typed names under signatures affixed to instruments filed for record in the office of such county clerk; amending Section 1 of Chapter 8, Title 19, S. L. 1943, for that purpose; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.



Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Joint Resolution No. 24, by Weaver, et al, entitled:

A Joint Resolution authorizing the Governor to purchase and execute appropriate scrolls on behalf of the State of Oklahoma and its citizens expressing appreciation for the patriotic service rendered by the citizens of this republic during this war, and expressing regret in their untimely deaths, and authorizing the Governor to cause these scrolls to be delivered to the family and relatives of these deceased citizens of Oklahoma; providing for payment of cost of purchasing and delivering scrolls to be paid out of Governor's Contingent 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations, to whom was referred House Bill No. 229, by Washington, entitled:

An Act vitalizing Section 41, Article 5, of the Constitution of the State of Oklahoma; authorizing any city covered by act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this state relating to the payment of pensions to said firemen and to make annual appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the firemen's relief and pension fund of the city and expended by the board of trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this state relating to the payment of pensions to meritorious and disabled firemen; providing 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.

SEARS, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 151, 204, Senate Concurrent Resolution No. 10, Senate Bills Nos. 37, 133 and 186 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 151 and 204, each as amended, and ordered the bills returned to the Honorable House.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 10 and Engrossed Senate Bills Nos. 37, 133 and 186 and ordered each transmitted to the Honorable House for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:.

ENROLLED HOUSE BILL NO. 128—By Oerke,

An Act amending Title 10 O. S. 1941 §53, giving the right of decedent and inheritance to parents by adoption and their heirs from an adopted child; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 128 was read at length for the fourth time, the enrolled copy signed, in open session, and ordered returned to the Honorable House.

MR. PRESIDENT:

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



ENGROSSED SENATE BILL NO. 187—By Paul of the Senate and Tolbert and Foley of the House,

An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1908, the owner thereof may pay the taxes for such year without penalty, interest or costs, provided payment is made on or before May 1, 1945; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 187 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 101, by Senate Committee on Privileges and Elections,

An Act repealing Title 11, O. S. 1941, Sections 42 to 45 inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 101 was ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 326—By Billingsley,

An Act amending Title 19, Chapter 6, Session Laws

1943, relating to salaries and compensation for county officers, regular deputies and part-time deputies, by adding a new section to said chapter to be known as Section 27-A; providing that the salaries and compensation for county officers, regular deputies and part-time deputies in counties having a population in excess of sixty thousand (60,000) and not to exceed sixty-five thousand (65,000) based upon the Federal Decennial census of 1940 or any succeeding Federal Decennial census, and an assessed net valuation of less than twenty million two hundred thousand (\$20,200,000) dollars as of 1942 and each succeeding biennial net assessed valuation, shall be fixed as provided in said Section 27-A; providing for the appointment of a county probation officer in said counties and fixing the salary thereof and prescribing his powers and duties; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 326.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 29—By Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton,

An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes and bobcats, killed in the State of Oklahoma; prescribing the conditions; providing penalty for violation; making appropriations 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



The President announced First Reading of Engrossed House Bill No. 29.

**MR. PRESIDENT:**

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

ENGROSSED HOUSE BILL NO. 188—By Johnson (Creek),

An Act amending Section 28, Title 19, Chapter 6, page 72, Oklahoma Session Laws 1943 (19 Oklahoma Statutes Supplement 1943 § 180.39) relating to counties and county officers and their salaries and compensation; 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 188.

**MR. PRESIDENT:**

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

ENGROSSED HOUSE BILL NO. 327—By Underwood and Parrish of the House, and Irby of the Senate,

An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 Federal census, to increase by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 327.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 346—By Singleton,

An Act amending paragraphs (e), (f) and (i) of Section 9-a, Chapter 6, Title 19, Oklahoma Session Laws 1943, fixing the salaries of the court clerk, county judge and county commissioners of counties in the State having a population in excess of 14,750 and not to exceed 15,765 and an assessed net valuation in excess of \$4,000,000.00 and not to exceed \$8,000,000.00; 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 Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 346.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 199, by Tankersley, Levergood and Ownby,

An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the state composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last federal census, and having a total assessed valuation of not less than thirty-five million (\$35,000,000) dollars and not more than thirty-six million (\$36,000,000) dollars, according to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such justices are



required to travel or in which regular judicial duties are performed; repealing all acts in conflict herewith; and declaring an emergency,

together with copy of Governor's message of disapproval of same and to further advise you that the House, by its action, has failed to sustain the Governor's Veto and, as provided for in the Constitution of the State of Oklahoma, has passed the Bill by a two-thirds ( $2/3$ ) majority and has passed the same as an emergency measure by a three-fourths ( $3/4$ ) majority, and the Speaker of the House of Representatives has certified in open session as to its repassage.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

To the Speaker and Members  
Of the Honorable House of Representatives  
Twentieth Oklahoma Legislature

Gentlemen:

After consideration and by authority of Section 11, Article 6 of the Constitution, I have disapproved and am returning

ENROLLED HOUSE BILL NO. 199—By Tankersley, Levergood and Ownby,

An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last Federal census, and having a total assessed valuation of not less than thirty-five million (\$35,000,000.00) dollars and not more than thirty-six million (\$36,000,000.00) dollars, according to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such justices are required to travel or in which regular judicial duties are performed; repealing all Acts in conflict herewith; and declaring an emergency.

I disapprove of this Bill because it makes an arbitrary and unconstitutional provision for the payment of District

Judges in one District and makes no provision for the District Judges of the State as a whole.

In my opinion, this law violates Section 46 of Article 5 of the Oklahoma Constitution whereby local and special laws on certain subjects are prohibited.

I further disapprove this Bill because it violates Section 59 of Article 5 of the Constitution of Oklahoma, said Section providing that laws of a general nature shall have a uniform operation throughout the State and where a general law can be made applicable, no special law shall be enacted.

The Attorney General has repeatedly held that legislation of this nature is unconstitutional and acting by and through the opinions rendered by the Attorney General on this subject, I respectfully disapprove House Bill 199.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 32, by Klinglesmith,

An Act relating to the State Highway Commission, road projects and county roads, authorizing said commission to purchase from the federal government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the state highway departments own use, and also for sale or lease to the counties of the state, prescribing procedure for such sales and leases; and declaring an emergency,

together with copy of Governor's Message of disapproval of same, and to further advise you that the House, by its action, has sustained the Governor's Veto, as provided for in the Constitution of the State of Oklahoma.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.



To the Speaker and Members  
Of the Honorable House of Representatives  
Twentieth Oklahoma Legislature

Gentlemen:

After consideration, and by authority of Section 11, Article 6 of the Constitution, I have disapproved and am returning

ENROLLED HOUSE BILL NO. 32—By Klinglesmith,

An Act relating to the State Highway Commission, road projects and county roads, authorizing said commission to purchase from the Federal government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the state highway departments own use, and also for sale or lease to the counties of the State, prescribing procedure for such sales and leases; and declaring an emergency.

I disapprove of this Bill because it adds additional and disproportionate expense and responsibilities to the Oklahoma State Highway Department without providing the revenue with which to meet the expense or discharge the responsibilities.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

The following Message from the Governor was received and read:

To the President and Members  
of the Honorable Senate, and  
To the Speaker and Members of  
the Honorable House of Representatives  
Twentieth Oklahoma Legislature

Gentlemen:

The right to the enjoyment of health is one of the most cherished privileges and rights of human beings. The health of the people is unquestionably an economic asset and a social blessing. The State has a very definite responsibility to promote the general health and provide

certain constructive facilities for the improvement of the health of its citizens.

The quality of medicine in Oklahoma, at its best, is very high. Unfortunately, medicine at its best reaches only a relatively small part of the population, a much smaller proportion than would be reached were our doctors and hospitals more evenly distributed. To illustrate, in Oklahoma and Tulsa Counties there is one doctor for every 850 persons whereas in twenty counties in the State, having no town with a population of 2500 or over, there is only one doctor for every 2850 persons. In Oklahoma and Tulsa Counties there is one hospital bed for every 187 persons, whereas in the twenty counties there is only one hospital bed for every 2300 persons.

Several factors contribute to this unequal distribution of doctors, but in all likelihood, the factor that is most responsible for this situation is the lack of hospitals and diagnostic facilities in the rural areas of the State. I am aware of the essential need of the family physician and his availability for service in all areas of the State. The modern physician should have available to him facilities, service and consultations which are necessary in order for him to practice good medicine. In order that we may appropriately encourage doctors to settle in and practice in rural areas, it is necessary that adequate provisions be made for the availability of those facilities and service on a state-wide basis. Doing this will contribute in a large measure to relieving the scarcity of doctors and health facilities in the rural areas.

Further, I wish to call your attention to the fact that fewer than one-half of the counties in Oklahoma have full-time health service programs. Complete geographic coverage by full-time local health departments is needed to bring about the reduction of venereal infections, tuberculosis, malaria and other preventable diseases.

In order that we may study this matter together—the unequal distribution of doctors and hospitals, and the lack of a state-wide health service program—we have prepared maps showing existing facilities, available doctors and existing health centers. This map is being provided for your study, and I believe that it will indicate clearly the seriousness of this problem in Oklahoma.



In connection with this study and a program looking toward the solution of the helath problem in Oklahoma, I wish to call your attention to United States Senate Bill No. 191 which is now pending in the Congress. This is a bill "to authorize grants to the States for surveying their hospitals and public health centers and for planning construction of additional facilities and to authorize grants to assist in such construction." If enacted, this bill will assist us in providing the facilities that have heretofore been mentioned, and will help to provide the State with an improved health and medical care program.

In order that Oklahoma may qualify and participate in Federal funds, as specified in the first part of this bill, namely, "to authorize grants to States for surveying their hospital and health centers," it will be necessary to do the following:

1. Designate a single State agency as the sole agency for carrying out such purpose.

2. Provide for the designation of a State Agency Council which shall include representatives of non-government organizations and groups of state agencies concerned with the operation, construction or utilization of hospitals, to consult with the State Agency in carrying out such purposes.

3. Provide for carrying out such purposes in accordance with standards prescribed by the Surgeon General with the approval of the Federal Agency Council; and,

4. Provide that the State Agency will make such reports in such form and containing such information as the Surgeon General may, from time to time, require, and comply with such provisions as he may, from time to time, find necessary to assure the correctness and verification of such reports.

There is now pending in the Oklahoma Legislature proposed legislation creating a State Board of Health. I hope it will become a law soon. In many states the Health Department or Board of Health has been given the responsibility as outlined in the requirements set forth

above. I believe this to be a sound policy, and suggest legislation be enacted placing this responsibility in the State Health Department or State Board of Health.

In order to expedite the development of a better Public Health Program in Oklahoma, and to enable Oklahoma to share to the fullest extent in the second provision of Senate Bill 191, which is for the purpose of authorizing grants for construction of health facilities, I suggest in addition to the above, your consideration of the following:

1. Increase substantially the capacity of the University Hospital in Oklahoma City.
2. Increase substantially the facilities for training doctors and nurses and health technicians at the medical department of the University of Oklahoma.
3. Provide facilities for training negro nurses in Oklahoma.
4. Authorize additional hospital facilities in the form of district hospitals. A proportionate amount of any facilities provided should be for Negro patients.

In this connection, I suggest legislation designating the State Board of Health or State Health Department as the administrative agent, providing them with funds and authority to match local funds in one or more cities in Oklahoma and to receive federal funds, if any when available, to match both local and state funds to finance the construction of one or more hospitals, as provided in Section 622 of Senate Bill No. 191.

It should be further provided that faculty and students of the Medical Department of the University of Oklahoma should have free access to these institutions for teaching purposes. There should also be a back and forth referral of patients for diagnostic and teaching purposes.

5. Legislation permitting two or more counties to jointly construct, operate and maintain hospitals and health centers.

I am convinced if these suggestions are enacted into law, we will have gone a long way toward creating the



machinery that will promote better health in Oklahoma.

Respectfully submitted,

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

(Seal)

ATTEST:

F. C. CARTER

Secretary of State

By Katherine Manton

Ass't. Secretary of State

Senator Burns asked to be excused for the remainder of this legislative day, which was the order.

Senator Nance asked unanimous consent, which was ordered granted, that the customary number of copies be ordered printed of HOUSE BILL NO. 249, by Billingsley, et al, and laid on the desks of the members of the Senate.

### MESSAGE

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

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 193—By Levergood, Ownby and Tankersley,

An Act providing for the establishment, housing, maintenance and operation of a county law library for every county of this State having or hereafter having a population of not less than fifty-four thousand (54,000) inhabitants according to the 1940 Federal census or any subsequent Federal census and an assessed valuation of not less than twenty-two million six hundred Thousand (\$22,600,000.00) dollars to be used by the public, members of the County Bar Association, the courts and by public officials; creating a county law library fund and providing for procuring and expending of said fund for the creation and maintenance of said law library; and creating a board

of trustees for such law library and the officers thereof and defining their duties; repealing all laws and parts of laws in conflict herewith; and declaring an emergency, and the Bill has been passed by the House of Representatives AS AMENDED by the Senate.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

### 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 Special Committee, composed of Senators Nichols, Finney, Braden, Counts, Duffy, Thornton and Williams, to whom was referred Senate Bill No. 64, by Nichols, Finney, Braden and Counts, entitled:

An Act creating State forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of water-sheds, and prevention of erosion; 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 now constituted.

NICHOLS  
COUNTS  
FINNEY

BRADEN  
THORNTON  
WILLIAMS

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 177, by Taylor, entitled:

An Act amending 56 O. S. 1941, Section 164 by striking provisions therein under sub-section 3, of sub-division A, and sub-division 4 of Section B of said Section 164 authorizing inmates of institutions to make application for assistance and relief; and declaring an 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.

PRUETT, Chairman.



Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 258 by Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt, entitled:

An Act relating to the revolving fund of the Western Oklahoma State Hospital, Clinton, Oklahoma; creating a "petty cash fund" in said revolving fund; prescribing the purposes for which said petty cash fund may be expended; providing the manner in which said petty cash fund may be reimbursed; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 187 by Underwood and Parrish of the House, and Irby and Gary of the Senate, entitled:

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Southeastern State College at Durant, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass as amended.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 131, by Counts and White, entitled:

An Act relating to the State Industrial Commission; amending 85 O. S. 1941 §71, as amended by Title 74, Chapter 10, Section 10, Session Laws 1943, to provide for the terms of members of the State Industrial Commission; fixing their compensation; providing for seven (7) reporters for the commission; providing that there shall be appropriated to the commission not less than five hundred dollars (\$500.00) annually for extra help; and 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 Committee on Fees and Salaries.

THORNTON, Chairman.

Senate Bill No. 131 was ordered referred to Committee on Fees and Salaries.

#### FIRST READING

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

**SENATE BILL NO. 220**—By Mahan, Norton and Goodpaster—An Act conferring jurisdiction upon the Corporation Commission of Oklahoma to issue certificates of public convenience and necessity to common carriers by aircraft and prohibiting the operation of such carrier unless certificate shall have been secured; authorizing the Corporation Commission to adopt rules and regulations relative thereto; providing for grandfather rights; providing for the filing of bonds with the Corporation Commission, and the payment of fees; and declaring an emergency.

**SENATE BILL NO. 221**—By Irby—An Act authorizing a county or counties to establish the office of county veterans' service officer; declaring legislative policy with



respect to veterans; prescribing manner of appointment, qualifications and term of such officer; authorizing joint agreements between counties for the creation of such offices; prescribing duties of the soldiers' relief commission and the officers selected under this act; providing for salaries of officers, office, travel and mileage expense; providing that the state shall pay one-half of the cost of such salary and expenses, not to exceed the sum of one hundred dollars (\$100.00) per month; making an appropriation to the soldiers' relief commission for the purpose of providing for the state's share of the cost; and declaring an emergency.

SENATE BILL NO. 222—By Cowden of the Senate and Mills and Thompson of the House—An Act amending 4 O. S. 1941 §§341 and 342, relating to stockyards, providing that any person, firm or corporation receiving livestock from any shipper thereof, or his agent, in any stockyard in this state shall furnish such shipper, or his agent, with a receipt showing the amount, kind and condition of such livestock received and to what person, firm or corporation, if any, said livestock is billed for sale; declaring violation thereof to be a misdemeanor and providing penalties therefor; and declaring an emergency.

SENATE BILL NO. 223—By Porter and Anderson of the Senate; and Ward, Mitchelson, and Russell of the House—An Act relating to the files and records of the county clerk and county assessor, amending Section 1 of Senate Bill No. 25, Session Laws 1945, which provides for destruction of certain ten-year old chattels, claims, assessment forms, etc., of no record value, to include ten-year old certificates of error, carbon copies of report and remittance forms, daily reports, etc., but not including any items affecting real estate; and declaring an emergency.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE RESOLUTION NO. 6—By the Committee on Fish and Game—A Resolution memorializing the Congress of the United States to continue the program of destroying wolves, coyotes and bobcats by employing trap-

pers, and memorializing Congress not to enact legislation now pending proposing to substitute a bounty on the scalps of said wolves, coyotes and bobcats instead of employing trappers.

## SECOND READING

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

SENATE BILL NO. 216—By Anderson—Referred to Committee on Private Corporations.

SENATE BILL NO. 217—By Burns and Rinehart—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 218—By Nance—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 219—By Nevins—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 249—By Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

## GENERAL ORDER

Upon request of Senator Nance, HOUSE BILL NO. 142, by Edwards, et al, was ordered withdrawn from the Calendar and re-referred to the Committee on Revenue, Taxation and Constitutional Amendments for further consideration and public hearing.

Senator Lowery presiding.

SENATE BILL NO. 192, by Anderson, was taken up for consideration.

Section 1 was read, and adopted upon motion of Senator Anderson.

Upon motion of Senator Finney, Senate Bill No. 192 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Sen-



ate 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:

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Brown, Cobb, Irby, Leonard, Porter.—5.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Brown, Cobb, Irby, Leonard, Porter.—5.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 192 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 124, by Anderson and Porter, was taken up for consideration.

Section 1 was read.

Senators Anderson and Porter submitted the following amendment, which was tabled upon motion of Senator Paul:

Mr. President: We move to amend Senate Bill No. 124, line 4, page 2, by striking the words and numerals, "five (.05) cents," and inserting the words and numerals, "six (.06) cents."

ANDERSON  
PORTER.

Upon motion of Senator Finney, Section 1 was adopted.

Upon motion of Senator Anderson, Senate Bill No. 124 was advanced to engrossment and third reading.

Senator Finney asked unanimous consent, which was ordered granted, that Senate Bill No. 124 be 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Cobb, Gary, Leonard, Neill, Sears.—5.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Cobb, Gary, Leonard, Neill, Sears.—5.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 124 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 122, by Anderson, was taken up for consideration and read.

Upon motion of Senator Anderson, Senate Bill No. 122 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 122 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 122 was read at length for the third time.

Senator Paul moved that Senate Bill No. 122 be re-committed to the Committee on Revenue, Taxation and Constitutional Amendments, with certain instructions, which motion, by unanimous consent, he withdrew.

Upon motion of Senator Paul, Senate Bill No. 122

was ordered re-referred to the Committee on Revenue, Taxation and Constitutional Amendments for further study.

President Berry presiding.

#### GENERAL ORDER

SENATE BILL NO. 123, by Anderson and Porter, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 123, line 15, page 5, by striking after the word "not" and before the word "lower" the words "raise or."

THORNTON.

Senator Anderson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 123, line 12, page 5, by striking after the word "county," the rest of line 12 and the remainder of page 5.

ANDERSON.

Upon motion of Senator Anderson, Senate Bill No. 123, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and Senate Bill No. 123, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Carrier, Dacus, Duffy, Gary, Leonard, Mahan, Nance, Nevins, Nichols, Norton, Paul, Ritzhaupt, Speck, Williams.—15.

Nays: Anglin, Braden, Brown, Chapman, Collier,



Counts, Cowden, Finney, Goodpaster, Grennell, Irby, Logan, Lowery, Neill, Rinehart, Thornton, White, Worthington.—18.

Not Voting: Cobb, Jones, Porter, Pruett, Sears, Trussel, Wheeler.—7.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—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.

### RESOLUTION

By unanimous consent, the following Resolution was introduced, taken up for immediate consideration and adopted upon motion of Senator Gary:

SENATE CONCURRENT RESOLUTION NO. 11—By Gary, Braden, Nevins, Irby and Norton of the Senate and Biles, Flowers, Toaz, Underwood, Shipley and Hawthorne of the House—A Concurrent Resolution requesting the Governor of the State of Oklahoma to allocate from his Special Contingency Fund monies to the Finance Department of the Department of Education, to be used to supplement the transportation funds in accordance with House Bill No. 361 of the Session Laws of 1943.

Senate Concurrent Resolution No. 11 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 101 and 187 each correctly enrolled, and Senate Bills Nos. 124 and 192, and House Bill No. 112 each correctly engrossed.

DACUS, Chairman.

The President in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 112, as amended, and ordered the same returned to the Honorable House.

Senate Bill No. 101 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.

President Pro Tempore Paul presiding.

Senate Bill No. 187 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.

Engrossed Senate Bills Nos. 124 and 192 were signed in open session by the President Pro Tempore and ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 105, by Anglin, was taken up for consideration and read at length.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 105, line 6, page 1, by striking Sub-sections (a) and (b) in said Section 1 and inserting the following:

(a) Under and by virtue of Article 14, Chapter 66, Oklahoma Session Laws 1937, and/or Article 22, Chapter 66, Oklahoma Session Laws 1939, after the effective dates of said Acts.

(b) Under and by virtue of certificates of error issued under authority of Section 12642, O. S. 1931, or any other statute as to 1933 and/or prior years, the legal effect of this class of certificates having been held questionable or invalid by the Supreme Court or Attorney General of Oklahoma, or which are so held prior to the time given for action under this Bill, are hereby waived and cancelled; provided, that the balance due on the principal amount of said ad valorem taxes for said years is paid on or before April 20, 1945; provided further, that in paying such ad valorem taxes the taxpayer will be entitled to a credit of the amount paid thereon under and by virtue of said unconstitutional acts or said invalid certificates."

ANGLIN.



Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 105, by adding a new Section and re-numbering the sections: "Section ——. Nothing contained in this Act shall be construed as affecting, delaying or cancelling the holding and conduct of the 1945 resale of real estate for delinquent taxes or the advertisement of any real estate for resale in 1945."

NANCE.

By unanimous consent, the title of Senate Bill No. 105 was ordered amended to conform to the amendments adopted.

By unanimous consent, Senate Bill No. 105, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 105, as amended, 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Cobb, Paul.—2.

Not Voting: Goodpaster, Jones, Mahan, Norton.—4.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Cobb, Paul.—2.

Not Voting: Goodpaster, Jones, Mahan, Norton.—4.

Excused: Burns, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 105, as amended, was ordered referred for engrossment.

### MESSAGE

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

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 193—By Levergood, Ownby and Tankersley,

An Act providing for the establishment, housing, maintenance and operation of a county law library for every county of this State having or hereafter having a population of not less than fifty-two thousand (52,000) inhabitants and not to exceed fifty-five thousand (55,000) inhabitants according to the 1940 Federal census or any subsequent Federal census and an assessed valuation of not less than Eighteen Million (\$18,000,000.00) Dollars and not to exceed Twenty-four Million (\$24,000,000.00) Dollars to be used by the public, members of the county bar association, the



courts and by public officials; creating a county law library fund and providing for procuring and expending of said fund for the creation and maintenance of said law library; and creating a board of trustees for such law library and the officers thereof and defining their duties; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 193 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.

#### GENERAL ORDER

SENATE BILL NO. 194, by Counts, et al, was taken up for consideration and read at length.

President Berry presiding.

Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 194, line 4, page 6 by inserting after the word "officer" and before the word "and," the following: "if requested by any peace officer to do so."

#### COUNTS.

Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 194, line 5, page 5, by inserting after the word "acknowledged" and before the word "which" the following: "before some officer authorized under the laws of the State of Oklahoma to take acknowledgments to deeds of conveyance or in the presence of two witnesses."

#### COUNTS.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 194, line 3, page 2, by adding after the word "mules" and before the word "and," a comma and the word "poultry" and after the word "animals" in line 5, strike the period and insert the words "and poultry."

RITZHAUPT.

Senator Cobb moved to table the Ritzhaupt amendment, which motion failed of adoption.

The vote recurring on the Ritzhaupt amendment, it was declared failed of adoption.

Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 194, line 6, page 4 by substituting after the word "the" and before the word "and" the word "State" in lieu of the word "people."

COUNTS.

Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 194, line 15, page 2, by adding after the semi-colon and before the word "and" on page 3, line 1, the following: "or in the presence of two witnesses."

COUNTS.

Senator Nichols asked unanimous consent, which was granted, to be excused for the balance of this legislative day.

Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 194, line 7, page 6, by inserting after the word "inspected" and before the word "such," the following: "if such inspection has been requested."

GARY.

Senator Counts asked unanimous consent, which was granted, that further consideration of Senate Bill No. 194 be set for Special Order at 2:00 o'clock, p. m., on Wednesday, March 14.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 224—By Finney—An Act relating to the Federal Government's mileage conservation program, creating the office of state mileage administrator, prescribing his duties and fixing his salary, authorizing him to employ a secretary, providing for reports and other details, and declaring an emergency.

SENATE BILL NO. 225—By Pruett of the Senate, and Morris and Baldwin of the House—An Act providing for the construction and equipping of an Indian arts and crafts building at or near Anadarko, Oklahoma, to be used as a part of the American Indian exposition and to furnish a place to display and sell Indian artcraft products, making appropriations, providing for the letting of contracts, and providing for supervision.

SENATE BILL NO. 226—By Committee on Roads and Highways—An Act appropriating all funds and revenues accruing in the State Highway Construction and Maintenance Fund from any and all sources during the biennium ending June 30, 1947, to be used and expended by the State Highway Commission of the State of Oklahoma, to pay the expenses of operating and maintaining the Department of Highways of the State of Oklahoma and the expenses incurred in constructing and maintaining state highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the Department of Highways and the construction and maintenance of roads and highways; providing that no part of the funds appropriated shall be expended to pay any obligation incurred in connection with the operation of the Department of Highways or the construction or maintenance of highways prior to June 30, 1935; providing that no obligation shall be incurred during any fiscal year in excess of unencumbered cash in the state highway construction and maintenance fund; and declaring an emergency.

SENATE BILL NO. 227—By Braden—An Act amending 68 O. S. 1941 § 184d, providing for correction by board of county commissioners of errors in assessing or prepar-

ing tax rolls; providing for refunds, and authorizing board of county commissioners to execute quit claim deeds to persons whose property has been sold at tax sale through error; and declaring an emergency.

SENATE BILL NO. 228—By Braden, Counts, Nichols of the Senate, and Billingsley, Rowe, Speakman and Bradley of the House—An Act amending Section two (2), Title 85, Oklahoma Statutes annotated 1941, (same being Section 13,349, Oklahoma Statutes 1931, as amended) relating to and prescribing employments covered by and coming within the terms and provisions of the Workmen's Compensation Law of the State of Oklahoma; also amending Section three (3), Title 85, Oklahoma Statutes annotated 1941, (same being Section 13,350, Oklahoma Statutes 1931, as amended), relating to and defining the meaning of certain terms; words and phrases used in and under the terms and provisions of said Workmen's Compensation Law; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 229—By Paul and Nance—An Act authorizing the State Department of Public Affairs to establish a children's study center for the purpose of assisting courts, agencies and institutions in the study, investigation, assignment or commitment of juveniles; authorizing payment of cost thereof from the State Assistance Fund; directing certain state agencies to cooperate with the State Department of Public Welfare in the establishment, maintenance and operation of said center; authorizing the appointment of professional and clerical employees and the payment of their salaries; authorizing purchases of equipment, office and travel expenses; and declaring an emergency.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Engrossed House Bill No. 15, by Washington and Reed, entitled:

An Act appropriating twelve thousand, twenty-five dollars and eighty cents (\$12,025.80) to pay the judgment



in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in Case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Upon motion of Senator Finney, the Senate adjourned to meet, as provided under the Rules.

## FORTY-THIRD LEGISLATIVE DAY

Thursday, March 8, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Ginder, Nichols.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by Rev. C. E. Wilbanks, Pastor of the First Baptist Church, Stillwater, Oklahoma.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 11 and Senate Bill No. 105 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 11 and Engrossed Senate Bill No. 105 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 Revenue and Taxation, to whom was referred Engrossed House Bill No. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave, entitled:

An Act amending 37, Oklahoma Statutes 1941, section 162 (b), 162 (c), 162 (d) and 162 (f), levying a beverage tax on beer of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the general revenue 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 an emergency measure.

NANCE, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 161, by Porter, entitled:

An Act appropriating seven hundred thirty-seven dollars and seventy-seven cents (\$737.77) to the Northeastern Oklahoma Junior College, Miami, Oklahoma, for payment of certain claims; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 214, by Wheeler, entitled:

An Act appropriating the sum of three thousand ninety (\$3,090.00) dollars out of the Governor's Contingency and Emergency Fund for use of the State Board of Public Affairs in paying the claim of Clinton Cemetery Association for furnishing burial sites and opening and closing graves for destitute and poor persons who were at the time of death patients in the Western Oklahoma

Tuberculosis Sanatorium at Clinton, Oklahoma; authorizing the Governor to allocate said money from the Governor's Contingency and Emergency 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 195, by Counts, entitled:

An Act authorizing the Governor to allocate from the "Governor's Contingency and Emergency Fund" to the Chief Mine Inspector the sum of \$5,837.00 to be used for purchase of equipment for one mine rescue station, training mine rescue workers, and for operation, maintenance, and storage of trucks; requiring approval and audit of claims; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 131, by Counts and White, entitled:

An Act relating to the State Industrial Commission; amending 85 O. S. 1941, Section 71, as amended by title 74, chapter 10, section 10, S. L. 1943, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred House Bill No. 208, by Mountcastle, entitled:

An Act relating to the salary of official court reporters, amending 20 O. S. 1941, Section 109; and declaring an emergency,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

#### MR. PRESIDENT:

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. 151, by Shipley and Williams,

An Act authorizing school districts to provide a common school education for physically handicapped children; providing for the examination and classification of such children; prescribing administrative duties of school boards and state board of education; providing for a transfer of such children in certain cases and payment of transfer fees; authorizing state board of education to formulate rules and regulations for such transfers, qualifications of teachers and apportionment and disbursement of funds for special educational facilities; prescribing duties of persons taking school census; authorizing state board of education to accept and disburse federal funds; providing an appropriation; and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 204, by Oerke,

An Act amending section 1720, title 21, Oklahoma Statutes of 1941, relating to larceny of an automobile or other motor vehicle and making any person who steals an aircraft, any automobile or automotive driven vehicle guilty of a felony, and fixing the punishment; repealing all acts and parts of acts in conflict herewith,

and the Bills have been passed by the House, as AMENDED by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 21, by Williams,

A Resolution memorializing Congress to enact House Resolution 1197, a bill to validate titles to certain lands conveyed by Indians of the Five Civilized Tribes, and providing for a copy of this resolution to be forwarded to each member of the Oklahoma delegation in Congress,

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,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 21 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 101, by Senate Committee on Privileges and Elections,

An Act repealing title 11, O. S. 1941, sections 42 to 45 inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, and declaring an emergency, and

ENROLLED SENATE BILL NO. 187, by Paul of the Senate and Tolbert and Foley of the House,

An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1908, the owner thereof may pay the taxes for such year without penalty, interest or costs, provided payment is made on or before May 1, 1945; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 101 and 187 were, each, ordered transmitted to the Governor for consideration.

## SECOND READING

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

SENATE BILL NO. 220—By Mahan, Norton and Goodpaster—Referred to the Committee on Roads, Highways and Aviation.

SENATE BILL NO. 221—By Irby—Referred to the Committee on Veterans' Affairs.

SENATE BILL NO. 222—By Cowden of the Senate and Mills and Thompson of the House—Referred to the Committee on Livestock and Tenant Farming.

SENATE BILL NO. 223—By Porter and Anderson of the Senate and Ward, Mitchelson and Russell of the House—Referred to the Committee on State and County Affairs.

SENATE BILL NO. 224—By Finney—Referred to the Committee on Judiciary No. 1.

SENATE BILL NO. 225—By PRUETT of the Senate and Morris and Baldwin of the House—Referred to the Committee on Indian Affairs.

SENATE BILL NO. 226—By Committee on Roads and Highways—Referred to the Committee on Roads, Highways and Aviation.

SENATE BILL NO. 227—By Braden—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 228—By Braden, Counts, Nichols of the Senate and Billingsley, Rowe, Speakman and Bradley of the House—Referred to the Committee on Judiciary No. 2.

SENATE BILL NO. 229—By Paul and Nance—Referred to the Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 29—By Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton—Referred to the Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 188—By Johnson (Creek)—Referred to the Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 326—By Billingsley—Referred to the Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 327—By Underwood and Parrish of the House and Irby of the Senate—Referred to the Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 346—By Singleton—Referred to the Committee on Fees and Salaries.

#### GENERAL ORDER

Upon request of Senator Nance, HOUSE BILL NO. 249, by Billingsley, et al, as amended, was taken up for consideration and read at length.

Senator Rinehart submitted the following amendment:

Mr. President: I move to amend House Bill No. 249, line 12, page 6, by striking the words and figures, "Ten (\$10.00) Dollars," and inserting the words and figures, "Five (\$5.00) Dollars."

RINEHART.

Senator Counts moved to table the Rinehart amendment, which motion prevailed, the roll call thereon being as follows:

Ayes: Anglin, Brown, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Speck, Wheeler, White, Williams, Worthington.—27.

Nays: Burns, Carrier, Cowden, Goodpaster, Mahan, Neill, Norton, Rinehart, Sears, Thornton, Trussel.—11.

Not Voting: Anderson, Braden.—2.

Excused: Ginder, Nichols.—2.



Excused on Account of Military Service: Fine, Phillips.—2.

Senator Rinehart submitted the following amendment:

Mr. President: I move to amend House Bill No. 249, line 1, page 8, by striking after the word, "the," and before the word, "Fund," the words, "General Revenue," and inserting the words, "Common Schools."

RINEHART.

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

Mr. President: I move to amend Engrossed House Bill No. 249, line 17, page 7, as follows: By striking line 17 and line 18 on page 7 and line 1 on page 8 and substituting therefor the following:

(b) Ninety-eight per cent (98%) of all moneys collected under the provisions of this Act after July 1, 1945, shall be distributed as follows:

(1) From the first moneys collected each fiscal year, the Oklahoma Tax Commission shall distribute to the various schools of each county, on a per capita basis, an amount equal to the Motor Vehicle License Tax returned to the various counties for the fiscal year ending June 30, 1942; provided that in making said allocation the Oklahoma Tax Commission shall adjust the last allocation to each County, in order that each county shall receive the same amount from the Tax herein levied as was received from the Motor Vehicle License Tax for the fiscal year ending June 30, 1942.

For the fiscal year ending June 30, 1946, the various school districts of the State shall estimate as a part of the income other than ad valorem taxes, an amount from the taxes herein levied, to be determined by the County Superintendent of each county using the total received by the respective county from Motor Vehicle License Taxes for the fiscal year ending June 30, 1942, and the scholastic enumeration for the year 1945. Thereafter said estimate shall be based upon the collections of the prior year as is provided for other collections other than Ad valorem Tax.

(2) After there has been distributed an amount suf-

ficient to meet the requirements as provided in paragraph (1) above, all collections of the ninety-eight per cent (98%) as provided above shall be distributed to the General Revenue Fund of the State of Oklahoma.

DUFFY.

Senator Nevins moved to table the Duffy substitute amendment, which motion was ruled out of order by the President, for the reason it followed discussion.

Upon motion of Senator Paul, the Duffy substitute amendment was tabled, the roll call thereon being as follows:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Wheeler, White, Worthington.—30.

Nays: Carrier, Duffy, Mahan, Rinehart, Sears, Thornton, Trussel, Williams.—8.

Not Voting: Anderson, Speck.—2.

Excused: Ginder, Nichols.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Jones, the Rinehart amendment was declared tabled.

Senator Rinehart submitted the following amendment, which was tabled upon motion of Senator Paul:

Mr. President: I move to amend House Bill No. 249, by adding an additional Section which shall be known as Section V. The tax imposed by this Act in excess of Two (\$2.00) Dollars per barrel shall not apply with respect to any period commencing on or after the first day of the first month which begins six months or more after the first day of July after the date of the termination of hostilities in the present War and for the purpose of this Act the term "date of the termination of hostilities in the present War" means the date proclaimed by the President as the date of such termination, or the date specified in



a concurrent resolution of the two Houses of Congress as the date of such termination whichever is earlier."

#### RINEHART.

Upon motion of Senator Nance, House Bill No. 249, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 249, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 249 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, White, Williams, Worthington.—28.

Nays: Braden, Burns, Carrier, Cowden, Goodpaster, Grennell, Mahan, Neill, Rinehart, Sears, Trussel.—11.

Not Voting: Wheeler.—1.

Excused: Ginder, Nichols.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, White, Worthington.—30.

Nays: Braden, Burns, Cowden, Goodpaster, Mahan, Rinehart, Sears, Trussel.—8.

Not Voting: Wheeler, Williams.—2.

Excused: Ginder, Nichols.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 249, as amended, was ordered referred for engrossment.

Senator Speck asked to be excused for the remainder of this legislative day, which was the order.

Referring further to ENGROSSED SENATE BILL NO. 21, by Burns, as amended by the Honorable House:

Senator Burns moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 21 and ask the Honorable House to grant a conference thereon, the President to appoint Senate conferees thereon, which motion prevailed, the President appointing as the Senate Conferees thereunder Senators Lowery, Burns, Rinehart, Jones and Counts.

Upon motion of Senator Counts, SENATE BILL NO. 194, by Counts, Cobb, Chapman, Gary and Lowery, as amended, was ordered printed.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 249 correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 249, as amended, and ordered the bill returned to the Honorable House.



## GENERAL ORDER

HOUSE BILL NO. 98, by Rowe, was taken up for consideration and read at length.

Senator Sears submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 98, page 2, by inserting after the words, "court judicial districts" on line 8 and before the words "SECTION 2" on line 9, the following paragraph:

Provided, further, that in the Tulsa County Nominating District, the office shall not be designated by number, nor shall a candidate filing for such office be required to designate by number the office for which he desires to be a candidate; but shall file for District Judge, 14th Judicial District, Tulsa County. If at any such regular primary election no candidate in the Tulsa County Nominating District receives a majority of all votes cast in said Nominating District for said office, no candidate shall be nominated from said district by such party for said office, but the four candidates receiving the highest number of votes in said Nominating District shall be placed on the official ballot as candidates for such nomination at a second primary election to be called the "run-off primary election" to be held on the fourth Tuesday in the month of July of the same year, as provided by Section 4, Chapter 5a, Title 26, page 90, Oklahoma Session Laws 1943. In the event two candidates for said office at any such regular primary election receives a majority of all of the votes cast in said Nominating District for said office, the two candidates receiving the highest vote at such election shall be declared the nominees for such office from Tulsa County Nominating District. In the event only one candidate in the Tulsa County District at any such regular primary election receives a majority of all votes cast in said Nominating District for said office such candidate shall be declared to be one of the nominees for such office from Tulsa County Nominating District and the remaining nominee shall be selected from the next two candidates receiving the highest number of votes in such primary election, such two candidates to be placed on the official ballot as candidates for such nomination at a second election to be called the "run-off primary election," to be held on the fourth Tuesday in the month of July of the same

year, as provided by Section 4, Chapter 5a, Title 26, page 90, Oklahoma Session Laws 1943.

And by amending the title of said bill by inserting after the words, "Tulsa County;" in the 9th line of said title and before the words, "Providing that" in the 10th line thereof, the following words: PROVIDED FOR THE NOMINATION OF JUDGES IN THE TULSA COUNTY NOMINATING DISTRICT;

SEARS.

Senator Chapman presiding.

The vote occurring on the Sears amendment, it was declared adopted.

Upon motion of Senator Pruett, House Bill No. 98, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 98, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 98 was read for the third time at length.

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Logan, Nance, Neill, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White, Worthington.—26.

Nays: Norton.—1.

Not Voting: Anglin, Cobb, Collier, Counts, Goodpaster, Jones, Leonard, Lowery, Mahan, Rinehart, Wheeler, Williams.—12.

Excused: Ginder, Nichols, Speck.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 98 was ordered referred for engrossment.

Senator Irby moved that when the Senate adjourns, it adjourn to meet at 1:30 o'clock, P. M., Monday, March 12.

Senator Paul, as a substitute, moved that when the Senate adjourns today it adjourn to meet at 10:00 o'clock, a. m., Friday, March 9, which motion, by unanimous consent, he withdrew.

Senator Paul moved that a committee of one be appointed to call the Chamber of Commerce of Oklahoma City, and to advise them of the action of the Senate, as to adjournment, which motion, by unanimous consent, he withdrew.

Senator Cowden asked unanimous consent, which was granted, to be excused for the balance of this legislative day.

Senator Finney, as a substitute for the Irby motion, moved that when the Clerk's desk is cleared, the Senate stand adjourned until 1:30 o'clock, p. m., Monday, March 12, which motion prevailed.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

**SENATE BILL NO. 230**—By Leonard—An Act authorizing the commissioners of the Land Office of the State of Oklahoma to sell all lands under their jurisdiction and control, except lands which are deemed to be valuable for minerals, including oil and gas; providing a uniform procedure for the sale of said lands; terms of sale; fixing the minimum initial payment; requiring reservation of a percentage of the minerals in and under the lands so sold; making lands sold subject to taxation upon approval of the sale by the commissioners; providing for the application of the proceeds derived from the sale of said lands; providing for the disposition of deficiency judgments and the application of funds received on said deficiency judgments and the application of funds received on said deficiency judg-

ments or from the sale thereof; repealing sections 82, 94, 95, 96, 97, 183, 184, 189, 190, 191 and 194 of title 64, Oklahoma Statutes 1941, and Chapter 1e of 1943 Session Laws, and declaring an emergency.

SENATE BILL NO. 231—By Duffy—An Act authorizing trial by struck jury in certain civil actions and in certain criminal actions in the county court; prescribing procedure for striking, summoning and impanelling jury, for challenges, and if number of jurors is insufficient, for summoning of talesmen or open venire; authorizing continuance of action; prescribing certain cash deposits for per diem and mileage of jury in such civil actions; prescribing provisions of the act shall be cumulative to other provisions of law for jury trials in county court; and declaring an emergency.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Monday, March 12th, 1945.



## FORTY-FOURTH LEGISLATIVE DAY

Monday, March 12, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. M. D. Gentry, Pastor of the First Baptist Church, Davis, Oklahoma.

The Journal for the last legislative day was declared approved.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 98 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House

Bill No. 98, 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 Privileges and Elections, to whom was referred Senate Bill No. 67, by Nevins, entitled:

An Act amending 26 O. S. 1941, 556a, providing for the compensation of the election officers acting in and for all election precincts of the several counties 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 Committee Substitute hereto attached do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Public Safety, to whom was referred Senate Bill No. 112, by Sears, entitled:

An Act relating to public health and safety; defining certain terms as used in this act; requiring all owners of public buildings as herein defined to provide for doors to open towards the outdoors; providing for the chief of the fire department to inspect public buildings and report violations of this act; making the violation of the provisions of this act a misdemeanor and prescribing a penalty therefor; providing that, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendations.

IRBY, Chairman.

## SECOND READING

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

SENATE BILL NO. 230—By Leonard—Referred to Committee on School Lands.

SENATE BILL NO. 231—By Duffy—Referred to Committee on Legal Advisory.



**MESSAGES**

The following Messages from the Governor were received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 7, 1945, I signed

ENROLLED SENATE BILL NO. 65, by Carrier of the Senate and Camp and Garber of the House,

An Act authorizing the County Attorney, the County Judge and the District or Superior Judge or Judges of any county in this State to direct the County Clerk to transfer by voucher any surplus moneys not in excess of fifteen thousand (\$15,000.00) dollars in such court fund to the court house elevator and building fund or court house and jail fund of counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination of this Act and declaring an emergency, and

ENROLLED SENATE BILL NO. 31, by Duffy of the Senate and Focht of the House,

An Act amending 18 O. S. 1941 § 1; fixing the charter fee for renewal of corporate existence of corporations formed as commercial clubs and/or educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at Two (\$2.00) Dollars; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 7, 1945, I signed

ENROLLED SENATE BILL NO. 25, by Nevins, Finney and Chapman,

An Act providing for the destruction of certain chattel mortgages, releases and renewals thereof; county claims, requisitions, poor lists and orders, on file, or stored in, the offices of the County Clerks, and certain assessment listing sheets for tangible and intangible personal properties, moneys and credits, real estate, and corporation properties and balance sheets, and homestead exemption applications, on file, or stored in, the offices of the county assessors, of the several counties of the state; repealing 19 O. S. 1941 § 260; assigning a code number; and declaring an emergency, and

ENROLLED SENATE BILL NO. 80, by Ginder and Collier,

An Act relating to the nomination and election of District Court Judges for District Court Judicial District Number Four (4) of the State of Oklahoma; providing the provisions of Act shall not effect or disturb the tenure of office of the present Judges of said District; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 8th, 1945, I signed

ENROLLED SENATE BILL NO. 187, by Paul of the Senate and Tolbert and Foley of the House,

An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1908, the owner thereof may pay the taxes for such year without penalty, interest or costs, provided payment is made on or before May 1, 1945; and declaring an emergency, and



ENROLLED SENATE BILL NO. 101, by Senate Committee on Privileges and Elections,

An Act repealing title 11 O. S. 1941, Sections 42 to 45, inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, and declaring an emergency, and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 21, by Burns,

An Act vitalizing Section 31a, Article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in state primary general election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said state board of regents; providing for the organization of said board of regents and their right to adopt rules and regulations for their government, not inconsistent with the constitution and laws of the state; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; repealing all laws in conflict herewith and declaring an emergency,

and has appointed as Conferees the following Representatives: Billingsley, Arrington, Standley, Flanagan and Arms.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 151—By Shipley, Williams, Arms, Ash, Bellamy, Carey, Carr, Cordray, Dees, Dorsett, Foley, Harshbarger, Hawthorne, Hoffsommer, Hussey, Johnson (Comanche), Mitchelson, Ownby, Reed, Russell, Shumate, Singleton, Thompson (Lincoln) and Wright of the House and Anderson, Brown, Duffy, Mahan, Sears and Worthington of the Senate,

An Act authorizing school districts to provide a common school education for physically handicapped children; providing for the examination and classification of such children; prescribing administrative duties of school boards and State Board of Education; providing for a transfer of such children in certain cases and payment of transfer fees; authorizing State Board of Education to formulate rules and regulations for such transfers, qualifications of teachers and apportionment and disbursement of funds for special educational facilities; prescribing duties of persons taking school census; authorizing State Board of Education to accept and disburse federal funds; providing an appropriation; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 204—By OERKE,

An Act amending Section 1720, Title 21, Oklahoma Statutes of 1941, relating to larceny of an automobile or other motor vehicle and making any person who steals an aircraft, any automobile or automotive driven vehicle guilty of a felony, and fixing the punishment; repealing all acts and 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 151 and 204 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.

#### GENERAL ORDER

Senator Rinehart asked unanimous consent, which was ordered granted, that SENATE BILL NO. 91, by Rinehart, et al, be re-referred to the Committee on Banks and Banking without losing its place on the Calendar.



SENATE BILL NO. 85, by Ritzhaupt, was taken up for consideration.

Senator Nevins submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, by inserting in lieu of the bill and title thereof the following:

AN ACT ESTABLISHING A COMPULSORY SCHOOL ATTENDANCE LAW; REQUIRING ATTENDANCE AT SCHOOL OF CERTAIN CHILDREN; SPECIFYING EXEMPTIONS; PROVIDING FOR THE APPOINTMENT OF COUNTY VISITING TEACHERS, ASSISTANTS AND DISTRICT VISITING TEACHERS; PROVIDING FOR SALARIES AND TRAVELING EXPENSES, AND PAYMENT THEREOF; PRESCRIBING QUALIFICATIONS OF VISITING TEACHERS; MAKING VISITING TEACHERS ELIGIBLE FOR TEACHERS' RETIREMENT BENEFITS; PRESCRIBING PENALTIES FOR VIOLATION OF ACT; DECLARING A CHILD VIOLATING THE PROVISIONS OF THIS ACT TO BE A DELINQUENT CHILD; AUTHORIZING THE COUNTY COURT TO DISPOSE OF A DELINQUENT CHILD BY COMMITMENT OR PLACEMENT; PROVIDING FOR APPEALS FROM DECISIONS OF THE COUNTY COURT; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING 70 O. S. 1941 § § 401, 402 AND 405 AND ALL LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Every parent, guardian, or other person residing within the State of Oklahoma, having control or charge of any child or children between the ages of seven (7) and seventeen (17) years, both inclusive (i.e., from the seventh to the eighteenth birthday), shall send such child or children to a public or private day school under such penalty for noncompliance herewith as is hereafter provided; provided, further, that any parent, guardian or other person having control of any child or children between the ages of seven (7) and seventeen (17), both inclusive, residing in a school district not providing the

course of study the child or children are entitled to pursue is hereby charged with the duty of making application as now or hereafter provided by law, for transfer of such child or children to a district providing the course of study said child or children are entitled to pursue. The intention of this provision is to provide compulsory education to all children in the State of Oklahoma not exempted as classified in Section 3 hereunder, regardless of whether or not they live in a district providing the course of study said children are entitled to pursue.

SECTION 2. The minimum session of attendance required under this Act shall be one hundred and eighty (180) days, or for the full session of the public school which the child would normally attend.

SECTION 3. The following classes of children between the ages of seven (7) and seventeen (17), both inclusive, shall be exempted from the provisions of this Act, the District School Board to be sole judge in all such cases: (a) Children mentally or physically incapacitated to perform school duties, the determination of such incapacity to be made upon the certificate of the County Health Officer. (b) Children living outside of boundaries of a city, town, or municipality, more than two and one-half ( $2\frac{1}{2}$ ) miles from a school of suitable grade where adequate free transportation is not furnished, and children living more than one and one-half ( $1\frac{1}{2}$ ) miles from a transportation route providing free transportation to a school of suitable grade. (c) Children temporarily excused from attendance in school under rules and regulations promulgated by the State Board of Education.

SECTION 4. To facilitate the enforcement of this Act, each county superintendent of public instruction in the several counties of this state shall appoint a County Visiting Teacher, male or female, which said County Visiting Teacher in the discharge of his or her duties, shall be under the direction and supervision of the State Board of Education and the County Superintendent of Public Instruction in the county wherein the said County Visiting Teacher serves; provided, that in any county in this state having a population of not less than 75,000 persons, as shown by the last federal decennial census, or any succeeding federal decennial census, the County Superintendent shall appoint one Assistant County Visit-



ing Teacher, which said Assistant County Visiting Teacher shall possess like qualification as set forth for said County Visiting Teacher and shall hold office for a like term and shall be subject to removal in the same manner as provided herein for the removal of the County Visiting Teacher; provided, further, that any Independent School District Board in this state shall, when the necessity arises, have the authority to appoint one or more District Visiting Teachers, with like qualifications as set forth for the County Visiting Teacher, to enforce this act in said Independent School District, who shall be paid from the funds of said Independent School District, said District Visiting Teacher to be under the direction and supervision of the State Board of Education and the Superintendent of Schools of said Independent School District and shall be subject to removal by the appointing power in the same manner as provided herein for the removal of the County Visiting Teacher. Nothing in this Act, however, shall be construed as prohibiting the County Visiting Teacher from enforcing the Compulsory Attendance Law of this state in Independent School Districts which do not employ District Visiting Teachers. It shall be the duty of each school district board within the state to administer this act, and to secure its enforcement in co-operation with the other county and state agencies mentioned herein.

SECTION 5. The County Visiting Teacher, as provided for in this act, shall be subject to removal for cause, by the appointing power, and in the event a County Visiting Teacher is removed another shall be appointed as herein set forth. Proof of either of the following shall constitute cause for removal: Negligence of duty, disloyalty, incompetence, immorality, or the oppressive use of the powers of the Office of County Visiting Teacher. In the event the Office of County Visiting Teachers, the Office of the Assistant County Visiting Teacher, or the Office of School District Visiting Teacher becomes vacant by death, resignation, or otherwise, the appointing power, upon determination of such fact, shall thereupon proceed immediately to fill such vacancy by appointing a suitable qualified person to serve for the unexpired term of the person vacating such office.

SECTION 6. The County Visiting Teacher, male or female, as provided for in this act, shall, at the time of

appointment, hold a valid certificate to teach in the schools of Oklahoma, which certificate shall continue in force, by removal or otherwise, during the term for which said County Visiting Teacher is appointed, and shall be filed in the Office of the County Superintendent of Public Instruction at the time said County Visiting Teacher enters upon the duties of the Office of County Visiting Teacher. Said County Visiting Teacher shall hold office co-terminous with that of the County Superintendent in whose county said County Visiting Teacher serves. Upon appointing the County Visiting Teacher, the County Superintendent shall immediately certify the name of such person, and qualifications, to the County Clerk.

SECTION 7. The salaries of such County Visiting Teachers, and Assistant County Visiting Teachers are hereby fixed at a sum equal to that prescribed by the State Aid Law now or hereafter in force for teachers with like qualifications and experience, exclusive of the increment paid superintendents and principals for administrative duties. It is hereby made the duty of the Legislature to include in its biennial state school aid appropriation sufficient funds to pay the salaries of the County Visiting Teachers and Assistant County Visiting Teachers (except those employed in Independent School Districts, designated as School District Visiting Teachers) employed in the several counties of the state, said funds to be apportioned upon application made by the county superintendents of the several counties of the state, governed by rules and regulations of the State Board of Education not inconsistent with the law, said funds to be added to the County General Fund to be disbursed in a like manner with the disbursement of other county general funds.

It is further provided that the Board of County Commissioners of each county of this state shall set up in the annual budget estimate of their respective counties, a minimum of Three Hundred Dollars (\$300.00) for travel expense plus the amount necessary for office equipment and supplies, together with other expenses of administering said office, for the County Visiting Teacher and Assistant County Visiting Teacher, in the discharge of their duties. It is likewise provided that the Excise Board of each county of this state shall make the necessary levy and appropriations to provide a minimum amount of Three Hundred Dollars (\$300.00) for travel expense plus



the amount necessary for office equipment and supplies, together with other expenses of administering said office, for the County Visiting Teacher and Assistant County Visiting Teacher in the discharge of their duties.

It is hereby made the duty of the Board of County Commissioners of each county of this state to provide suitable office space for the use of the said County Visiting Teacher and Assistant County Visiting Teacher in the county courthouse or other convenient building located at the county seat of said county.

SECTION 8. In the discharge of the duties of their office, Visiting Teachers, or duly authorized representatives, shall cooperate fully with the State Department of Public Welfare, Labor, Health, and other State agencies; to make monthly and annual reports on attendance and other problems of child-school adjustments in their respective counties to the County Superintendent of Public Instruction and the State Board of Education; and to comply with the rules and regulations of the district school boards and the State Board of Education. Visiting Teachers shall be authorized to serve such writs and process in law relating to compulsory school attendance as may be necessary for the enforcement of this Act.

SECTION 9. County Visiting Teachers, Assistant County Visiting Teachers, and School District Visiting Teachers employed under the provisions of this Act, shall have the same status with respect to teacher retirement, as set up under House Bill 297, Oklahoma Session Laws 1943, or any amendment thereto, as other persons eligible to participate in the benefits of such act.

SECTION 10. Visiting Teachers shall receive the cooperation and assistance of all teachers and principals in the county within which they are appointed to serve. It shall be the duty of the principals, or head teachers, and of all other teachers in the schools of the county, public, private denominational or parochial, to report, in writing, to the Visiting Teacher the names, ages, and residence of all pupils, together with the name and address of their parents, guardian, or other person having control of said children, failing to comply with the provisions of this Act within ten (10) days after the beginning of the school term, and to make such other reports of attendance in their

schools or classes, as may be required by rule or regulation of the State Board of Education. All schools shall keep daily reports of attendance, verified by the teacher making such record, which shall be open to inspection by the Visiting Teacher, or duly authorized representative, at all reasonable times. Any person violating any provisions of this Section, or the rules and regulations of the State Board of Education shall be deemed guilty of a misdemeanor, and shall be punished in accordance with the provisions of Section 11 of this Act.

SECTION 11. Any parent, guardian, or other person who has control of a child, or children, and who shall violate the provisions of this Act shall be guilty of a misdemeanor and shall be subject to a fine not to exceed Ten Dollars (\$10.00) or imprisonment not exceeding ten (10) days, or both, at the discretion of the court. Each day's unjustifiable absence shall constitute a separate offense. Visiting Teachers, or duly authorized representatives, shall have authority to file proceedings in court to enforce the provisions of this Act. All moneys collected as fines for violation of this Act shall be remitted to the district school board in which the violation occurred, to be placed in the general school fund of the district.

SECTION 12. Visiting Teachers, or duly authorized representatives, after written notice to the parent or guardian of a child delinquent in school attendance, shall file a petition in the nature of a complaint with the county court, setting forth in detail the fact of absence from school and, if the child is under the age of eighteen (18) years, petitioning the court to find the child in violation of the compulsory attendance laws. If the county court finds a child under the age of eighteen (18) years to be violating such laws, the court shall declare such child to be a delinquent child and said child shall be subject to disposition by commitment or placement by the court as are other delinquent children. Children violating this Act shall be deemed "delinquent." Any child violating the provisions of this Act who, by reason of age, is not subject to disposition as a juvenile, shall be deemed guilty of a misdemeanor and shall be punished in the same manner as is provided under Section 11 of this Act. Either the complaining party or the party proceeded against in the county court may take an appeal from the judgment of the county court on the issue of violation to the district court and appeals may



be taken from the district court to the Supreme Court. No costs shall be chargeable in either the county or district courts against either party and the expenses of such proceedings, if any, shall be paid out of the court fund of the county.

SECTION 13. Should any section, subsection, clause, sentence, phrase, or part of this Act, for any reason, be held, deemed or construed to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act, and the Legislature hereby declares that it would have passed this Act, each section, subsection, clause, sentence, phrase and part thereof, irrespective of the fact that one or more of the sections, subsections, clauses, sentences, phrases, or parts thereof, be declared unconstitutional or invalid.

SECTION 14. All laws or parts of law in conflict herewith are hereby repealed, and specifically 70 O. S. 1941 § § 401, 402 and 405.

SECTION 15. 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.

#### NEVINS.

Upon request of Senator Ritzhaupt, further consideration of Senate Bill No. 85, as amended, was deferred, the bill to be printed as amended for further consideration of the Senate.

SENATE BILL NO. 17, by Ritzhaupt, was taken up for consideration.

Section 1 was read.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 17, line 4, page 1, by striking after the word, "age," and before the word "sex," line 4 and all of line 5 and insert, "cause of incarceration, and when available the sex, race, address, address and domicile of nearest of kin, of all persons committed."

RITZHAUPT.

By unanimous consent, further consideration of Senate Bill No. 17 was deferred temporarily.

Senator Nance asked unanimous consent, that the Committee on Revenue, Taxation and Constitutional Amendments be excused for the purpose of a meeting.

By unanimous consent, the Senate was declared in recess, subject to the Call of the President.

The Senate reassembled, with President Pro Tempore Paul presiding.

### MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate, and

To the Speaker and Members  
Of the Honorable House of Representatives  
Twentieth Oklahoma Legislature

Gentlemen:

I wish to call to your attention the problem of the preservation and restoration of one of Oklahoma's important basic natural resources.

A great part of our forests have been cut over, and with but few exceptions this cutting has been done on a liquidation or destructive basis rather than on the basis of harvesting the annual growth. A constantly declining production of forest products, chronic tax delinquency, sales of tax forfeited forest lands for as little as ten to twenty-five cents per acre and thousands of acres in county title for which there are no offers are indications of the seriousness of the situation.

Oklahoma cannot afford the luxury of idle land.

As a partial solution to the forest problem the Oklahoma Planning and Resources Board has at my suggestion prepared a bill which creates a system of State Forests by acquiring by donation or purchase these depleted lands. The Bill provides for the management and operation of these areas to produce maximum crops of timber as well as other benefits. It also provides for the maintenance of



the present tax base on these lands in the county and allows the county to share in the proceeds from the operation of the forest.

Such forests will, after they have been rehabilitated, pay back the costs of purchase and operation. They will constitute a permanent source of materials for local industry and will also provide a reservoir of worthwhile, self liquidating projects in emergency if needed.

I am having placed on the desk of each member a copy of the report of the Oklahoma Planning and Resources Board covering this subject. The proposed bill is attached to the report.

I recommend that your honorable body consider appropriate legislation looking to the rehabilitation and protection of the forest resource so that it may make its full contribution to the social and economic welfare of our State.

Respectfully submitted,  
ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

(SEAL)

ATTEST:

F. C. CARTER,

Secretary of State

By Katherine Manton,

Ass't. Secretary of State.

Senator Nance announced to the Senate the arrival on Saturday, March 10, 1945, at St. Anthony's Hospital, Oklahoma City, of little Cheryl Jeanne Jones, weight 8 pounds 6 ounces, baby daughter of Photographer's Mate, 1st Class, U. S. Navy and Mrs. Wesley G. Jones, the mother being the daughter of Senator and Mrs. Ray C. Jones, and formally declared Senator Jones' a member of the Legislative Grandfathers' Club.

#### GENERAL ORDER

Referring further to SENATE BILL NO. 17, by Ritzhaupt:

Senator Ritzhaupt moved the adoption of his amend-

ment to Senate Bill No. 17, submitted before the recess was taken, which motion prevailed.

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

Section 2 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 17, line 7, page 1, by striking all of Section 2 and substitute the following: "Section 2. It shall be the mandatory duty of each court clerk in Oklahoma, the County Sheriff shall assist, to furnish the bureau of registration, on forms provided by them, at the time of each commitment of any person a transcript of the record showing the name, age cause of incarceration, institution committed to, and when available the race, sex, address or domicile, nearest of kin and any other pertinent information concerning each person committed to a State institution, hospital or county jail. The court clerk, in addition to the current commitments as indicated above, shall furnish a transcript of persons committed to a State institution, county hospital or county jail since January 1, 1939, upon forms provided by the bureau of registration, within six months from the effective date of this Act. If all the information required is not available, the court clerk is required to furnish data now on record."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 2, as amended, was adopted.

Section 3 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 17, line 7, page 2, by striking all of Section 3 and substitute the following: "Section 3. The executive officer in charge of any State institution, hospital or county jail, shall furnish the bureau of registration, on forms provided by them, the name, age, race, sex, cause of incarceration, address or domicile, and the nearest of kin of all persons received at a State institution, hospital or county jail; and when



such person is discharged, or dies, notification shall be sent to the bureau of registration, on forms provided by them."

#### RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 3, as amended, was adopted.

Sections 4 and 5 were read and adopted by unanimous consent.

Upon motion of Senator Ritzhaupt, Senate Bill No. 17, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 17, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 17 was read for the third time at length.

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

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, White, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Ginder, Logan, Nance, Neill, Porter, Speck, Wheeler.—9.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Cobb,

Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, White, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Ginder, Logan, Nance, Neill, Porter, Speck, Wheeler.—9.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 17, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 169, by Irby and Anglin, was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Upon motion of Senator Irby, Senate Bill No. 169 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 169 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 169 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, White, Williams, Worthington.—35.

Not Voting: Braden, Mahan, Ritzhaupt, Wheeler.—4.



Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, White, Williams, Worthington.—35.

Not Voting: Braden, Mahan, Ritzhaupt, Wheeler.—4.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 169 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 118, by Burns, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted by unanimous consent.

By unanimous consent, Senate Bill No. 118 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 118 was considered engrossed and placed upon third reading and final passage.

THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Norton, Paul, Porter, Pruett, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Chapman, Gary, Jones, Lowery, Nance, Nevins, Rinehart, Ritzhaupt, Wheeler.—9.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Norton, Paul, Porter, Pruett, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Chapman, Gary, Jones, Lowery, Nance, Nevins, Rinehart, Ritzhaupt, Wheeler.—9.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 118 was ordered referred for engrossment.



## GENERAL ORDER

SENATE BILL NO. 162, by Porter and Wheeler, was taken up for consideration and read.

Upon motion of Senator Porter, Senate Bill No. 162 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 162 was considered engrossed and placed upon third reading and final passage.

## 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—29.

Not Voting: Chapman, Gary, Ginder, Jones, Lowery, Nance, Nevins, Norton, Rinehart, Sears.—10.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Chapman, Ginder, Jones, Lowery, Nance, Nevins, Sears.—7.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 162 was ordered referred for engrossment.

Senator Ritzhaupt introduced to the Senate, Lieutenant Olivia Smythe, Army Nurse Corps, in the army two years and seven months, having served with the 126th Station Hospital in New Guinea for a year, and 1st Lieutenant Frankie Lewey, U. S. Army Nurse Corps, who was taken prisoner on Corregidor and held in Santo Tomas Prison in Manila.

Senator Ritzhaupt announced that Lieutenant Lewey wears the Unit Presidential Citation, Bronze Star for valor and service to sick and wounded while in the hands of the enemy, the Filipino Liberation Ribbon, Pre-Pearl Harbor Ribbon, Asiatic-Pacific Ribbons and service stripes representing thirty-six months overseas.

President Pro Tempore Paul invited Lieutenant Lewey to the President's desk, where she addressed the Senate. A standing vote of thanks was then given to Lieutenant Lewey by the Senate.

Senator Lowery asked unanimous consent, which was granted, that the members of the Conference Committee on Senate Bill No. 21, composed of Senators Lowery, Burns, Counts, Jones and Rinehart, be excused for a conference on said Bill.

#### GENERAL ORDER

SENATE BILL NO. 173, by Cobb, was taken up for consideration and read at length.

By unanimous consent, further consideration of Senate Bill No. 173 was deferred until the next legislative day.

SENATE BILL NO. 159, by Logan, was taken up for consideration, and read at length.



Upon motion of Senator Logan, Senate Bill No. 159 was advanced to engrossment and third reading.

Upon motion of Senator Logan, 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:

Ayes: Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Irby, Leonard, Logan, Mahan, Neill, Nevins, Norton, Paul, Porter, Pruett, Trussel, Wheeler, White, Williams, Worthington.—28.

Not Voting: Anderson, Gary, Grennell, Nance, Ritzhaupt, Sears, Speck.—7.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anderson, Gary, Nance, Sears, Speck.—5.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 159 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 109, by Committee on Privileges and Elections, was taken up for consideration and read at length.

Upon motion of Senator Logan, Senate Bill No. 109 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—28.

Not Voting: Anderson, Braden, Collier, Ginder, Goodpaster, Nance, Wheeler.—7.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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



Ayes: Anglin, Braden, Brown, Carrier, Chapman, Cobb, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Collier, Ginder, Nance.—4.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 109 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 198, by Irby, was taken up for consideration.

By unanimous consent, further consideration of Senate Bill No. 198 was deferred for this legislative day.

SENATE BILL NO. 94, by Ritzhaupt, et al, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 94 was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were suspended and Senate Bill No. 94 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:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Neill, Nevins, Norton, Paul, Porter,

Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—28.

Not Voting: Anderson, Braden, Collier, Ginder, Mahan, Nance, Wheeler.—7.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Collier, Ginder, Mahan, Nance, Wheeler.—5.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 94 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 128, by Norton, et al, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 128 was advanced to engrossment and third reading.

By unanimous consent, the rules of the Senate were



suspended and Senate Bill No. 128 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 128 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Leonard, Logan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Cobb, Irby, Mahan, Nance, Williams.—5.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Leonard, Logan, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Cobb, Irby, Mahan, Nance, Williams.—5.

Excused: Burns, Counts, Jones, Lowery, Nichols, Rinehart, Thornton.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 128 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 17, 118, 159, and 169 each correctly engrossed.

DACUS, Chairman.

The President Pro Tempore in open session signed Engrossed Senate Bills Nos. 17, 118, 159 and 169 and ordered each transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 163, by Pruett, et al, was taken up for consideration and read at length.

Senator Pruett submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 163, line 17, page 8, by adding after the word "Courts" at end of line 17, these words: "and Justices of the Peace."

PRUETT.

Senator Jones presiding.

Upon motion of Senator Pruett, Senate Bill No. 163, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and Senate Bill No. 163 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 163 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Cowden, Dacus, Duffy, Gary, Gin-



der, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—33.

Not Voting: Collier, Finney, Lowery, Mahan, Neill, Wheeler.—6.

Excused: Counts, Nichols, Thornton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Pruett moved that the emergency section of Senate Bill No. 163 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

Senate Bill No. 163, as amended, was ordered referred for engrossment.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 232—By Leonard—An Act establishing a state merit system; providing for the appointment, promotion, demotion and dismissal of employees, and certain appointive officers, of the Oklahoma School Land Commission, the Oklahoma Department of Public Welfare, the Oklahoma Department of Public Health, the Oklahoma Employment Security Commission, and the Oklahoma Commission for Crippled Children solely on merit; authorizing other agencies of the state to participate in the merit system, establishing a state merit system council, prescribing its duties, making provision for those now employed to come under provisions of the act, providing for expense of administration, and declaring an emergency.

SENATE BILL NO. 233—By Leonard—An Act providing for and relating to an audit and investigation of the books, files, records and accounts of the commissioners of the land office; appointing a committee; requiring the state examiner and inspector to assist; providing for examination and investigation of accounts of employees of the commissioners of the land office and of receivers in foreclosure proceedings; providing for civil and criminal actions; making an appropriation; and declaring an emergency.

SENATE BILL NO. 234—By Goodpaster—An Act appropriating eighty-seven and fifty one-hundredths (\$87.50) dollars to Henry S. Knight, Secretary of the Craig County Election Board of Vinita, Oklahoma, for payment as secretary of said board during the months of December, 1942, and January, February, March, April, May and June, 1943; said appropriation to be made from the General Revenue Fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946.

#### 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 Private Corporations, to whom was referred Senate Bill No. 216 by Anderson, entitled:

An Act amending Section 15.14, Chapter 1a, Title 68, Oklahoma Session Laws 1941, making all business concerns schedule their property and furnish a condensed balance sheet, profit and loss statement and statement of money capital invested the same as corporations at the present time, making subsections 15.14a, 15.14b and 15.14c, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROWN, Chairman.

Mr. President: We, your Committee on Private Corporations, to whom was referred Engrossed House Bill No. 276, by Washington, entitled:

An Act providing for the manner of giving notice of



any regular or special meeting of the members of corporations organized under the laws of this State as community funds or community chests; that those present at such meetings shall constitute a quorum for the transaction of any and all business properly before said meeting; and providing the method for amending the articles of incorporation of such corporations, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROWN, Chairman.

### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 12—By Rinehart of the Senate and Barnhart of the House—A Concurrent Resolution commemorating the Life and Achievements of Thomas Jefferson, calling attention to the thirteenth day of April as the birthday of the Father of the Declaration of Independence and the Founder of the Democratic Party.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Tuesday, March 13, 1945.

## FORTY-FIFTH LEGISLATIVE DAY

Tuesday, March 13, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown Burns, Carrier, Chapman, Cobb, Collier Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Nevins.—1.

Excused on Account of Military Service: Fine, Phillips.—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.

Senator Mahan asked unanimous consent, which was granted, that James Delano and Ola Bell Goodpaster, son and daughter of Senator Goodpaster, be made Honorary Pages for this legislative day.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:



## ENGROSSED HOUSE BILL NO. 98, by Rowe,

An Act relating to and providing for the nomination and election of three (3) judges for district court judicial district number 14; providing that one (1) of whom shall be a legal resident of and nominated from Pawnee County, and two (2) of whom shall be legal residents of and nominated from Tulsa County; providing for the nomination of judges in the Tulsa County Nominating District; providing that nothing in this act shall effect or disturb the tenure of office of the present judges of said districts; and repealing conflicting laws,

and the Bill has been passed by the House of Representatives AS AMENDED by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

## MR. PRESIDENT:

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 Amendment to:

ENGROSSED HOUSE BILL NO. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave,

An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d) and 162 (f) levying a beverage tax on beer of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the General Revenue Fund,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Billingsley, Chairman, Arrington, Batson, Bullard, Cantrell, Foley, Jones, Morgan, Musgrave, Speakman and Wallace (Carter).

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Nance, the request of the Honorable House for a conference on Engrossed House Bill No. 249 was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder Sen-

ators Nance, Collier, Cobb, Cowden, Rinehart, Jones, Lowery, Wheeler, Williams, Finney and Pruett.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 289, by Montgomery,

An Act amending Section 664 of Title 20 of the Oklahoma Statutes, 1941, relating to court reporters and bailiffs in courts of common pleas, by changing the procedure for the selection and fixing of salaries of court reporters; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 114, by Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright,

An Act appropriating two thousand five hundred (\$2,500) dollars to be used by the State Superintendent of Public Instruction in compliance with 70 O. S. 1941 § 265; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 197, by Crane, Arrington, Board, Hawthorne, Hunt, Jones, Oerke, Reed, Streetman, Taylor, Van Dyck and Weaver,

An Act relating to the sale of second-hand watches; defining terms used herein; repealing all laws in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 282, by Foley,

An Act relating to the acquisition of lands in Oklahoma by the Federal Government; amending Title 80, Oklahoma Statutes, 1941, by adding thereto Section 8; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 172, by Bullard, Arms, Billingsley, Cordray, Hathcoat, Meads, Ownby, Reed, Russell, Segrest, Shelton, Shumate, Starr and Weaver of the House and Grennell of the Senate,

An Act relating to frozen food locker plants; defining, licensing, prescribing construction, finish and equipment; providing for inspection, storage of food, sanitary regulations and revocation of license; prescribing temperatures required and authorizing the State Board of Health to



make sanitary rules, providing a lien upon food stored in said locker plants, providing a penalty for violations of the act; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 228, by Nevins, Bacon, Baldwin, Barry, Bellamy, Carey, Cordray, Crane, Dillon, Gibbs, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Huey, Hussey, Impson, Johnson (Creek), Lansden, Levergood, Long, McCarty, Meads, Mountcastle, Ownby, Reed, Rowe, Shumate, Starr, Underwood, Wallace (Carter), Ward, Welch and Wright,

An Act making appropriations for operation of the Soldiers' Relief Commission; appropriating moneys and prescribing regulations for support, maintenance and education of destitute minor dependents of veterans; appropriating moneys and prescribing regulations for the emergency financial aid of World War II veterans, their wives or widows; all of the appropriations herein provided for being made for the fiscal years ending June 30, 1946 and June 30, 1947; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 289, 114, 197, 282, 172 and 228.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 394, by Klinglesmith,

An Act amending paragraph (h), Section 5, Chapter 6, Title 19, Oklahoma Session Laws 1943; relating to the maximum salaries of certain deputy sheriffs and undersheriffs and/or jailer; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 200, by Wallace (Carter) and Evans of the House and Chapman of the Senate,

An Act creating the Confederate Memorial Hospital, placing control of the same in the board of regents of the University of Oklahoma, creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 200 and 394.

#### CONFERENCE COMMITTEE REPORT

Senator Lowery submitted the following Conference Committee Report:

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. 21, and Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and return the same herewith with the following recommendations:

(1) That the Senate concur in House Amendment No. 1.

(2) That the Senate concur in 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 following Conference Committee Amendment be adopted:



By striking on Page 1, Section 2, line 35, after the word livelihood the following, "It is further provided that three members of said board to be appointed by the governor shall be from the political party receiving the next highest total vote cast in the general election held in Oklahoma on November 7, 1944."

Senate Conferees

LOWERY, Chairman  
RINEHART  
BURNS  
JONES  
COUNTS

House Conferees

BILLINGSLEY, Chairman  
ARRINGTON  
STANDLEY  
ARMS  
FLANAGAN

Senator Lowery moved the adoption of the Conference Committee Report on Senate Bill No. 21.

Senator Ginder, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on Senate Bill No. 21 and that a further conference be requested, the Senate Conferees to be instructed to insert that portion of the bill which would call for three members of the Republican Party to be appointed as members of the Board.

By unanimous consent, further consideration of Senate Bill No. 21, as amended in conference, was deferred temporarily.

### COMMITTEE REPORTS

Senate Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 94, 109, 128, 162 and 163 each correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 94, 109, 128, 162 and 163 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, unless otherwise indicated:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 122, by Anderson and Porter, entitled:

An Act amending sections 15.12, 15.25, 15.34, 37, 1507 and 1508, Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting acts and parts of 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, as amended.

NANCE, Chairman.

President Pro Tempore Paul introduced and presented to the Senate Congressman Paul Stewart, a former member of the Senate, who briefly addressed the Senate.

By unanimous consent, upon request of Senator Nance, the Senate Conferees under Engrossed House Bill No. 249 were excused for the purpose of committee work.

### FIRST READING

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

SENATE BILL NO. 235—By Ritzhaupt—An Act appropriating the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1946, and the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1947, to be used by the State Department of Agriculture in cooperating with poultry associations, federations, and organizations in this state in compiling and keeping official records of production, and other suitable and necessary records; authorizing the President of the State Board of Agriculture to use the funds herein appropriated for the purpose of entering into cooperative agreements with state poultry associations, federations, and organizations, and declaring an emergency.



SENATE BILL NO. 236—By Ritzhaupt—An Act relating to vital statistics; amending 63 O. S. 1941 §566 with reference to the registration of a stillborn child; providing that birth certificates shall not state whether the child is legitimate or illegitimate, repealing subdivision (6) of 63 O. S. 1941 §574; providing for the issuance of birth certificates giving foster parents as true parents; repealing 63 O. S. 1941 §28 as amended by Section 1, Chapter 1, Title 63, Oklahoma Session Laws 1943; 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 Leonard—Referred to the Committee on School Lands.

SENATE BILL NO. 233—By Leonard—Referred to the Committee on School Lands.

SENATE BILL NO. 234—By Goodpaster—Referred to the Committee on Appropriations.

### GENERAL ORDER

HOUSE BILL NO. 62, by Underwood, was taken up for consideration and read.

Senator Irby moved that House Bill No. 62 be advanced to engrossment and third reading.

Senator Carrier presiding.

Senator Irby asked unanimous consent, which was granted, to withdraw his pending motion.

Senator Rinehart asked unanimous consent, which was granted, that the vote be reconsidered by which SENATE BILL NO. 10, by Worthington, Counts, Carrier and Wheeler, was indefinitely postponed.

Upon motion of Senator Rinehart, Senate Bill No. 10 was ordered re-referred to the Committee on Roads, Highways and Aviation for further consideration.

### GENERAL ORDER

HOUSE BILL NO. 25, by Underwood, et al, was taken up for consideration and read at length.

Upon motion of Senator Gary, House Bill No. 25 was advanced to engrossment and third reading.

HOUSE BILL NO. 111, by Price, et al, was taken up for consideration and read at length and, by unanimous consent, further consideration deferred for this legislative day.

HOUSE BILL NO. 276, by Washington, was taken up for consideration and read.

Upon motion of Senator Anglin, House Bill No. 276 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the Senate was declared in recess subject to the call of the President.

The Senate reassembled, with President Berry presiding.

Referring further to ENGROSSED SENATE BILL NO. 21, as amended in Conference:

Upon motion of Senator Lowery, the Ginder motion was tabled.

The vote occurring on the Lowery motion, it was declared adopted.

ENGROSSED SENATE BILL NO. 21, as amended in Conference, was read at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussell, Wheeler, White, Worthington.—35.

Nays: Rinehart, Williams.—2.

Not Voting: Anglin, Braden, Logan, Neill.—4.

Excused: Nevins.—1.

Excused on Account of Military Service: Fine, Phillips.—2.



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

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussell, Wheeler, White, Worthington.—35.

Nays: Rinehart, Williams.—2.

Not Voting: Anglin, Braden, Logan, Neill.—4.

Excused: Nevins.—1.

Excused on Account of Military Service: Fine, Phillips.—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 Senate Bill No. 21, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

HOUSE BILL NO. 42, by Langley, et al, was taken up for consideration.

Senator Thornton moved that House Bill No. 42 be referred to a special committee of nine members of the Senate for consideration, without losing its place on the calendar.

Senator Lowery, as a substitute, moved that House Bill No. 42 be re-referred to the Committee on Social Security and be redrafted along the lines that Senator Paul suggested, said suggestions being that those persons at present listed on Old Age Assistance rolls receive additional assistance on a graduated scale, those in the most dire need and receiving the lowest assistance being increased proportionately larger than those in the higher

brackets, with the further proviso that the reserve fund be not depleted below the amount of two million dollars.

The vote occurring on the Lowery motion, it was declared adopted.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 237—By Rinehart—An Act appropriating thirty-four and ninety-four one-hundredths (\$34.94) dollars to W. D. Patterson, Secretary of the Canadian County Election Board, El Reno, Oklahoma, for payment as secretary of said board from May 11th, 1937, to and including June 30th, 1937; said appropriation to be made from the General Revenue Fund of the State of Oklahoma accruing to said fund during the fiscal year ending June 30th, 1936.

SENATE BILL NO. 238—By Lowery and Collier—An Act providing that any employer, regardless of the nature of any contract which he may have with any labor union, may employ any person who has been discharged from the armed forces of the United States; providing a penalty for the violation hereof; and declaring an emergency.

SENATE BILL NO. 239—By Lowery and Collier—An Act dealing with payment of labor union initiation fees by persons discharged from the armed forces of the United States; and declaring an emergency.

SENATE BILL NO. 240—By Pruett—An Act giving jurisdiction and management over certain "Capitol Building Lands" to Oklahoma State Board of Public Affairs; authorizing sale of such lands at public sale; and reserving certain of the mineral rights therein; prescribing procedure therefor; directing disposition of proceeds; and declaring an emergency.

### MESSAGE

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



MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 98—By Rowe,

An Act relating to and providing for the nomination and election of three (3) judges for district court judicial district number 14; provided that one (1) of whom shall be a legal resident of and nominated from Pawnee County, and two (2) of whom shall be legal residents of and nominated from Tulsa County; providing for the nomination of judges in the Tulsa County nominating district; providing that nothing in this Act shall effect or disturb the tenure of office of the present judges of said district; and repealing conflicting laws,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 98 was read for the fourth time at length, the enrolled copy signed in open session by the President 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, unless otherwise indicated:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 218, by Nance, entitled:

An Act making it the duty of the attorney general, after each session of the legislature, to prepare an opinion analyzing and construing each act passed thereby affecting county, municipal and school district officers, and, with assistance of state examiner and inspector, to prepare forms and instructions as to their administration; providing for the distribution of said opinions, forms and instructions; and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Indian Affairs, to whom was referred Senate Bill No. 225 by Pruett of the Senate, and Morris and Baldwin of the House, entitled:

An Act providing for the construction and equipping of an Indian Arts and Crafts Building at or near Anadarko, Oklahoma, to be used as a part of the American Indian Exposition and to furnish a place to display and sell Indian artcraft products, making appropriations, providing for the letting of contracts, and providing for supervision,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NEILL, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 212, by Leonard, entitled:

An Act relating to taxation of real property; amending 68 O. S. 1941, Section 15.3, to provide that where the title to oil and gas mineral rights is vested in one other than the owner of the surface of land, such oil and gas mineral rights shall be valued and listed separately from the fee of said land and separately taxed as real property upon an ad valorem basis; 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 do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred Engrossed House Bill No. 233 by Williams, Gibbs and Ash, entitled:

An Act relating to marriage licenses; amending 43 O. S. 1941 § 5 to provide that marriage licenses shall be valid in any county of the State; and declaring an emergency,

beg leave to report that we had the same under considera-



tion and herewith return the same with the recommendation that it be printed and placed upon the calendar.

DUFFY, Chairman

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 223, by Porter and Anderson of the Senate and Ward, Mitchellson and Russell of the House, entitled:

An Act relating to the files and records of the county clerk and county assessor, amending section 1 of Senate Bill No. 25, Session Laws 1945, which provides for destruction of certain ten-year old chattels, claims, assessment forms, etc., of no record value, to include ten-year old, etc.,

beg leave to report that he had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred House Bill No. 327 by Underwood and Parrish of the House, and Irby of the Senate, entitled:

An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 Federal census, to increase by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 84, by Bacon, Burkhardt, Carmichael, Doty, Evans, Hussey, Klinglesmith, Long, McDonald, Musgrave, Shumate, Standley, Starr and Tolbert, entitled:

An Act repealing sections 324, 324a, and 331, title 52, Oklahoma Statutes 1941, and section 8, chapter 3a, title 52, Session Laws of 1941 and section 1, chapter 5, title 52,

Session Laws of 1943, authorizing the Corporation Commission to set up a fuel inspection department; providing for appointment of state fuel inspectors, chemist, assistant chemist, field supervisor, two traveling laboratory operators, thirty-two (32) deputy fuel inspectors, secretary, and bookkeeper-stenographer, fixing the salaries of such, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Upon motion of Senator Irby, Senate Bill No. 198, by Irby, was ordered stricken from the Calendar.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Wednesday, March 14, 1945.



## FORTY-SIXTH LEGISLATIVE DAY

Wednesday, March 14, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Grennell, Mahan, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Education, to whom was referred Senate Bill No. 93, by Wheeler, Dacus, Nevins, Gary, Irby, Anderson and Ritzhaupt, entitled:

An Act relating to public schools; amending Chapter 21, Title 70, Sections 4, 5, and 9, Session Laws 1943, to provide for the support, maintenance and operation of the public schools on a guaranteed school program of one hundred eighty (180) school days; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Education Committee Substitute for Senate Bill No. 93 do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was re-referred Senate Bill No. 10, by Worthington, Counts, Carrier, Wheeler, Dacus, Nance, Anderson, Speck and Ginder, entitled:

An Act authorizing the state highway commission of the State of Oklahoma to construct, maintain and repair roads connecting and all roads located on the grounds of state-owned institutions with federal highways, state highways, county highways or city streets; authorizing the said state highway commission to use funds in the state highway construction and maintenance fund in the construction, maintenance and repair of the roads provided for herein; and declaring an 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.

RINEHART, Chairman.

## SECOND READING

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

SENATE BILL NO. 235—By Ritzhaupt—Referred to Committee on Agriculture.

SENATE BILL NO. 236—By Ritzhaupt—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 237—By Rinehart—Referred to Committee on Appropriations.

SENATE BILL NO. 238—By Lowery and Collier—Referred to Committee on Veterans' Affairs.

SENATE BILL NO. 239—By Lowery and Collier—Referred to Committee on Veterans' Affairs.

SENATE BILL NO. 240—By Pruett—Referred to Committee on Oil and Gas.



ENGROSSED HOUSE BILL NO. 289—By Montgomery—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 114—By Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 197—By Crane, Arrington, Board, Hawthorne, Hunt, Jones, Oerke, Reed, Streetman, Taylor, Van Dyck and Weaver—Referred to Committee on Retrenchment and Reform.

ENGROSSED HOUSE BILL NO. 282—By Foley—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 172—By Bullard, Arms, Billingsley, Cordray, Hathcoat, Meads, Ownby, Reed, Russell, Segrest, Shelton, Shumate, Starr and Weaver of the House and Grennell of the Senate—Referred to Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 228—By Weaver, Bacon, Baldwin, Barry, Bellamy, Carey, Cordray, Crane, Dillon, Gibbs, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Huey, Hussey, Impson, Johnson (Creek), Lansden, Levergood, Long, McCarty, Meads, Mountcastle, Ownby, Reed, Rowe, Shumate, Starr, Underwood, Wallace (Carter), Ward, Welch and Wright—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 394—By Klinglesmith—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 200—By Wallace (Carter) and Evans of the House and Chapman of the Senate—Referred to Committee on Public Health and Welfare.

President Pro Tempore Paul introduced Mr. Robert Lee Hummer, of North Carolina, who addressed the Senate on the subject of International Law.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 25 correctly engrossed.

DACUS, Chairman.

### THIRD READING

HOUSE BILL NO. 25 was read at length for the third time.

Upon motion of Senator Collier, further consideration of House Bill No. 25 was indefinitely postponed.

### SPECIAL ORDER

SENATE BILL NO. 194, by Counts, Cobb, Chapman, Gary and Lowery, was taken up for consideration and read.

Upon motion of Senator Counts, Senate Bill No. 194 was advanced to engrossment and third reading.

Upon motion of Senator Counts, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Counts, Finney, Gary, Goodpaster, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, White.—24.

Nays: Carrier, Collier, Cowden, Dacus, Duffy, Leonard, Speck, Thornton, Trussel, Williams, Worthington.—11.

Not Voting: Ginder, Irby, Sears, Wheeler.—4.

Excused: Grennell, Mahan, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Counts, the emergency section to Senate Bill No. 194 was ordered stricken and the



title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 194 was ordered referred for engrossment.

HOUSE BILL NO. 276 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Braden, Carrier, Counts, Ginder, Nance, Wheeler.—6.

Excused: Grennell, Mahan, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—33.

Not Voting: Braden, Carrier, Counts, Ginder, Nance, Wheeler.—6.

Excused: Grennell, Mahan, Ritzhaupt.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional

two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 276, and ordered the same returned to the Honorable House.

Senator Cobb asked to be excused for the remainder of this week, which was the order.

#### GENERAL ORDER

SENATE BILL NO. 185, by Anderson, was taken up for consideration.

Section 1 was read.

Upon motion of Senator Nichols, further consideration of Senate Bill No. 185 was indefinitely postponed.

SENATE BILL NO. 199, by Nichols and Cobb, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Nichols.

Section 2 was read.

Senator Dacus presiding.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 199, lines 13 and 14, page 3, by striking after the word, "Oklahoma," and before the word, "for," the following "with the view and," and inserting in lieu thereof the following: "if necessary"

THORNTON.

Senator Lowery submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 199, line 6, page 4, by striking after the word, "and," and before the word, "ditch," the word, "bar," and substituting the word, "borrow"

LOWERY.

Upon motion of Senator Nichols, Section 2, as amended, was adopted.



Section 3 was read and adopted, upon motion of Senator Nichols.

Section 4 was read.

By unanimous consent, further consideration of Senate Bill No. 199 was deferred temporarily.

### MESSAGE

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

MR. PRESIDENT:

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 Conference Committee Report on:

ENGROSSED HOUSE BILL NO. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave,

An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d) and 162 (f) levying a beverage tax on beer of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight (98%) to the General Revenue Fund,

and asks for a further conference thereon, and you are advised that the House has named the following as House Conferees: Billingsley, Chairman, Wallace, (Carter), Sherman.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Nance moved that the request of the Honorable House, for a further conference on Engrossed House Bill No. 249, be granted and that three (3) Senate Conferees be appointed thereunder, which motion prevailed, the Presiding Officer appointed Senators Nance, Pruett and Jones as such Senate Conferees.

Senator Nance advised the Senate as to certain instructions given House Conferees, under Engrossed House

Bill No. 249, and asked for an expression of the Senate as to said instructions.

Senator Thornton moved that the Senate Conferees, appointed under Engrossed House Bill No. 249 be uninstructed.

Senator Paul, as a substitute, moved that the Senate Conferees, appointed under Engrossed House Bill No. 249, be instructed to "resist any ear-marking of these funds," which motion prevailed.

#### GENERAL ORDER

Further referring to SENATE BILL NO. 199:

Upon motion of Senator Nichols, Section 4 was adopted.

Section 5 was read and adopted, upon motion of Senator Duffy.

President Berry presiding.

Sections 6 and 7 were read and adopted, upon motions of Senator Duffy.

Section 8 was read.

Senator Nichols submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 199, lines 16 and 17, page 7, by inserting the words and figures "ten (10%) per centum."

NICHOLS.

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

Mr. President: I move to amend Senate Bill No. 199, lines 16 and 17, page 7, by inserting the words and figures "five (5%) per centum."

DUFFY.

The vote occurring on the Nichols amendment, it was declared adopted.

Section 8, as amended, was adopted by unanimous consent.

Sections 9 and 10 were read and adopted by unanimous consent.



Upon motion of Senator Nichols, Senate Bill No. 199 was advanced to engrossment and third reading.

SENATE CONCURRENT RESOLUTION NO. 12, by Rinehart, et al, was taken up for consideration, read and adopted, upon motion of Senator Rinehart.

Senate Concurrent Resolution No. 12 was ordered referred for engrossment.

Senator Rinehart moved that SENATE CONCURRENT RESOLUTION NO. 8, by Rinehart, et al, be set for Special Order at 2:00 o'clock, p. m., Thursday, March 15, which motion prevailed.

Senator Nevins asked unanimous consent, to which objection was voiced, that SENATE CONCURRENT RESOLUTION NO. 6—By Worthington of the Senate and Foley of the House, be withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments and referred to the Committee on Social Security.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

#### MESSAGE

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

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 112, by Montgomery,

An Act providing for the number and compensation of assistant county attorneys, stenographers and evidence men, in all counties in the state having a population in excess of one hundred ninety thousand (190,000) inhabitants and less than two hundred and thirty thousand (230,000) inhabitants as shown by the last preceding federal decennial census, or any succeeding federal decennial census, and having a net assessed valuation in excess of one hundred thirty-five million (\$135,000,000) dollars as certified to the county excise board in 1944, and as may

be shown by any succeeding biennial net assessed valuation; repealing any law and any part of any law in conflict herewith; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

### 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 No. 219, by Nevins, entitled:

An Act relating to school district annexations; validating all partial annexations of school district territory under Senate Bill No. 5 of the Nineteenth Legislature of Oklahoma occurring prior to effective date 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 pass.

GARY, Vice Chairman.

Mr. President: We, your Committee on Fish and Game, to whom was referred Engrossed House Bill No. 29, by Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton, entitled:

An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes, and bobcats, killed in the State of Oklahoma; prescribing the conditions; providing penalty for violation; making appropriations therefor; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 241—By Brown, Speck, Goodpaster, Williams—An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following section thereof, to-wit: Section 13 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency.

SENATE BILL NO. 242—By Cobb, Lowery and Ginder—An Act relating to certain alcoholic beverages; authorizing county option; providing for elections in counties to prohibit or permit manufacture, sale or other distribution; providing procedure; fixing penalties; and declaring an emergency.

SENATE BILL NO. 243—By Collier—An Act amending Title 2 Oklahoma Statutes 1941, Section 441, and providing for the investment of funds by trust companies, building and loan associations, insurance companies or banking companies, for the investment of funds held in a fiduciary capacity, for the investment of sinking funds, for deposit of securities for public funds, for deposit of securities by foreign corporations; and declaring an emergency.

SENATE BILL NO. 244—By Rinehart—An Act authorizing recovery of damages by persons bitten or injured by dogs; establishing liability of the owners of such dogs; defining certain property as a public place for purposes of this act; and declaring an emergency.

SENATE BILL NO. 245—By Porter—An Act making appropriations to the veterans of foreign wars for the employment of a service officer to assist members of the armed forces, veterans, their families and dependents, and to pay other expenses necessary and incident to such service work, and declaring an emergency.

SENATE BILL NO. 246—By Porter—An Act amending 72 O. S. 1941 § 1, and § 3 of said title as amended by Section 2, Chapter 1, Title 72, Oklahoma Session Laws

1943, relating to hawking and peddling by ex-service persons, and declaring an emergency.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Thursday, March 15, 1945.



**FORTY-SEVENTH LEGISLATIVE DAY****Thursday, March 15, 1945**

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Gary, Miss Nadine Norton, daughter of Senator Norton, was made Honorary Secretary to the President of the Senate for this legislative day.

Upon motion of Senator Paul, the Secretary was directed to have flowers sent to Mrs. Wesley G. Jones and baby Cheryl Jeanne, at St. Anthony's Hospital, daughter and granddaughter respectively of Senator Jones.

Upon motion of Senator Paul, the Senate Auditor was directed to purchase Fifteen (\$15.00) Dollars worth of postage for the President of the Senate.

**MESSAGES**

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 112, by Montgomery,

An Act amending Section 30, Chapter 6, Title 19, Oklahoma Session Laws 1943 and Section 31, Chapter 6, Title 19, Oklahoma Session Laws 1943, as amended by House Bill No. 66 of the Twentieth Oklahoma Legislature; relating to the salaries of officers and the salaries and number of employees of officers of counties of this state having a population in excess of sixty-five thousand (65,000) and an assessed net valuation in excess of seventy-five million dollars (\$75,000,000.00) but not to exceed one hundred forty million dollars (\$140,000,000.00), and of counties having a population in excess of sixty-five thousand (65,000) and an assessed net valuation in excess of one hundred forty million dollars (\$140,000,000.00); and declaring an emergency, and

ENROLLED HOUSE BILL NO. 276, by Washington,

An Act providing for the manner of giving notice of any regular or special meeting of the members of corporations organized under the laws of this state as community funds or community chests; that those present at such meetings shall constitute a quorum for the transaction of any and all business properly before said meeting; and providing the method for amending the articles of incorporation of such corporations; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 112 and 276 were, each, read at length for the fourth time, the enrolled copies signed in open session, by the President and ordered returned to the Honorable House.

MR. PRESIDENT:

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



ENGROSSED HOUSE BILL NO. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave,

An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d), and 162 (f) levying a beverage tax on beer of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the General Revenue Fund, together with the Second 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,

H. R. CHRISTOPHER, Chief Clerk.

#### CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on Engrossed House Bill No. 249 was read and adopted, upon motion of Senator Nance:

#### TO THE PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your Conference Committee, to whom was referred House Bill 249 and Senate Amendments thereto and the Conference Committee Amendments heretofore considered, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

(1) That the Title of said Act be amended by inserting the words "And Declaring an Emergency."

(2) That wherever the statute identification 37 O. S. 1941 is contained in the bill that the same be amended to read "Title 37 O. S. 1941."

(3) That wherever the words and figures Ten Dollars (\$10.00) a barrel appear in the bill the same shall be stricken and the words and figures Seven Dollars (\$7.00) a barrel be inserted in lieu thereof.



(4) This Act shall be immediately effective, and shall remain in effect during the fiscal biennium ending June 30, 1947, and shall continue in effect until the close of the biennial period in which hostilities are concluded between the United States of America and the Imperial German Government and/or the Imperial Japanese Government. . . . The above provision shall be included in a new section to be numbered Section No. 5.

(5) That the emergency clause be added.

(6) The Committee most respectfully responds to the instruction directed to the Conference Committee by the House of Representatives on the following points:

(a) That the Conference Committee does not feel that it would be wise to recommend any change in the distribution of the revenue authorized hereunder for the reason that the bill under which the revenue would be distributed has not yet been enacted by either House and no known formula has been authorized under which the Committee might propose a new principle of distribution. (b) Under the joint rules of the two Houses governing the proceedings of Conference Committees, neither House is permitted to instruct Conferees upon any point or provision of the measure wherein no disagreement exists between the two houses. (c) The Conferees therefore respectfully request the House to recede from the instruction imposed upon said House Conferees as to the distribution of the revenue authorized under the provisions of this Act.

(7) We recommend that the bill do pass as amended by the Conference Committee.

Respectfully submitted,

BILLINGSLEY  
SHERMAN  
WALLACE (Carter)  
House Conferees

NANCE  
JONES  
PRUETT  
Senate Conferees.

Senator Nance asked unanimous consent, which was granted, that further consideration of Engrossed House Bill No. 249, as amended in the second conference, be deferred temporarily.

#### COMMITTEE REPORTS

Senator Dacus 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 Bills Nos. 194 and 199 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 12 and Engrossed Senate Bill No. 194 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 Judiciary No. 1, to whom was referred Senate Bill No. 205 by Finney and Ritzhaupt, entitled:

An Act amending Chapter 18, Title 74, of Oklahoma Statutes, 1941, relating to the record commission, prescribing its duties; and authorizing the destruction of obsolete or useless public records, by adding a new section to said chapter to be known as Section 562a of said chapter; authorizing microfilm reproductions thereof and making same substitutes for originals thereof; amending Section 563 of Title 74, O. S. 1941, by providing for filing and keeping of said micro-film copies; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number two, to whom was referred Senate Bill No. 24, by Neill, entitled:

An Act relating to the crime of public officers receiving bribes, amending 21 O. S. 1941 § 382, changing penalty, providing that there shall be no statute of limitations within which such a prosecution must be commenced, 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 not pass.

BURNS, Chairman.



Mr. President: We, your Committee on Judiciary Number two, to whom was referred Senate Bill No. 197, by Burns, entitled:

An Act relating to state depository vouchers, providing that such vouchers which remain outstanding and unpaid for one year from their date shall be revoked, cancelled and barred, and the same monies held to pay same shall be transferred into the general revenue fund, repealing all acts or parts of acts 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.

BURNS, Chairman.

Mr. President: We, your Committee on Judiciary Number two, to whom was referred Engrossed House Bill No. 394, by Klinglesmith, entitled:

An Act amending paragraph (h), section 5, chapter 6, title 19, Oklahoma Session Laws 1943; relating to the maximum salaries of certain deputy sheriffs and undersheriffs and/or jailer; and declaring an emergency,

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 Judiciary No. 2, to whom was referred Engrossed House Bill No. 234, by Judiciary No. 2 Committee, entitled:

An Act relating to the acquisition of Federal surplus property by the State, its political subdivisions, agencies and instrumentalities, and by State departments and institutions, providing for a State agent who also may act for political subdivisions, providing compensation, and other expenses, 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 Committee on State and County Affairs.

BURNS, Chairman.

Engrossed House Bill No. 234 was ordered referred



to the Committee on State and County Affairs, upon motion of Senator Finney.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 213 by Sherman, entitled:

An Act amending Section 93, Title 12, Oklahoma Statutes of 1941, prescribing limitations of real actions so that the same limitations will apply to actions to recover lands partitioned by judgment of court, or sold, or conveyed in partition suits and other judicial sales as now apply to actions to recover real estate, 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 Veteran's Affairs, to whom was referred Senate Bill No. 238, by Lowery and Collier, entitled:

An Act providing that any employer, regardless of the nature of any contract which he may have with any labor union, may employ any person who has been discharged from the armed forces of the United States; providing a penalty for the 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.

COWDEN, Chairman.

Mr. President: We, your Committee on Veterans' Affairs, to whom was referred Senate Bill No. 239, by Lowery and Collier, entitled:

An Act dealing with payment of labor union initiation fees by persons discharged from the armed forces of the United States; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr. President: We, your Committee on Public Health



and Welfare, to whom was referred Engrossed House Bill No. 200 by Evans of the House, and Chapman of the Senate, entitled:

An Act creating the Confederate Memorial Hospital, placing control of the same in the Board of Regents of the University of Oklahoma, creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing Sections 181, 182, 183, 184, 185, 186, 187, and 188 of Title 72, 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.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 170, by Huey, et al, entitled:

An Act creating a revolving fund in the state treasury for the Central Oklahoma State Hospital annex at McAlester, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursements; authorizing the Governor of the State of Oklahoma to—etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 165, by Ritzhaupt and Porter of the Senate and Starr and Weaver of the House, entitled:

An Act amending 63 O. S. 1941 § § 401, 408 and 420; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 229, by Paul and Nance, entitled:



An Act authorizing the State Department of Public Welfare to establish a children's study center for the purpose of assisting courts, agencies and institutions in the study, investigation, assignment or commitment of juveniles authorizing payment of cost thereof from the state assistance fund; directing certain state agencies, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 231, by Harshbarger and Montgomery, entitled:

An Act relating to marriage; amending sections 6, 7 and 9 of title 43, Oklahoma Statutes 1941; prescribing contents of license; providing for solemnization of marriages by certain persons; providing for filing of credentials by ministers; providing no fee shall be charged for such recording; requiring ministers to insert book, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be sent to one of the Judiciary Committees.

IRBY, Chairman.

The President ordered Engrossed House Bill No. 231 referred to Judiciary Committee No. 1 for further consideration.

### FIRST READING

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

SENATE BILL NO. 247—By Nevins—An Act amending Section 202 of Title 44, Oklahoma Statutes 1941.

SENATE BILL NO. 248—By Committee on Military Affairs—An Act amending Section 282 of Title 74, Oklahoma Statutes 1941.

SENATE BILL NO. 249—By Burns—An Act authorizing cities and incorporated towns to widen, extend, and improve streets, avenues, boulevards and alleys, and to acquire land by condemnation, or otherwise, and to pay for



the cost thereof by the levy and collection of special assessments against the property benefited thereby; 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. 241—By Brown, Speck, Goodpaster and Williams—Referred to Committee of Fees and Salaries.

SENATE BILL NO. 242—By Cobb, Lowery and Ginder—Senator Lowery asked that Senate Bill No. 242 be ordered printed and placed upon the calendar without reference to a Committee, to which objection was voiced.—Referred to Committee on Prohibition Enforcement.

SENATE BILL NO. 243—By Collier—Referred to Committee on Banks and Banking.

SENATE BILL NO. 244—By Rinehart—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 245—By Porter—Referred to Committee on Veterans Affairs.

SENATE BILL NO. 246—By Porter—Referred to Committee on Veterans Affairs.

## MESSAGE

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate, and  
To the Speaker and Members of the  
Honorable House of Representatives  
Twentieth Oklahoma Legislature

### GENTLEMEN:

Since giving my message to you in Joint Session, January 2, 1945, a condition existing in the School Land Department has been called to my attention, which I believe of such importance to the State as to make it my duty to submit the matter to you for your consideration.



The State of Oklahoma owns 299,287 acres of land in Cimarron County—more than 25% of all the land within this taxing subdivision of the State. As you know, State-owned lands are exempt from taxation. While it is true that much of the State-owned land is of a comparatively low value, yet the total value of exempt lands in the county is great enough to put an unfair burden on the owners of small farms and ranches.

A greater part of this land was granted to Oklahoma by the United States, and more than two hundred thousand acres is practically one solid body, comprising approximately ten townships in the northwest corner of the County. Most of this area is grass land, under five-year grazing leases which are held by a very small number of men engaged in the cattle business.

These leases expire December 31, 1946. The rental paid to the State under these lease contracts is eight cents per acre, the exact amount paid by the Government to those in possession for Soil Conservation practices. It is true this land is situated in the "dust-bowl" area, and was not profitable, for a time, for any purpose, but conditions are much different now and have been favorable for cattle raising for many years, and the outlook for the cattle men is very promising.

This land has not been officially appraised. Yet I am informed by reliable sources that it is worth from seven to twelve dollars per acre. Land rental under the supervision of the Commissioners of Land Office is based on the appraised value of the land. Five per cent of the appraised value is the minimum rental accepted by the Department. Accordingly, land valued at seven dollars per acre should rent for a minimum of thirty-five cents per acre. Privately owned grass lands in Cimarron County are being leased at this time for a rental of twenty cents to one dollar per acre. Much of the State-owned land is now under sublease for a much greater rental than is being paid the State by the lessees.

Gas has been discovered near the east end of Cimarron County in paying quantities. As yet there is no demand for oil and gas leases from the State; nevertheless there is a possibility that some of the State-owned lands have potential oil and gas value and should be held for that purpose. However, in the light of present conditions, I believe



the best interest of the School fund will be served at this time by a sale of all lands in the County not likely to produce oil or gas. Also, I would recommend that one-half of the minerals in and under all lands sold be reserved to the State as now provided by law.

The grazing leases now in existence provide that the lands covered thereby may be OFFERED FOR SALE at any time during the life of the lease. Due to prosperous times and the promising future for the cattle industry in this country, and in view of the small revenue which the State has received since Statehood, and is now receiving, from these lands, I believe these lands should be offered for sale.

There is some question whether the Commissioners of the Land Office have authority under the present law to offer grazing lands for sale. I recommend that you consider enacting a law authorizing and directing the Commissioners of the Land Office to offer for sale all grazing land not likely to produce oil or gas, reserving one-half of the mineral rights to the State. Inasmuch as this land is suitable only for ranch purposes, I believe the land should be offered in as large tracts as the Enabling Act and Constitution will permit.

Respectfully submitted,  
ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

(SEAL)

ATTEST:

F. C. CARTER,  
Secretary of State.

By: Katherine Manton,  
Ass't. Secretary of State.

### RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 13—  
By Nichols, Dacus, Gary and Norton—A Resolution urging the Oklahoma State Regents for Higher Education to prescribe standards and courses of study in schools, colleges, universities and institutions of higher education relating



to agriculture, soil and water conservation propagation and preservation of wildlife, and conservation of natural resources.

Senator Gary asked unanimous consent, which was ordered granted, that the vote be reconsidered by which HOUSE BILL NO. 25 was indefinitely postponed on the last legislative day.

Upon motion of Senator Gary, House Bill No. 25 was ordered re-referred to the Committee on Education for further consideration.

Senator Ritzhaupt asked unanimous consent, which was granted, that the Public Health and Welfare Committee Report on SENATE BILL NO. 165, be supplemented by striking the name of Representative Weaver as a co-author.

### THIRD READING

SENATE BILL NO. 199 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Leonard, Logan, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, White, Williams, Worthington.—25.

Nays: Carrier, Cowden, Duffy, Ginder, Irby, Jones, Pruett, Thornton, Trussel.—9.

Not Voting: Lowery, Nance, Neill, Wheeler.—4.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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, upon request of Senator Nichols, the emergency section to Senate Bill No. 199 was

ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 199, as amended, was ordered referred for re-engrossment.

### GENERAL ORDER

Senator Finney asked unanimous consent, which was granted, that HOUSE BILL NO. 200, by Evans of the House and Chapman of the Senate, be taken up for immediate consideration.

HOUSE BILL NO. 200, as amended, was read at length.

Senator Nichols presiding.

Upon motion of Senator Anglin, House Bill No. 200 was advanced to engrossment and third reading.

Upon motion of Senator Chapman, the rules of the Senate were suspended and House Bill No. 200, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 200 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Logan, Lowery, Neill, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White.—31.

Not Voting: Ginder, Leonard, Nance, Paul, Rinehart, Williams, Worthington.—7.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 200, as amended, was ordered referred for engrossment.

Senator Neill moved that SENATE BILL NO. 24, by Neill, be ordered printed and placed upon the Calendar, notwithstanding the adverse Committee Report on the bill, submitted today.

Senator Burns asked unanimous consent, to which objection was voiced, that Senate Bill No. 24 be ordered printed and placed upon the Calendar, notwithstanding the adverse Committee Report.

Senator Neill asked unanimous consent, which was granted, to withdraw his motion.

Senator Jones moved that the adverse Committee Report on Senate Bill No. 24 be adopted, which motion prevailed.

#### GENERAL ORDER

HOUSE BILL NO. 111, by Price, et al, was taken up for consideration and read at length.

President Pro Tempore Paul presiding.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 111, line 6½, page 2, by adding after the word "Act," the following: "(1a) Provided that two and one-half (2½%) per cent of the total sum collected and appropriated in Sub-section 1 be used as a reserve fund to be allocated by the Commissioners to the various services rendered by and through the Oklahoma Social Security Act."

#### RITZHAUPT.

Senator Duffy moved to table the Ritzhaupt amendment, which motion prevailed.

Senator Burns moved the previous question, which motion prevailed.

Upon motion of Senator Dacus, House Bill No. 111 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 111 was con-



sidered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Burns, Carrier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Irby, Leonard, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Speck, Thornton, Trussel, Wheeler, White, Worthington,—25.

Nays: Anglin, Brown, Finney, Jones, Lowery, Ritzhaupt, Williams.—7.

Not Voting: Braden, Chapman, Collier, Goodpaster, Logan, Porter.—6.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Nays: Anglin, Ritzhaupt, Williams.—3.

Not Voting: Braden, Chapman, Goodpaster, Logan.—4.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 111, and ordered the same returned to the Honorable House.

Referring further to HOUSE BILL NO. 249, as amended in Conference:

ENGROSSED HOUSE BILL NO. 249, as amended in Conference, was read at length.

The question being, "Shall House Bill No. 249, as amended in conference, pass?" the roll was called with the following results:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Carrier, Cowden, Rinehart.—3.

Not Voting: Goodpaster.—1.

Excused Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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, as amended in conference, become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Nays Cowden, Goodpaster.—2.

Not Voting: Norton.—1.

Excused Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 249, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

President Pro Tempore Paul advised the Senate of the request of the Honorable House for a joint session of the Senate and the House of Representatives, on Monday, March 19, at 10:00 o'clock, a. m., for the purpose of hearing Lord Halifax, and the further request that a committee of the Senate be appointed to make arrangements for said joint session.

Senator Finney moved that the request of the House be granted and a committee of the Senate be appointed, which motion prevailed, the President Pro Tempore appointing on such committee, Senators Burns, Chairman, Anglin, Chapman, Goodpaster, Brown, Ginder and White.

Senator Finney moved that when the Senate adjourns on this legislative day, it adjourn to meet at 10:00 o'clock, a. m., Monday, March 19, 1945, which motion prevailed.

## MESSAGE

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO 56, by Duffy of the Senate, and Focht of the House,

An Act amending Section 37, Title 11, Oklahoma Statutes, 1941, relating to the procedure at a Primary or General Election of this State when a candidate is unopposed; 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 Presiding Officer, in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 56 was ordered referred for enrollment.

Senator Dacus submitted the following committee report:

Mr. President. The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 56 correctly enrolled and House Bill No. 200 correctly engrossed.

DACUS, Chairman.

Senate Bill No. 56 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 Chapman presiding.

The Presiding Officer in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 200, as amended, and ordered it returned to the Honorable House.

President Pro Tempore Paul presiding.

#### GENERAL ORDER

HOUSE BILL NO. 229, by Washington, et al, was taken up for consideration and read at length.

Upon motion of Senator Burns, House Bill No. 229 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 229 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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.

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—34.

Not Voting: Anglin, Jones, Nance, Wheeler.—4.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—34.

Not Voting: Anglin, Jones, Nance, Wheeler.—4.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 229 was ordered referred for engrossment.

Senator Burns asked unanimous consent, which was granted, that his grandson, James Woody Hunt, be made an Honorary Page for this legislative day.



## GENERAL ORDER

HOUSE BILL NO. 15, by Washington, et al, was taken up for consideration and read at length.

Upon motion of Senator Braden, House Bill No. 15 was advanced to engrossment and third reading.

Upon motion of Senator Braden, the rules of the Senate were suspended and House Bill No. 15 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 15 was read for the third time at length.

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

Ayes Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Not Voting. Anderson, Anglin, Carrier, Goodpaster, Logan, Nance, Pruett, Wheeler.—8.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Not Voting: Anderson, Anglin, Carrier, Goodpaster, Logan, Nance, Pruett, Wheeler.—8.

Excused Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 15, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 187, by Underwood, et al, was taken up for consideration and read at length.

Upon motion of Senator Irby, House Bill No. 187 was advanced to engrossment and third reading.

Upon motion of Senator Irby, the rules of the Senate were suspended and House Bill No. 187 was considered engrossed and placed upon third reading and final passage.

Senator Counts presiding.

#### 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:

Ayes: Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Anglin, Carrier, Nance, Norton, Paul, Speck.—7.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Anglin, Carrier, Nance, Norton, Paul, Speck.—7.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 187 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 21, by Williams, was taken up for consideration, read and adopted, upon motion of Senator White.

Engrossed House Concurrent Resolution No. 21 was signed in open session by the Presiding Officer and ordered returned to the Honorable House.

HOUSE BILL NO. 208, by Mountcastle, was taken up for consideration and read at length.

Upon motion of Senator Finney, House Bill No. 208 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 208 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Braden, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Wheeler, White.—26.

Nays: Cowden, Pruett, Trussel, Worthington.—4.

Not Voting: Anderson, Anglin, Burns, Carrier, Ginder, Goodpaster, Thornton, Williams.—8.

Excused: Cobb, Grennell, Mahan, Sears.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Finney moved that the emergency section of House Bill No. 208 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

House Bill No. 208 was ordered referred for engrossment.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 o'clock, a. m., Monday, March 19, 1945, which motion prevailed.

Senator Cowden asked to be excused for the remainder of this legislative day, which was the order.

### RESOLUTION

Senator Paul asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length and adopted, upon his motion:

SENATE RESOLUTION NO. 7—By PAUL, WORTHINGTON, DACUS, BRADEN, JONES, CHAPMAN, BROWN, PORTER, WHITE, IRBY and COUNTS.



## A RESOLUTION PROVIDING FOR A DECLARATION OF THE FEDERATION OF THE WORLD.

WHEREAS, it is necessary at the present juncture of human affairs to enlarge the bases of organized society by establishing a government for the community of nations, in order to preserve civilization and enable mankind to live in peace and be free, the following principles and objectives are hereby enunciated in

### THE DECLARATION OF THE FEDERATION OF THE WORLD

Man, the source of all political authority, is a manifold political being. He is a citizen of several communities: The city, the state, the nation and the world. To each of these communities he owes inalienable obligations and from each he receives enduring benefits.

Communities may exist for a time without being incorporated but, under the stress of adversity, they disintegrate unless legally organized. Slowly but purposefully through the centuries, civilization has united the world, integrating its diverse local interests and creating an international community that now embraces every region and every person on the globe. This community has no government, and communities without governments perish. Either this community must succumb to anarchy or submit to the restraints of law and order.

Governments can only be established through the deliberate efforts of men. At this hour two elemental forces are struggling to organize the international community: totalitarianism and democracy. The former, a recent version of repudiated militarism and tyranny, is predicated upon the principle of compulsion, rules through dictatorship and enslaves men; the latter, a proved bulwark of the rights of man as a human being and as a citizen, derives its authority from the consent of the governed, embodies the will of free men and renders their collective judgments supreme in human affairs. The corner stone of totalitarianism is the ethnographic state, whose restricted interests define the scope of its favors; the foundation of democracy is man whose integrity is inviolable and whose welfare is its primary concern. The motivating power of the former is violence, of the latter, freedom. One feeds upon unscrup-

ulous ambition; the other upon an enlightened sense of obligation.

One or the other of these forces will now triumph and govern mankind. The present conflict is irrepressible and decisive. It is the challenge of the ages to the generation of today, and represents those spiritually cosmic forces which visit the world at critical periods in human history to shape the destinies of men. This world can not remain half-slave, half-free; half-totalitarian, half-democratic. The laws of civilized society prevent intercourse between slaves and free men from being either congenial or profitable. If totalitarianism wins this conflict, the world will be ruled by tyrants, and individuals will be slaves. If democracy wins, the nations of the earth will be united in a commonwealth of free peoples, and individuals, wherever found, will be the sovereign units of the new world order.

Man has struggled from time immemorial to endow the individual with certain fundamental rights whose very existence is now imperiled. Among those rights is man's freedom to worship, speak, write, assemble and vote without arbitrary interference. To safeguard these liberties as a heritage for the human race, governments were instituted among men, with constitutional guarantees against the despotic exercise of political authority, such as are provided by elected parliaments, trial by jury, habeas corpus and due process of law. Man must now either consolidate his historic rights or lose them for generations to come.

The ceaseless changes wrought in human society by science, industry and economics, as well as by the spiritual, social and intellectual forces which impregnate all cultures, make political and geographical isolation of nations hereafter impossible. The organic life of the human race is at last indissolubly unified and can never be severed, but it must be politically ordained and made subject to law. Only a government capable of discharging all the functions of sovereignty in the executive, legislative and judicial spheres can accomplish such a task. Civilization now requires laws, in the place of treaties, as instruments to regulate commerce between peoples. The intricate conditions of modern life have rendered treaties ineffectual and obsolete, and made laws essential and inevitable. The age of treaties is dead; the age of laws is here.



Governments, limited in their jurisdiction to local geographical areas, can no longer satisfy the needs or fulfill the obligations of the human race. Just as feudalism served its purpose in human history and was superseded by nationalism, so has nationalism reached its apogee in this generation and yielded its hegemony in the body politic to internationalism. The first duty of government is to protect life and property, and when governments cease to perform this function, they capitulate on the fundamental principle of their *raison d'être*. Nationalism, moreover, is no longer able to preserve the political independence or the territorial integrity of nations, as recent history so tragically confirms. Sovereignty is an ideological concept without geographical barriers. It is better for the world to be ruled by an international sovereignty of reason, social justice and peace than by diverse national sovereignties organically incapable of preventing their own dissolution by conquest. Mankind must pool its resources of defense if civilization is to endure.

History has revealed but one principle by which free peoples, inhabiting extensive territories, can unite under one government without impairing their local autonomy. That principle is federation, whose virtue preserves the whole without destroying its parts and strengthens its parts without jeopardizing the whole. Federation vitalizes all nations by endowing them with security and freedom to develop their respective cultures without menace of foreign domination. It regards as sacrosanct man's personality his rights as an individual and as a citizen and his role as a partner with all other men in the common enterprise of building civilization for the benefit of mankind. It suppresses the crime of war by reducing to the ultimate minimum the possibility of its occurrence. It renders unnecessary the further paralyzing expenditure of wealth for belligerent activity, and cancels through the ages the mortgages of war against the fortunes and services of men. It releases the full energies, intelligence and assets of society for creative, ameliorative and redemptive work on behalf of humanity. It recognizes man's morning vision of his destiny as an authentic potentiality. It apprehends the entire human race as one family, human beings everywhere as brothers and all nations as component parts of an indivisible community.

There is no alternative to the federation of all nations

except endless war. No substitute for The Federation of the World can organize the international community on the basis of freedom and permanent peace. Even if continental, regional or ideological federations were attempted, the governments of these federations, in an effort to make impregnable their separate defenses, would be obliged to maintain stupendously competitive armies and navies, thereby condemning humanity indefinitely to exhaustive taxation, compulsory military service and ultimate carnage, which history reveals to be not only criminally futile but positively avoidable through judicious foresight in federating all nations. No nation should be excluded from membership in The Federation of the World that is willing to suppress its military, naval and air forces, retaining only a constabulary sufficient to police its territory and to maintain order within its jurisdiction, provided that the eligible voters of that nation are permitted the free expression of their opinions at the polls.

*It Being Our Profound and Irrevocable Conviction:*

That man should be forever free and that his historic rights as an individual and as a citizen should be protected by all the safeguards sanctioned by political wisdom and experience.

That governments are essential to the existence of communities and that the absence of government is anarchy.

That there exists an international community, encompassing the entire world, which has no government and which is destined, as a consequence of the present war, either to be ruthlessly dominated and exploited by totalitarianism or to be federated by democracy upon the principle of freedom for all nations and individuals.

That all human beings are citizens of this world community, which requires laws and not treaties for its government.

That the present conflict will determine the survival of free institutions throughout the world, and that it is morally incumbent upon this generation, as one of the declared objectives of the current war, to federate the nations, in order to make secure, and hereafter unchallenged, freedom for all peoples everywhere, and in order



to impart to those who are called to give their lives and fortunes for the triumph of democracy the positive assurance of the incorruptible utility of their sacrifice.

That World Federation is the keystone in the arch of civilization, humanity's charter of liberty for all peoples and the signet authenticating at last the union of the nations in freedom and peace.

That the universal ordeal, through which mankind is now passing, marks the birth of a new epoch that will affirm for all time the indestructible solidarity of civilization and the abiding unity of the human race.

That there are supreme moments in history when nations are summoned, as trustees of civilization, to defend the heritage of the ages and to create institutions essential for human progress. In the Providence of God, such a crisis is this hour, compelling in duty and unprecedented in responsibility—a fateful moment when men meet destiny for the fulfillment of historic tasks.

Now, therefore, Be It Resolved by the Senate of the State of Oklahoma:

SECTION 1. That the Senate of the State of Oklahoma does hereby solemnly declare that all peoples of the earth should now be united in a commonwealth of nations to be known as The Federation of the World, and to that end it hereby endorses The Declaration of the Federation of the World as is specifically set forth in the preamble hereof, and makes said Declaration a part of this Resolution in the same manner as if same were recited herein, and requests the Senators and Members of the House of Representatives in Congress from the State of Oklahoma to support and vote for a Resolution in the Congress of the United States, approving the principle of World Federation and requesting the President of the United States to initiate the procedure necessary to formulate a Constitution for The Federation of the World, which shall be submitted to each nation for its ratification.

SECTION 2. That there be selected a territory for the seat of government for The Federation of the World, and that the nation in which the said territory is located be requested to withdraw its jurisdiction over this area and code it to The Federation of the World for its Capital,

with all the prerogatives and attributes of sovereignty, in order that there might be built in this area a City symbolic of world unity, adequate for the needs of the nations and worthy of the aspirations and destiny of mankind.

SECTION 3. That a copy of this Resolution be sent to each of the Senators and Members of the House of Representatives in Congress from the State of Oklahoma.

SECTION 4. That this Resolution shall be in full force and effect from and after its ratification.

Senate Resolution No. 7 was ordered referred for engrossment.

### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 187 and 229 and Senate Bill No. 199 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 187 and 229, each as amended, and ordered the bills returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 199 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 School Lands, to whom was referred Senate Bill No. 232, by Leonard, entitled.

An Act establishing a state merit system, providing for the appointment, promotion, demotion and dismissal of employees, and certain appointive officers, of the Oklahoma School Land Commission, the Oklahoma Department of Public Welfare, the Oklahoma Department of Public Health, the Oklahoma Employment Security Commission,



and the Oklahoma Commission for Crippled Children solely on merit; authorizing other agencies of the state to participate in the merit system, . . . etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LEONARD, Chairman.

Mr. President: We, your Committee on School Lands, to whom was referred Senate Bill No. 230, by Leonard, entitled:

An Act authorizing the commissioners of the land office of the State of Oklahoma to sell all lands under their jurisdiction and control, except lands which are deemed to be valuable for minerals, including oil and gas; providing a uniform procedure for the sale of said lands, terms of sale; fixing the minimum initial payment; requiring reservation of a percentage of the minerals in and under the lands so sold; making lands sold subject to taxation upon approval of the sale by the 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.

LEONARD, Chairman.

Mr. President: We, your Committee on School Lands, to whom was referred Senate Bill No. 20, by Gary, Leonard, Cobb and Worthington of the Senate and Biles, Flanagan, Reed, Johnson and Ownby of the House, entitled:

An Act authorizing and requiring the commissioners of the land office to sell all lands now or hereafter held by them within certain periods; providing that in counties of less than five million (\$5,000,000.00) dollars valuation all such lands now held by the commissioners shall be sold within one (1) year from passage 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.

LEONARD, Chairman.

Mr. President: We, your Committee on Revenue and

Taxation, to whom was referred Senate Bill No. 227, by Braden, entitled

An Act amending 68 O. S. 1941 §184d, providing for correction by Board of County Commissioners of errors in assessing or preparing tax rolls, providing for refunds, and authorizing Board of County Commissioners to execute quit claim deeds to persons whose property has been sold at tax sale through error; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 81, by Burns, entitled:

An Act relating to delinquent personal taxes and the collection thereof in each county having a population in excess of 200,000, according to the last preceding Federal census; providing for the issuance and collection of alias tax warrants; prescribing duties of the county treasurer, county attorney and other officials of such counties; providing for a special delinquent personal tax collector in any such county, and fixing and defining his qualifications, compensation, powers and duties, authorizing court actions for delinquent taxes, and providing for the collection of judgments, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 217, by Burns and Rinehart, entitled.

An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members 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.

NANCE, Chairman.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time.

SENATE BILL NO. 250—By Norton—An Act relating to the State Industrial School for white girls; authorizing the superintendent of said school to employ certain wards and providing for payment for services and declaring an emergency.

SENATE BILL NO. 251—By Nance—An Act amending Title 18, Chapter 11, Oklahoma Statutes 1941, relating to foreign corporations, providing a new section to be known as Section 451a; providing that foreign charitable, educational, and religious corporations, institutions or foundations carrying on some part of their activities in this state shall, upon filing with the secretary of state a copy of their charter or articles of incorporation and upon the payment of the fees provided for in Section 111, Title 28, Oklahoma Statutes, 1941, be issued a license or permit to carry on activities within this state, and that such corporations shall enjoy all the rights, privileges, exemptions, and immunities conferred upon like corporations, institutions or foundations organized under the laws of this state; and declaring an emergency.

## MESSAGES

The following Messages from the Honorable House were received and read.

MR. PRESIDENT.

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

ENROLLED SENATE BILL NO. 56, by Duffy of the Senate and Focht of the House,

An Act amending section 37, title 11, Oklahoma Statutes, 1941, relating to the procedure at a primary or general election of this state when a candidate is unopposed; 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 56 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 21, by Burns,

An Act vitalizing section 31a, article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in State Primary General Election July 11, 1944, and ratifying said section 31a, article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said board of regents and their right to adopt rules and regulations for their government, not inconsistent with the constitution and laws of the state; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; 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 such Report.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 21, together with Conference Committee Report thereon, was ordered referred for the enrollment of the bill, as amended in Conference.

As previously provided, the Presiding Officer declared the Senate adjourned to meet at 10:00 a. m., Monday, March 19, 1945.



## FORTY-EIGHTH LEGISLATIVE DAY

Monday, March 19, 1945

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Berry.

Upon roll call, the following members were present

Present. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused. Cobb, Counts, Goodpaster, Pruett.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The President declared a quorum present.

Prayer was offered by Rev. George Massad, Pastor of St. Elijah's Orthodox Church, Oklahoma City

The Journal for the last legislative day was declared approved.

Senator Finney moved that the President appoint a Committee, with instructions to ascertain information from the Honorable House as to the hour for a Joint Session, which motion prevailed, the President appointing Senators Jones, Duffy and Leonard as such Committee.

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

The Senate reassembled, with the President presiding.

Senator Duffy, on behalf of the Committee appointed to ascertain information as to a Joint Session, reported the duty performed and advised that the Honorable House was ready to meet with the Senate in Joint Session.

A Committee from the Honorable House, headed by Representative Bullard, was received and advised the Sen-

ate that the hour of 10:30 this morning had been agreed upon for a Joint Session.

Upon motion of Senator Finney, the Senate proceeded to the Honorable House.

### JOINT SESSION

The Senate and Honorable House, in Joint Session, was called to order by President Berry

The President ordered the roll of the Senate called, resulting as follows.

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Counts, Goodpaster, Pruett.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The President declared a quorum of the Senate present.

The Speaker of the Honorable House ordered the roll of the Honorable House called, resulting as follows:

Present: Arms, Arrington, Ash, Bacon, Barnhart, Barr, Barry, Bellamy, Biles, Billingsley, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Johnson (Creek), Jones, King, Klinglesmith, Langley, Levergood, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Ownby, Parrish, Price, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward,



Washington, Weaver, Whitford, Wiley, Wilson, Wright, Mr Speaker.—102.

Excused: Bailey, Baldwin, Batson, Board, Carmichael, Dunn, Kerr, Lansden, Long, Madrano, Oerke, Rowe, Toaz, Tolbert, Welch, Williams.—16.

Deceased: Durant.—1.

The Speaker declared a quorum of the Honorable House present.

The President declared the Joint Session duly organized.

Senator Burns, on behalf of the Joint Senate and House Committee, appointed to arrange for the appearance of Lord Halifax, British Ambassador to the U. S., and his Party, announced the presence of the distinguished guest and his Party, together with Governor and Mrs. Kerr, following which the Governor and Lord Halifax were escorted to the Speaker's rostrum.

President Berry presented Governor Kerr to the Joint Session who, in turn, presented Lord Halifax, who addressed the Joint Session.

Following the address, Lady Halifax and the Hon. Richard Wood, distinguished War Veteran son of Lord and Lady Halifax, were introduced to the Joint Session.

A Chorus from the Langston Agricultural University, Langston, Oklahoma, sang three numbers.

Upon motion of Representative Speakman, the Joint Session was declared dissolved.

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

Upon motion of Senator Finney, the Senate was recessed to meet at 1:30 p. m.

#### AFTERNOON SESSION

The Senate reassembled at 1:30 p. m., with President Pro Tempore Paul presiding.

### MESSAGES

The following Messages from the Honorable House were received and read.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 249, by Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave,

An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d) and 162 (f), levying a beverage tax on beer, of Ten (\$10.00) Dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the General Revenue Fund,

and to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 249 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.

MR. PRESIDENT:

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

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 21, by Williams,

A Resolution memorializing Congress to enact House Resolution 1197, a bill to validate titles to certain lands conveyed by Indians of the Five Civilized Tribes, and providing for a copy of this resolution to be forwarded to each member of the Oklahoma Delegation in Congress,

and to advise you, and through you, the Honorable Senate



that the same has been signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 21 and ordered it returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith, for your signature.

ENROLLED HOUSE BILL NO. 15—By Washington and Reed,

An Act appropriating Twelve Thousand, Twenty-five Dollars and Eighty Cents (\$12,025.80) to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; and declaring an emergency, and,

ENROLLED HOUSE BILL NO. 111—By Price, Arms, Bailey, Bellamy, Billingsley, Burkhardt, Dees, Dorsett, Edwards, Flanagan, Foley, Frix, Gullett, Hathcoat, Holt, Huey, Hughes, Hussey, Klinglesmith, Langley, Levergood, Madrano, Meads, Medlock, Mitchelson, Morris, Musgrave, Ownby, Parrish, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Singleton, Speakman, Starr, Thompson (Lincoln), Treadwell, Underwood, Van Dyck and Williams,

An Act relating to appropriation and apportionment of moneys in the State Assistance Fund; amending Chapter 7a, Title 56, Oklahoma Session Laws 1943 (56 O. S. Supp. § 181a); 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 15 and 111 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.

### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report.

Mr. President. The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 208 correctly engrossed and Senate Bill No. 21 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 208, as amended, and ordered the bill returned to the Honorable House.

Senate Bill No. 21 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.

The following Committee Reports were submitted, the bill and joint resolution ordered printed and placed upon the Calendar, unless otherwise indicated.

Mr President. We, your Committee on Interstate Cooperation, to whom as referred Senate Bill No. 38, by Norton, Mahan and Goodpaster, entitled:

An Act creating a governmental agency of the state, which shall be a body politic and corporate, known as the Oklahoma Housing Authority, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NORTON, Chairman.

Mr President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 5, by Duffy and Ritzhaupt of the Senate and Focht, Washington and Parrish of the House, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a



proposed amendment to Section 9, Article X, 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.

NANCE, Chairman.

### SECOND READING

The following Bills were read for the second time and ordered referred to the Committee indicated:

SENATE BILL NO. 247—By Nevins—Referred to Committee on Legal Advisory.

SENATE BILL NO. 248—By Committee on Military Affairs—Referred to Committee on Military Affairs.

SENATE BILL NO. 249—By Burns—Referred to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 250—By Norton—Referred to Committee on Penal Institutions.

SENATE BILL NO. 251—By Nance—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

Senator Burns asked to be excused for the remainder of this legislative day, which was the order

### FIRST READING

By unanimous consent, the following Joint Resolution was introduced and read for the first time:

SENATE JOINT RESOLUTION NO. 9—By Rinehart, Anglin, Nichols, Brown, Paul, Nance, Jones, Lowery, of the Senate and Holt, Johnson (Creek), Whitford and Starr of the House—A Joint Resolution authorizing and directing the State Game and Fish Commission to accept in the name of the State of Oklahoma lands of former Senator Gid Graham; to maintain same as a Game Refuge for all time and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children of Oklahoma.

Senator Jones moved that Betty Jo and James Clint

Braden, daughter and son of Senator Braden, be made Honorary Senate Stenographer and Honorary Page, respectively, for this legislative day, which motion prevailed.

Upon motion of Senator Rinehart, young Bill Collier, son of Senator Collier, was made an Honorary Page for this legislative day.

Senator Nichols was recognized and spoke on a question of Personal Privilege after having read Editorials from *The Daily Oklahoman* and *The Tulsa World*, appearing in the Sunday, March 18, 1945, issues.

Upon motion of Senator Duffy, Charles Focht, Ponca City, son of Representative Focht, was made an Honorary Page for this legislative day.

Senator Worthington presiding.

#### CONFERENCE COMMITTEE REPORT

Senator Duffy submitted the following Conference Committee Report, which was read and adopted upon his motion:

#### TO THE PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE:

We, your Conference Committee, to whom was referred Senate Bill No. 27, by Duffy, Pruett and Rinehart of the Senate, and Wallace (Carter), Focht, Dorsett, and Morris of the House, it being:

“An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this Act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946; and declaring an emergency,

and the House Amendments thereto, beg leave to report that we have had the same under consideration and make the following recommendations:

1. That the Senate concur in House Amendment number 1.
2. That the Senate concur in House Amendment number 2.



## 3. That the title be corrected to read as follows:

'An Act validating final decrees in estates of deceased persons which have been entered *prior to January 1, 1941*; provided, however, this Act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946, *and shall not apply to insane persons, incompetents, or to persons laboring under legal disability; and declaring an emergency.*

## 4. That the Bill as above amended by this Conference Committee Report do pass."

Senate Conferees:

House Conferees.

DUFFY

WALLACE (Carter)

PRUETT

MONTGOMERY

RINEHART

EVANS

ENGROSSED SENATE BILL NO. 27, as amended in Conference, was read at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Carrier, Finney, Ginder, Neill, Nevins, Paul.—6.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Cowden, Dacus, Duffy, Gary, Grennell, Irby, Jones,

Leonard, Logan, Lowery, Mahan, Nance, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Carrier, Finney, Ginder, Neill, Nevins, Paul.—6.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service. Fine, Phillips.—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 Senate Bill No. 27, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

Upon motion of Senator Braden, SENATE BILL NO. 125, by Braden, was ordered withdrawn from the Calendar and referred to Judiciary Committee No. 2.

SENATE BILL NO. 218, by Nance, was taken up for consideration.

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

Upon motion of Senator Nance, Senate Bill No. 218 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 218 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 218 was read for the third time at length.

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

Aye: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Gren-



nell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Finney, Lowery, Neill, Nichols, Norton.—5.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service. Fine, Phillips.—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: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Finney, Lowery, Neill, Nichols, Norton.—5.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 218 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 10, by Worthington, Counts, Carrier and Wheeler was taken up for consideration and read at length.

Upon motion of Senator Rinehart, Senate Bill No. 10 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the

Senate were suspended and Senate Bill No. 10 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 10 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Nays: Paul.—1.

Not Voting Chapman, Finney, Neill, Speck.—4.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Nays: Paul.—1.

Not Voting Chapman, Finney, Neill, Speck.—4.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service Fine, Phillips.—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. 10 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 217, by Burns and Rinehart, was taken up for consideration and read at length.

Upon motion of Senator Nance, Senate Bill No. 217 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 217 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting Chapman, Finney, Speck.—3.

Excused. Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes Anderson, Anglin, Braden, Brown, Carrier,

Collier, Cowden, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Chapman, Finney, Speck.—3.

Excused: Burns, Cobb, Counts, Goodpaster, Pruett.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 217 was ordered referred for engrossment.

Senator Counts asked to be recorded present, which was the order

#### GENERAL ORDER

SENATE BILL NO. 5, by Ritzhaupt, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Ritzhaupt.

Section 4 was read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr President. I move to amend Senate Bill No. 5, line 2, page 4, by striking the words and figures, "Seventy-five Hundred (\$7500.00) Dollars," and inserting the words and figures, "Thirty-six Hundred (\$3600.00) Dollars."

#### RITZHAUPT.

Upon motion of Senator Ritzhaupt, Section 4, as amended, was adopted.

Upon motion of Senator Ritzhaupt, Senate Bill No. 5, 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. 5, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 5, was read at length for the third time.

Senator Braden moved that further consideration of Senate Bill No. 5 be indefinitely postponed.

Senator Gary, as a substitute, moved that Senate Bill No. 5 be referred to a special committee of six members for further study and redrafting.

Senator Gary asked unanimous consent to amend his motion to include Senate Bill No. 6, which was the order.

Senator Lowery moved the previous question, which motion prevailed.

The vote occurring on the Gary motion, as amended, it was declared adopted.

The Presiding Officer announced the Committee provided under the Gary motion would be appointed later.

Senator Braden asked unanimous consent, which was granted, that Miss Patsy Jones, daughter of Senator Ray Jones, be made Honorary Secretary to the President of the Senate for this legislative day.

Senators Braden and Irby asked unanimous consent, which was granted, to be excused for the balance of this legislative day

### MESSAGE

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

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 21—By Burns,  
An Act vitalizing Section 31a, Article 6, Oklahoma

Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in State Primary General Election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said Board of Regents and their right to adopt rules and regulations for their government, not inconsistent with the Constitution and Laws of the State; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; 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 read for the fourth time and signed by the Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 21 was ordered referred to the Governor for consideration.

#### GENERAL ORDER

SENATE BILL NO. 206, by Senate Committee on Agriculture, was taken up for consideration and read at length.

Senator Cowden asked unanimous consent, which was granted, to be excused for the balance of this legislative day.

Upon motion of Senator Lowery, Senate Bill No. 206 was advanced to engrossment and third reading.

Senator Lowery moved that Senate Bill No. 206 be considered engrossed and placed upon third reading and final passage.

Senator Nichols, as a substitute, moved that Senate Bill No. 206 be referred to the Committee on Appropriations.

Senator Paul asked unanimous consent, which was granted, that Senate Bill No. 206 be referred to the Committee on Appropriations.



SENATE BILL NO. 229, by Paul and Nance, was taken up for consideration and read at length.

Upon motion of Senator Paul, Senate Bill No. 229 was advanced to engrossment and third reading.

Upon motion of Senator Paul, 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:

Ayes: Brown, Carrier, Chapman, Jones, Lowery, Mahan, Nance, Neill, Paul, Porter, Ritzhaupt, Speck, Wheeler, Worthington.—14.

Nays: Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Nevins, Norton, Rinehart, Thornton, Trussel, White, Williams.—16.

Not Voting: Anderson, Anglin, Logan, Nichols, Sears.—5.

Excused: Braden, Burns, Cobb, Cowden, Goodpaster, Irby Pruett.—7.

Excused on Account of Military Service: Fine, Phillips.—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.

President Pro Tempore Paul presiding.

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

The Senate reassembled, in open session, with President Pro Tempore Paul presiding, who made the following announcement:

The Senate, in executive session and upon motion of

Senator Mahan, advised and consented to the confirmation of the executive nomination of H. W. TRIPPETT, Bartlesville, Oklahoma, as a Member of the Building and Loan Board, to succeed Gordon Harper, resigned, for a term of four years, said term to expire February 28, 1949.

Senator Gary moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

Senator Dacus submitted the following Committee Report:

Mr President· The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 7, Senate Bills Nos. 10, 217 and 218 each correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Resolution No. 7 and ordered it referred for enrollment.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 10, 217 and 218 and ordered each transmitted to the Honorable House for consideration.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time·

SENATE BILL NO. 252—by Ritzhaupt—An Act relating to food, drugs and cosmetics; providing a state uniform food, drug, and cosmetic act; defining terms; authorizing prohibition of acts; providing for injunctions, proceedings; authorizing penalties, and guarantees; providing for seizure requirements, prosecutions for major and minor violations; setting standards of food, drugs, and cosmetics; prohibiting mislabeling or misbranding; specifically authorizing emergency control, authorizing and defining new drugs; prohibiting mislabeling of food, drugs, and cosmetics, and adulteration of same; prohibiting false advertising; providing regulations, inspections, publicity and severability; providing that this act shall be accumulative; requiring approval of rules and regulations by the attorney general; repealing 63 O. S. 1941, Sections 181 to 195, inclusive, and Sections 197 to 200, inclusive,



and Sections 202 to 212 inclusive, and any and all other acts and parts of acts in conflict therewith.

SENATE BILL NO. 253—By Chapman of the Senate and Wallace and Evans of the House—An Act relating to game refuges, amending 29 O. S. 1941 § 201 to provide that field dog trials may be held within the Lake Murray area; and declaring an emergency.

SENATE BILL NO. 254—By Chapman of the Senate and Evans and Wallace of the House—An Act amending paragraph (G), Section 24-c, Chapter 6, Article 19, Oklahoma Sessions Laws 1943, relating to the compensation of the assistants and stenographers of the county attorney's office of all counties in this state having a population of 43,000 to 45,000, and an assessed valuation of \$14,000,000.00 to \$21,000,000.00; fixing the salaries of assistants and stenographers in the office of such county attorneys, and the minimum and maximum thereof; and declaring an emergency

SENATE BILL NO. 255—By Chapman of the Senate and Wallace and Evans of the House—An Act relating to the State Game and Fish Commission; amending Title 29, Chapter 1, Section 1, Oklahoma Session Laws 1943 to provide that members of said commission shall be appointed by the governor, and striking the age limitation upon the appointment of such members; and declaring an emergency.

SENATE BILL NO. 256—By Duffy of the Senate and Focht of the House—An Act classifying for taxation all machinery, permanent fixtures and plant equipment, of petroleum oil refineries, gasoline refineries and gasoline plants; declaring same to be real estate for such purposes; amending sub-section "Eight" of Section 15.4, Title 68, Oklahoma Statutes 1941; making this act effective for the taxable year 1945; declaring its provisions severable and declaring an emergency.

SENATE BILL NO. 257—By Logan, Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington—An Act providing that when any person elected to a public office has failed to qualify and enter upon the duties of such office for any reason or cause at the time and in the manner provided by law, and for two

years or more thereafter has not qualified and entered upon the duties of said office shall be deemed vacant and shall be filled by the officer or board authorized to fill such vacancy, providing for the surrender of the office to the person so appointed, making provisions of act retroactive as well as prospective, repealing 51 O. S. 1941 § 3 and acts and parts of acts in so far as they conflict herewith, and declaring an emergency.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Retrenchment and Reform, to whom was referred House Bill No. 197 by Crane, Arrington, Board, Hawthorne, Hunt, Jones, Oerke, Reed, Streetman, Taylor, Van Dyck and Weaver, entitled:

An Act relating to the sale of second-hand watches; defining terms used herein, 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.

ANGLIN, Chairman.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.



## FORTY-NINTH LEGISLATIVE DAY

Tuesday, March 20, 1945

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

Upon roll call, the following were present:

Present: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—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 Thornton, his little daughter, Mary Sue, was made Honorary Assistant Journal Clerk for this legislative day.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 200, by Wallace

(Carter) and Evans of the House and Chapman of the Senate,

An Act creating the Confederate Memorial Hospital, placing control of the same in the Board of Regents of the University of Oklahoma, creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing sections 181, 182, 183, 184, 185, 186, 187 and 188 of title 72, Oklahoma Statutes, 1941,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Wallace (Carter), Evans and Standley.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Further consideration of Engrossed House Bill No. 200 was deferred temporarily.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 27, by Duffy, Pruett and Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House,

An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this Act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946; 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,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 27, together with Conference Committee Report thereon, was ordered referred for enrollment.



MR. PRESIDENT:

I am directed by the House, to advise you, and through you, the Honorable Senate, that the House has concurred in Senate Amendments to

ENGROSSED HOUSE BILL NO. 208, by Mountcastle,

An Act relating to the salary of official court reporters, amending 20 O. S. 1941 § 109; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 187, by Underwood and Parrish of the House and Irby and Gary of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Southeastern State College at Durant, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof, providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations, exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 229, by Washington, Gullett and McCarty,

An Act vitalizing section 41, article 5, of the Constitution of the State of Oklahoma; authorizing any city covered by act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this state relating to the payment of pensions to said firemen and to make annual appropriations for that pur-

pose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the firemen's relief and pension fund of the city and expended by the Board of Trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this state relating to the payment of pensions to meritorious and disabled firemen, providing procedure therefor; and declaring an emergency,

and the Bill has been passed by the House, AS AMENDED, by the Senate.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

#### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report.

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 7 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Enrolled Senate Resolution No. 7 and ordered it referred 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 Appropriations, to whom was referred Senate Bill No. 206, by Senate Committee on Agriculture, entitled:

An Act authorizing the Board of Regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, authorizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making 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.

THORNTON, Chairman.

Mr. President. We, your Committee on Legal Advisory, to whom was referred Engrossed House Bill No. 277, by Hughes, entitled:

An Act amending 22 O. S. 1941 § 853,

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 Legal Advisory, to whom was referred Senate Bill No. 247, by Nevins, entitled:

An Act amending Section 202 of Title 44, Oklahoma Statutes 1941,

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.

DUFFY, Chairman.

Mr. President: We, your Committee on School Lands, to whom was referred Senate Bill No. 233, by Leonard, entitled

An Act providing for and relating to an audit and investigation of the books, files, records and accounts of the commissioners of the land office; appointing a committee; requiring the state examiner and inspector to assist; providing for examination and investigation of accounts of employees of the commissioners of the land office and of receivers in foreclosure proceedings; providing for civil and criminal actions; 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 Committee Substitute therefor do pass.

LEONARD, Chairman.

### FIRST READING

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

SENATE BILL NO. 258—By Finney of the Senate and Dees and Flowers of the House—An Act amending 4 O. S. 1941 § 94 relating to the restraint of domestic animals, providing that the section shall not apply to a part of McCurtain County.

SENATE BILL NO. 259—By Finney—An Act relating to the payment of final judgment for the recovery of fees or taxes, held to be unconstitutional or otherwise invalid, which had theretofore been transferred to a fund or funds in the State Treasury; authorizing the payment of said judgments, providing that by act the state is not consenting to be sued; and declaring an emergency.

SENATE BILL NO. 260—By Thornton—An Act making an appropriation out of the General Revenue Fund of the State of Oklahoma for the purpose of paying the salaries per diem and expenses of the State Legislative Council in accordance with the provisions of Sections 451 to 462 inclusive, of Title 74, Oklahoma Statutes of 1941.

SENATE BILL NO. 261—By Carrier—An Act appropriating one hundred fifty (\$150.00) dollars to Otto Fessenger of Enid, Oklahoma, for payment of an assigned claim made out to A. B. Hugos, reporter of the Twentieth Judicial District, Oklahoma, for salary for the month of May, 1928, said appropriation to be made from the General Revenue Fund of the state, accruing to said fund during the fiscal year ending June 30th, 1946.

### SECOND READING

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

SENATE BILL NO. 252—By Ritzhaupt—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 253—By Chapman of the Senate and Wallace and Evans of the House—Referred to Committee on Fish and Game.



SENATE BILL NO. 254—By Chapman of the Senate and Evans and Wallace of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 255—By Chapman of the Senate and Wallace and Evans of the House—Referred to Committee on Fish and Game.

SENATE BILL NO. 256—By Duffy of the Senate and Focht of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 257—By Logan, Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington—Referred to Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 9—By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones and Lowery of the Senate and Holt, Johnson (Creek), Whitford and Starr of the House—Referred to Committee on Fish and Game.

Senator Rinehart asked unanimous consent, which was granted, that SENATE JOINT RESOLUTION NO. 9, by Brown, et al, of the Senate, and Holt, et al, of the House, be ordered withdrawn from the Committee on Fish and Game and ordered printed and placed upon the Calendar without reference to a Committee.

#### GENERAL ORDER

Upon request of Senator Gary, SENATE BILL NO. 206, by Senate Committee on Agriculture, was taken up for consideration and read.

Upon motion of Senator Lowery, Senate Bill No. 206 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 206 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE 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:

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—30.

Nays Duffy, Irby, Paul, Pruett, Williams.—5.

Not Voting: Braden, Chapman, Cowden, Nance, Neill, White.—6.

Excused Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Duffy, Irby, Paul, Pruett, Williams.—5.

Not Voting: Braden, Chapman, Cowden, Nance, Neill, White.—6.

Excused Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 206 was ordered referred for engrossment.



### GENERAL ORDER

Senator Irby moved that HOUSE BILL NO. 62, by Underwood, be ordered withdrawn from the Calendar and re-referred to the Committee on Education, which motion by unanimous consent he withdrew.

Senator Logan asked unanimous consent, which was granted, to have the following amendment to House Bill No. 62 read:

Mr. President: I move to amend House Bill No. 62, line 4, page 1, by adding after the word, "history," the following: "Provided that this section shall not apply to any student who enrolled in an institution of higher education before September 1, 1945."

### LOGAN

Upon motion of Senator Irby, House Bill No. 62 was ordered withdrawn from the Calendar and re-referred to the Committee on Education for redrafting.

HOUSE BILL NO. 177, by Taylor, was taken up for consideration and read.

Senator Neill presiding.

Upon motion of Senator Pruett, House Bill No. 177 was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 177 was considered engrossed and placed upon third reading and final passage.

Senator Nance presiding.

### THIRD READING

HOUSE BILL NO. 177 was read for the third time at length.

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

Ayes Anglin, Brown, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett,

Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Nays: Leonard, Nevins.—2.

Not Voting: Braden, Burns, Chapman, Cowden, Ginder, Goodpaster, Jones, Nichols, Ritzhaupt, Speck.—10.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Chapman, Cowden, Ginder, Goodpaster, Jones, Nichols, Speck.—8.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 177 was ordered referred for engrossment.

## RESOLUTION

Senator Logan asked unanimous consent, which was granted, to introduce the following Resolution which, by unanimous consent, was read at length and is herewith incorporated upon request of Senator Paul:

SENATE CONCURRENT RESOLUTION NO. 14—By LOGAN, BRADEN PAUL, LOWERY, JONES and NICHOLS.



**A RESOLUTION REQUESTING THE GOVERNOR  
TO ACCEPT AN INVITATION TO ADDRESS THE JEF-  
FERSON DAY CELEBRATIONS IN CALIFORNIA.**

**BE IT RESOLVED BY THE STATE SENATE,  
THE HOUSE OF REPRESENTATIVES CONCURRING  
THEREIN:**

It is with great pride that the members of the Oklahoma Legislature witness the rise of Oklahoma's able and esteemed Governor to a place in the national picture. National recognition comes only to those who earn national recognition. When a man in public life displays ability and achieves success in any particular field of service, a demand for his appearances arises steadily in other states of the union. The Governor of Oklahoma has been in constant demand by groups, organizations, and the Democratic party for public addresses from the time he was elected Governor of this state. He has endeavored to fill such engagements without doing injury to the administration of government in Oklahoma. Many of the invitations have been declined. Wherever he appears, however, he represents the people of Oklahoma in a new portrait of Oklahoma life. The impression that he has made in other states has reflected in favorable publicity for the people of Oklahoma. Oklahomans generally are proud of the honor and attention accorded its governor. It is therefore with the remembrance of the success of the Governor in making national appearance that the legislature presents the following resolution:

**WHEREAS, the Democrats of San Francisco, California have invited Governor Robert S. Kerr to be the principal speaker at their annual Jefferson Day celebration at the Palace Hotel, San Francisco, Thursday evening, April 19, 1945, and**

**WHEREAS, the Democrats of Los Angeles, California have issued a similar invitation for their Jefferson Day ceremonial to be held in Los Angeles on the evening of April 23, 1945, and**

**WHEREAS, the World Peace Conference will be held in San Francisco beginning April 25, 1945, and**

**WHEREAS, it is not only probable but certain that many of the delegates to that world peace conference will**

be present and will be arriving at San Francisco about the time of the Jefferson Day celebration, and

WHEREAS, the world peace conference will be reviewing and elaborating upon the great principles of Democracy as expounded by that great American statesman, Thomas Jefferson, and

WHEREAS, world attention will be focused upon the proposed Democratic celebrations conducted by California Democrats, and

WHEREAS, Governor Robert S. Kerr may be undecided as to said invitation because of the possibility of the twentieth meeting of the Oklahoma Legislature still being in session on the day of the California engagements, and

WHEREAS, the responsibility of the session rests jointly upon legislators and the Governor, and

WHEREAS, the legislature should render some counsel to the Governor in reaching a decision upon the invitations, and

WHEREAS, the opportunity for such broad and favorable publicity to the State with the appearance of the Governor of Oklahoma at such important celebrations may not come again in our generation,

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

That the Legislature recommend to Governor Kerr that he immediately accept the invitation to deliver the two addresses in California and that we urge and insist that he spare the time from his duties as Chief Executive for this purpose, and

BE IT FURTHER RESOLVED, that legislators feel it will be time well spent for the Governor to represent this great state upon such memorable occasion, and that the legislature will arrange its business and calendar in a manner that will keep the wheels of the legislature turning without any loss of time or progress during the absence of the Chief Executive.

Senate Concurrent Resolution No. 13 was declared



adopted by unanimous consent and ordered referred for engrossment.

As provided under a motion adopted on the last legislative day, the President Pro Tempore appointed as the Special Committee to which SENATE BILLS NOS. 5 and 6, by Ritzhaupt, were ordered referred, Senators Ritzhaupt, Chairman, Dacus, Counts, Wheeler, Rinehart and Worthington.

Senator Ritzhaupt advised of an error in the reference of SENATE BILL NO. 235, by Ritzhaupt, and asked that the bill be ordered withdrawn from the Committee on Education and referred to the Committee on Appropriations, which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 258, by Dunn, et al, was taken up for consideration.

Section 1 was read and adopted upon motion of Senator Wheeler.

Senator Wheeler asked unanimous consent, which was granted, that he and Senator Dacus be made co-authors of House Bill No. 258.

Upon motion of Senator Wheeler, House Bill No. 258 was advanced to engrossment and third reading.

Upon motion of Senator Wheeler, the rules of the Senate were suspended and House Bill No. 258 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Braden, Chapman, Cowden, Ginder, Goodpaster, Grennell, Irby, Neill, Nichols, Williams.—10.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—31.

Not Voting Braden, Chapman, Cowden, Ginder, Goodpaster, Grennell, Irby, Neill, Nichols, Williams.—10.

Excused: Anderson.—1.

Excused on Account of Military Service. Fine, Phillips.—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. 258 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 84, by Bacon, et al, was taken up for consideration.

Senator Thornton moved that further consideration of House Bill No. 84 be indefinitely postponed, which motion was seconded by Senator Duffy

Senator Lowery moved that the Thornton motion be tabled, which motion prevailed, the roll call thereon being as follows

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Cobb,



Collier, Counts, Cowden, Dacus, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Speck, White, Worthington.—26.

Nays. Duffy, Finney, Gary, Leonard, Paul, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams.—12.

Not Voting: Braden, Norton, Rinehart.—3.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Paul submitted the following amendment.

Mr. President. I move to amend House Bill No. 84, line 5, page 2, by striking after the word, "exceed," and before the word, "Dollars," the following: "Forty-two Hundred (\$4200.00)" and inserting in lieu thereof the following: "Three Thousand (\$3000.00)."

PAUL.

Senator Counts moved to table the Paul amendment, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Counts, Cowden, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Speck, White.—20.

Nays. Braden, Burns, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—20.

Not Voting: Norton.—1.

Excused: Anderson.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

Senator Paul moved the adoption of his amendment, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Braden, Burns, Dacus, Duffy, Finney, Gary,

Ginder, Grennell, Leonard, Paul, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—18.

Nays: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Speck, White.—23.

Excused: Anderson.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

Senator Paul submitted the following amendment:

Mr. President: I move to amend House Bill No. 84, line 5, page 2, by striking after the word, "exceed," and before the word, "Dollars," the following: "Forty-two Hundred (\$4200.00)," and inserting in lieu thereof the following: "Thirty-two Hundred Fifty (\$3250.00)."

PAUL.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend the Paul amendment to House Bill No. 84, by striking the words and figures, "Thirty-two Hundred Fifty (\$3250.00)," and inserting the words and figures, "Thirty-six Hundred (\$3600.00)."

PRUETT.

Senator Paul moved to table the Pruett amendment.

Senator Pruett asked unanimous consent, which was granted, to withdraw his amendment to the Paul amendment.

Senator Paul moved the adoption of his amendment, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Braden, Burns, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Norton, Paul, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—20.

Nays: Anglin, Brown, Carrier, Chapman, Cobb, Counts, Cowden, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Pruett, Speck, White.—21.



Excused: Anderson.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

Senator Leonard moved that House Bill No. 84 be referred to the Committee on Appropriations, for further consideration, which motion was tabled upon motion of Senator Lowery.

Senator Paul submitted the following amendment, which was adopted:

Mr. President. I move to amend House Bill No. 84, line 5, page 2, by striking after the word, "exceed," and before the word, "Dollars," the following: "Forty-two Hundred (\$4200.00)," and inserting in lieu thereof the following: "Thirty-six Hundred (\$3600.00)."

PAUL.

Upon motion of Senator Counts, House Bill No. 84, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senator Paul submitted the following amendment:

Mr President. I move to amend House Bill No. 84, lines 14, 15 and 16, page 2, by striking the following: "one field supervisor who shall receive a salary of not to exceed Twenty-seven Hundred (\$2700.00) Dollars per annum, payable monthly."

PAUL.

Senator Lowery moved to table the Paul amendment, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Counts, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Porter, White.—13.

Nays: Braden, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Nevins, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—25.

Not Voting: Chapman, Norton, Speck.—3.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Paul moved the adoption of his amendment, which motion prevailed, the roll call thereon being as follows

Ayes. Braden, Burns, Carrier, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Nevins, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—23.

Nays: Anglin, Brown, Cobb, Counts, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Porter, White.—15.

Not Voting: Chapman, Norton, Speck.—3.

Excused Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Counts, 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:

Ayes: Anglin, Brown, Carrier, Cobb, Counts, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Speck, Worthington.—18.

Nays: Braden, Burns, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams.—21.

Not Voting: Chapman, Norton.—2.

Excused: Anderson.—1.

Excused on Account of Military Service. Fine, Phillips.—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 Dacus submitted the following Committee Report

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 206 correctly engrossed and Senate Bill No. 27 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 206 and ordered it transmitted to the Honorable House for consideration.

Senate Bill No. 27 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 Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Concurrent Resolution No. 14 and House Bill No. 258 correctly engrossed.

DACUS, Chairman.

The Presiding Officer in open session signed Engrossed Senate Concurrent Resolution No. 14 and ordered it transmitted to the Honorable House for consideration.

The Presiding Officer in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 258, as amended, and ordered it returned to the Honorable House.

President Pro Tempore Paul presiding.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report House Bill No. 177 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore in open session signed Engrossed Senate Amendments to and Engrossed House Bill No. 177, as amended, and ordered it returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 233, by Williams, et al, was taken up for consideration and read at length.

Senator White presiding.

Upon motion of Senator Nevins, House Bill No. 233 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 233 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 233 was read for the third time at length.

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

Ayes: Anglin, Chapman, Duffy, Gary, Irby, Leonard, Logan, Nance, Nevins, Nichols, Porter, Ritzhaupt, Wheeler, White, Williams, Worthington.—16.

Nays: Braden, Brown, Carrier, Cowden, Dacus, Finney, Grennell, Jones, Lowery, Paul, Pruett, Rinehart, Sears, Speck, Thornton, Trussel.—16.

Not Voting: Burns, Cobb, Collier, Counts, Ginder, Goodpaster, Mahan, Neill, Norton.—9.

Excused: Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having failed to received the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.



## GENERAL ORDER

HOUSE BILL NO. 327, by Underwood, et al, was taken up for consideration and read at length.

Upon motion of Senator Irby, House Bill No. 327 was advanced to engrossment and third reading.

Upon motion of Senator Irby, the rules of the Senate were suspended and House Bill No. 327 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 327 was read for the third time at length.

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

Ayes. Anglin, Braden, Brown, Carrier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Norton, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—29.

Not Voting. Burns, Chapman, Cobb, Collier, Counts, Ginder, Lowery, Mahan, Nichols, Pruett, Rinehart, Wheeler.—12.

Excused. Anderson.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Irby moved that the emergency section of House Bill No. 327 be stricken and that the title be amended by striking the words "AND DECLARING AN EMERGENCY," which motion prevailed.

House Bill No. 327 was ordered referred for engrossment.

Senator Cowden asked unanimous consent, which was granted, to be excused for the balance of this legislative day

Referring further to Engrossed HOUSE BILL NO. 200, by Wallace (Carter), et al, of the House and Chapman of the Senate.

Upon motion of Senator Finney, the request of the Honorable House for a conference on House Bill No. 200 was granted, President Pro Tempore Paul appointing as Senate Conferees thereon, Senators Chapman, Porter and Leonard.

### GENERAL ORDER

HOUSE BILL NO. 29, by Hathcoat, was taken up for consideration.

Senator Gary asked unanimous consent, which was granted, that House Bill No. 29 be referred to the Committee on Appropriations.

HOUSE BILL NO. 394, by Klinglesmith, was taken up for consideration and read at length.

Upon motion of Senator Gary, House Bill No. 394 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and 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:

Ayes: Anglin, Braden, Brown, Chapman, Cobb, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Logan, Neill, Norton, Paul, Porter, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—23.

Not Voting: Burns, Carrier, Collier, Counts, Ginder, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Pruett, Rinehart, Sears, Thornton.—17.

Excused Anderson, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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

Senator Gary moved that the emergency section of House Bill No. 394 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

House Bill No. 394 was ordered referred for engrossment.

Senator Gary moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 262—By Ritzhaupt—An Act amending Title 59, Section 552, Oklahoma Statutes 1941, relating to the Board of Nurse Examiners and declaring an emergency.

SENATE BILL NO. 263—By Cobb—An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school districts, 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 Agriculture, to whom was referred House Bill No. 172 by Bullard, Arms, Billingsley, Cordray, Hathcoat, Meads, Ownby, Reed, Russell, Segrest, Shelton, Shumate, Starr and Weaver of the House, and Grennell, of the Senate, entitled:

An Act relating to frozen food locker plants; defining, licensing, prescribing construction, finish and equipment; providing for inspection, storage of food, sanitary regulations and revocation of licenses; prescribing temperatures required and authorizing the State Board of Health to make sanitary rules, providing a lien upon food stored

in said locker plants, providing a penalty for violations of the 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.

LOWERY, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred House Bill No. 220, by Sherman and Evans of the House and Pruett of the Senate, entitled:

An Act relating to the Judicial Council as established by order of the Supreme Court of Oklahoma, making appropriations to enable the judicial council to perform the functions for which it was established, making it the duty of judges and clerks of the courts of the state, sheriffs, county attorneys, and other officers of the state and its subdivisions to cooperate with and make reports to the judicial council, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 116 by Bradley, entitled:

An Act providing that no real property of a deceased person shall be liable for debts of such person unless letters testamentary or of administration be granted within six years from date of death of such decedent, with proviso excepting lien of any mortgage, upon specific real property, existing and recorded at date of death of decedent; and providing that nothing in this Act shall prevent real property of a person deceased for six years prior to the going into effect of this Act from such liability where letters testamentary or of administration shall be issued prior to one year after the going into effect of this Act,

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.

PRUETT, Chairman.



## MESSAGES

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

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 302, by Committee on Revenue and Taxation,

An Act amending Section 1251d, Title 68, Oklahoma Statutes of 1941, relating to sales tax exemptions, and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 301, by Committee on Revenue and Taxation,

An Act amending Chapter 29, Title 68, Oklahoma Statutes 1941, as amended by Chapters 29 and 29a, Title 68, of the Session Laws of 1943, levying an excise tax upon the privilege of storing, using or otherwise consuming within the State of Oklahoma articles of tangible personal property purchased or brought into this state subsequent to the date of passage and approval of this act; defining certain words; providing for the distribution of revenue derived hereunder; appropriating one hundred (100%) per cent of revenues hereunder to the general revenue fund of the state; providing for the collection of the tax levied hereby and the enforcement of this act by the Oklahoma Tax Commission; exempting certain purchases; providing for the collection of such taxes by retailers maintaining a place of business in this state and making sales of tangible personal property for use in this state and providing for the collection of the tax by retailers not maintaining a place of business within this state and providing for the cancellation of sales permits and the cancellation by the tax commission of corporation licenses to do business in this state upon their failure to comply with the provisions of this act and authorizing and empowering the Oklahoma Tax Commission to waive use tax levied under this act when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States government in the interest of national defense; providing this exemption shall not apply

to any other type of contract providing for issuance of order by the Oklahoma Tax Commission in connection therewith, authorizing, validating and confirming orders previously issued; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 301 and 302.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 16, 1945, I signed

ENROLLED SENATE BILL NO. 56—By Duffy of the Senate, and Focht of the House,

An Act amending Section 37, Title 11, Oklahoma Statutes, 1941, relating to the procedure at a primary or general election of this State when a candidate is unopposed; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Wednesday, March 21, 1945.



## FIFTIETH LEGISLATIVE DAY

Wednesday, March 21, 1945

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Anglin, who was designated by the President on the last legislative day so to do.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Excused. Braden, Cowden, Goodpaster, Jones, Lowery, Paul.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Presiding Officer 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, that Bobby Robertson, of Oklahoma City, be made an Honorary Page for this legislative day.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 327 and 394 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed En-

grossed Senate Amendments to and Engrossed House Bills Nos. 327 and 394, each as amended, and ordered them 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 Engrossed House Bill No. 228 by Weaver, Bacon, Baldwin, Barry, Bellamy, Carey, Cordray, Crane, Dillon, Gibbs, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Huey, Hussey, Impson, Johnson (Creek), Lansden, Levergood, Long, et al, entitled.

An Act making appropriations for operation of the Soldiers' Relief Commission; appropriating moneys and prescribing regulations for support, maintenance and education of destitute minor dependents of veterans; appropriating moneys and prescribing regulations for the emergency financial aid of World War II veterans, their wives or widows; all of the appropriations herein provided for being made for the fiscal years ending June 30, 1946 and June 30, 1947; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 237, by Rinehart, entitled:

An Act appropriating Thirty-four and Ninety-four One-hundredths (\$34.94) Dollars to W. D. Patterson, Secretary to the Canadian County Election Board, El Reno, Oklahoma, for payment as secretary of said board from May 11, 1937, to and including June 30, 1937; said appropriation to be made from the General Revenue Fund of the State of Oklahoma accruing to said fund during the fiscal year ending June 30th, 1936,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.



Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 234 by Goodpaster, entitled:

An Act appropriating eighty-seven and fifty one-hundredths (\$87.50) dollars to Henry S. Knight, Secretary of the Craig County Election Board of Vinita, Oklahoma, for payment as Secretary of said Board during the months of December, 1942, and January, February, March, April, May and June, 1943; said appropriation to be made from the General Revenue Fund of the State of Oklahoma, accruing to said fund, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Social Security, to whom was referred House Bill No. 42, by Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams, entitled:

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person otherwise eligible for old age assistance who has a total income and resources of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and sixty (\$60.00) dollars. This proviso shall be inapplicable unless approved by the Federal Social Security Board, and shall be operative only when sufficient funds are available for payments on such basis, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WORTHINGTON, Chairman.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 264—By Nance, Finney, Nichols, Burns, Leonard, Ginder, Jones, Braden, Collier and Rine-

hart—An Act fixing the annual salary of the Attorney General of Oklahoma and the annual salaries of the Assistants and other members of his office whose positions are now created by law; fixing effective date of said Act; repealing 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. 258—By Finney of the Senate and Dees and Flowers of the House.

Upon request of Senator Finney, Senate Bill No. 258 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 259—By Finney—Referred to Committee on State and County Affairs.

SENATE BILL NO. 260—By Thornton—Referred to Committee on Appropriations.

SENATE BILL NO. 261—By Carrier—Referred to Committee on Appropriations.

SENATE BILL NO. 262—By Ritzhaupt—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 263—By Cobb—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 301—By Committee on Revenue and Taxation—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 302—By Committee on Revenue and Taxation—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration



ENGROSSED HOUSE BILL NO. 430—By Committee on Judiciary No. 2,

An Act amending Sections 3, 8 and 9 of Title 32, O. S. 1941, relating to duties of husband and wife as to support of either, and as to holding of property and providing for inventory of separate personal property of either, providing for liability for acts and debts of spouse, and abolishing curtesy and dower, and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 218—By Arrington, Evans, Montgomery, Standley, Crane, Focht, Frix, Hughes, Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver,

An Act making provisions for community property law; providing that the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife, providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing Title 32, Oklahoma Statutes 1941, Sections 51 to 65, inclusive; declaring an emergency, and providing that this Act, as to husbands and wives who elected under 32, Oklahoma Statutes 1941, Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Sections 51, 52 and 53, Title 32, Oklahoma Statutes 1941,

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,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of  
MR. PRESIDENT:  
Engrossed House Bills Nos. 218 and 430.

I am directed by the House of Representatives, to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 208—By Mountcastle,

An Act relating to the salary of official court reporters, amending 20 O. S. 1941 § 109; and,

ENROLLED HOUSE BILL NO. 229—By Washington, Gullett and McCarty of the House, and Burns of the Senate,

An Act vitalizing Section 41, Article 5, of the Constitution of the State of Oklahoma; authorizing any City covered by Act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this State relating to the payment of pensions to said firemen and to make annual appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the firemen's relief and pension fund of the city and expended by the Board of Trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this State relating to the payment of pensions to meritorious and disabled firemen, providing procedure therefor; and declaring an emergency, and,

ENROLLED HOUSE BILL NO. 187—By Underwood, Parrish, Biles, Dees, Johnson (Comanche), Hawthorne, Long, Miles, Singleton, Shumate and Welch of the House, and Irby and Gary of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Southeastern State College at Durant, Oklahoma, providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality there-



of; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds, authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said Court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 187, 208 and 229 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.

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 27—By Duffy, Pruet and Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House,

An Act validating final decrees in estates of deceased persons which have been entered *Prior to January 1, 1941*; provided, however, this Act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946, and shall *not apply to insane persons, incompetents, or to persons laboring under legal disability*; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 27 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 42—By Nance of the Senate and Huey of the House,

An Act relating to the power of the Board of Regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present Student Union Building; authorizing the Board of Regents to fix such fees and charges to pay cost of maintenance and operation of Student Union Building and any additions thereto and cost of such addition and equipment therefor, and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 35—By Speck, Worthington, Anderson, Dacus, Rinehart and Wheeler of the Senate, and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House,

An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the Federal government; defining terms; prescribing duties and powers of district Board of Directors in assignments, levying and collection of taxes, determining tax rates, appointment of secretary-treasurer, sale of unredeemed land, publication of financial statement and modification of assessments and time and method of payments due the Federal government, prescribing duties and powers of secretary-treasurer in preparing assessment rolls, collection of taxes, publication of delinquent tax list and sale of property thereon, issuance of tax deeds and form thereof, sale of tax certificates held by district, sale to district and issuance of deed on unredeemed land; providing delinquent taxpayer not entitled to water; providing taxes due to be lien against the land; prescribing manner of payment of claims and warrants; providing prior omitted assessments and unpaid charges to become part of assessment, providing irregularity in description of land to render assessment void; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 35 and 42 were, each, ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 14—By Logan, Braden, Paul, Lowery, Jones and Nichols of the Senate,

A Resolution requesting the Governor to accept an invitation to address the Jefferson Day celebrations in California; and,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12—By Rinehart of the Senate, and Barnhart of the House,

A Concurrent Resolution commemorating the life and achievements of Thomas Jefferson, calling attention to the thirteenth day of April as the birthday of the founder of the Declaration of Independence and the founder of the Democratic Party,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 12 and 14 were, each, ordered referred for enrollment.

MR. PRESIDENT:

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

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 10—By Jones, Anderson, Anglin, Braden, Brown,

Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams and Worthington,

A Resolution memorializing Congress to amend the Federal income tax law so that it will not discriminate against forty states including Oklahoma in favor of the eight states having community property laws,

and to advise you, and through you, the Honorable Senate, that the same has been adopted, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 10 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

Amendment No. 1: To make all House Members co-authors of Senate Concurrent Resolution No. 10.

Engrossed Senate Concurrent Resolution No. 10, as amended by the Honorable House, was read at length and adopted upon motion of Senator Finney.

The Presiding Officer, in open session, signed Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 10 and ordered the Resolution, as amended, referred for enrollment.

MR. PRESIDENT

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 11, by Counts and White,

An Act fixing the salaries of District Court Judges in Judicial Districts of the State of Oklahoma; and repealing conflicting laws,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 11 were read, as follows, and by unanimous consent further consideration deferred temporarily:

Amendment No. 1, Section 1. By striking in Section 1, beginning with the second sentence, Third line, after the word "Oklahoma" all the rest of the Section.

Amendment No. 2, Section 2. In Line 1, after the word "herewith" adding the following insertion:

"excepting Section 1, Article 8, Chapter 20, Session Laws 1937, now Section 251-B, Title 74, O. S. 1941."

#### GENERAL ORDER

SENATE BILL NO. 85, by Ritzhaupt, Nevins, Dacus and Gary, was taken up for consideration and read.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, line 10, page 8, by adding after the word, "pay," and before the word, "the," the following: "a portion or all" and in line 14 after the word, "State," and before the word, "Said," add the following: "in the same ratio that state aid is apportioned to state aid schools in the county."

RITZHAUPT.

Senator Rinehart presiding.

Senator Leonard moved that further consideration of Senate Bill No. 85 be indefinitely postponed.

By unanimous consent, further consideration of Senate Bill No. 85 was deferred temporarily.

Referring further to ENGROSSED SENATE BILL NO. 11, as amended by the Honorable House:

Upon motion of Senator Nichols, the Senate concurred

in Engrossed House Amendments to Engrossed Senate Bill No. 11.

ENGROSSED SENATE BILL NO. 11, as amended by the Honorable House, was read at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Leonard, Logan, Mahan, Nichols, Porter, Rinehart, Ritzhaupt, Sears, Speck, White, Williams.—23.

Nays: Chapman, Cobb, Gary, Nance, Nevins, Thornton, Trussel, Wheeler, Worthington.—9.

Not Voting: Anglin, Neill, Norton, Pruett.—4.

Excused: Braden, Cowden, Goodpaster, Jones, Lowery, Paul.—6.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 11 and ordered the bill, as amended, referred for enrollment.

### GENERAL ORDER

Referring further to SENATE BILL NO. 85:

Senator Nance, as a substitute for the pending Leonard motion, moved that Senate Bill No. 85 be recommended to a Special Committee of 6 for further study and recommendation, which motion by unanimous consent he withdrew.

Upon motion of Senator Nance, the previous question was ordered put.

The vote occurring on the Leonard motion, it was declared failed of adoption.

Senator Nance moved that Senate Bill No. 85 be re-



ferred to a special committee of six for redrafting and further consideration.

Senator Anglin presiding.

Senator Norton moved that the Nance motion lay on the table, which motion he withdrew.

Senator Gary, as a substitute for the Nance motion, moved that Senate Bill No. 85 be referred to the Committee on Education, the bill to retain its place on the calendar, which motion prevailed.

#### CONFERENCE COMMITTEE REPORT

Senator Ginder submitted the following Conference Committee Report, which was adopted upon his motion.

#### TO THE PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 45, by Collier and Ginder, with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and return it with the recommendation that Conference Committee Substitute for Engrossed Senate Bill No. 45 do pass.

Senate Conferees:

GINDER  
COLLIER  
FINNEY

House Conferees:

BARR  
GARBER  
CAMP

CONFERENCE COMMITTEE SUBSTITUTE FOR  
ENGROSSED SENATE BILL NO. 45—By COLLIER and  
GINDER.

AN ACT AMENDING 74 O. S. 1941 § 251b; FIXING  
THE SALARIES OF DISTRICT COURT JUDGES OF  
DISTRICT COURT JUDICIAL DISTRICTS OF THE  
STATE HAVING (1) A POPULATION IN EXCESS OF  
155,000 BUT NOT IN EXCESS OF 200,000, ACCORDING  
TO THE FEDERAL CENSUS OF 1940 OR ACCORDING  
TO ANY SUCCEEDING FEDERAL CENSUS, (2) A NET  
ASSESSED VALUATION IN EXCESS OF \$120,000,000.00,  
NOT INCLUDING INTANGIBLE PERSONAL PROP-  
ERTY AND LESS APPROVED HOMESTEAD EXEMP-  
TIONS, AS CERTIFIED TO THE EXCISE BOARDS OF

THE COUNTIES OF SAID DISTRICT IN 1944 AND AS MAY BE SHOWN BY ANY SUCCEEDING BIENNIAL NET ASSESSED VALUATION, AND (3) WHICH DOES NOT HAVE TO EXCEED TWO (2) DISTRICT COURT JUDGES; AND PROVIDING THAT THE PROVISIONS OF SAID ACT SHALL NOT BECOME OPERATIVE UNTIL ON AND AFTER THE SECOND MONDAY IN JANUARY 1947.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O. S. 1941 § 251b is hereby amended to read as follows.

§ 251b. In each District Court Judicial District of this State having a population in excess of 200,000 and a City therein having a population in excess of 100,000, according to the Federal Census of 1930 or according to any succeeding Federal Census, each of the District Court Judges of said District shall receive, in addition to the salary paid him by the State, a salary of Two Thousand Two Hundred (\$2,200.00) Dollars, per annum, payable monthly. *In each District Court Judicial District of this State having (1) a population in excess of 155,000 but not in excess of 200,000, according to the Federal Census of 1940 or according to any succeeding Federal Census, (2) a net assessed valuation in excess of \$120,000,000.00, not including intangible personal property and less approved homestead exemptions, as certified to the Excise Boards of the counties of said district in 1944 and as may be shown by any succeeding biennial assessed net valuation, and (3) which does not have to exceed two (2) District Court Judges, each of the District Court Judges of said District shall receive in addition to the salary paid him by the State a salary of Two Thousand (\$2,000.00) per annum, payable monthly. The additional salaries provided for herein shall be paid from the court funds of the counties comprising said District Court Judicial District, in the proportion that each of said counties' population, according to said Census, bears to the population of said District.*

SECTION 2. The provisions of this Act shall not become effective until on and after the second Monday in January, 1947.



ENGROSSED SENATE BILL NO. 45, as amended in Conference, was read at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Leonard, Logan, Nance, Nichols, Norton, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Nays Mahan.—1.

Excused: Braden, Cowden, Goodpaster, Jones, Lowery, Paul.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

Not Voting: Chapman, Gary, Neill, Nevins, Pruett, Rinehart.—6.

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

Engrossed Senate Bill No. 45, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Senator Nevins asked unanimous consent, which was granted, that Senate Bill No. 248 be withdrawn from the Committee on Military Affairs and referred to the Committee on Appropriations.

#### GENERAL ORDER

SENATE BILL NO. 173, by Cobb, was taken up for consideration and read at length.

Senators Burns and Sears submitted the following amendment, which was adopted

Mr. President We move to amend Senate Bill No. 173, line 4, page 2, by adding after the word "services" and before the letter "(b)" in line 5, the following: "provided that in counties having a population of 165,000 or more as shown by the last federal decennial census, shall

be excluded from collecting any portion of the percentage provided for in this Act."

BURNS,  
SEARS.

Senator Thornton submitted the following amendment to the Burns-Sears amendment, which was adopted:

Mr. President I move to amend the Burns-Sears amendment by changing the figures "165,000" to "65,000."

THORNTON.

Senator Williams presiding.

Senator Norton submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 173, line 1, page 2, by striking after the word "license" all the rest of line 1, lines 2, 3 and 4.

NORTON.

Senator Nance, as a substitute, submitted the following amendment, which he withdrew

Mr. President: I move to amend the Thornton amendment to the Burns-Sears amendment, by striking the figures "65,000" and inserting the figures "50,000."

NANCE.

Senator Anglin presiding.

Senator Jones asked to be recorded present, which was the order.

Senator Rinehart moved to table the Norton amendment, which motion prevailed.

Senator Norton submitted the following amendment, which failed of adoption

Mr. President: I move to amend Senate Bill No. 173, line 4, page 2, by striking the figures "(15%)" and inserting the word and figure "five (5%) "

NORTON.

Senator Norton submitted the following amendment, which was tabled upon motion of Senator Rinehart

Mr. President: I move to amend Senate Bill No. 173,



lines 3 and 4, page 2, by striking the words and figures "fifteen (15%) per cent," and substituting the words and figures "ten (10%) per cent."

NORTON.

Upon motion of Senator Rinehart, Senate Bill No. 173, 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. 173, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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.

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—28.

Nays: Ginder, Leonard, Norton, Thornton, Williams.—5.

Not Voting: Irby, Logan, Mahan, Neill.—4.

Excused. Braden, Cowden, Goodpaster, Lowery, Paul.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary,

Grennell, Jones, Leonard, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Ginder, Norton, Williams.—3.

Not Voting: Irby, Logan, Mahan, Neill.—4.

Excused: Braden, Cowden, Goodpaster, Lowery, Paul.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 173, as amended, was ordered referred for engrossment.

Senator Anglin asked unanimous consent, which was granted, that the record show had he been present at the time of third reading and final passage of Senate Bill No. 11, he would have voted "AYE."

Senator Burns presented to the Senate, Staff Sergeant William Gene DeLaughter, son of Mr. and Mrs. Charles H. DeLaughter of Oklahoma City, who was wounded in Germany in 1944 and was interned in a German Prisoner of War Camp until January 1945, arriving home on the Gripsholm on February 21. He has been awarded the Air Medal for successful missions and also was awarded the Purple Heart in France on his way home. Sergeant DeLaughter spoke briefly to the Senate.

Senator Nance asked unanimous consent, which was granted, that ENGROSSED HOUSE BILLS NOS. 218, 301 and 302 be printed and placed on the desks of the Senators.

Senator Finney moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### 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. 114 by Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright, entitled:

An Act appropriating Two Thousand Five Hundred (\$2,500.00) Dollars to be used by the State Superintendent of Public Instruction in compliance with 70 O. S. 1941 § 265; and declaring an 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 170 by Braden, entitled

An Act appropriating the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the purpose of carrying into effect the provisions of House Bill No. 454, Chapter 34, Article 21, Session Laws of Oklahoma, 1935, relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

THORNTON, Chairman.

Senator Dacus submitted he following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 12 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 12 and ordered it transmitted to the Honorable House for the signature of the Speaker.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 347—By Johnson (Creek),

An Act relating to the Department of Public Safety, making the Governor the chief officer thereof, providing that the Commissioner of Public Safety shall execute the lawful orders of the Governor and be responsible to him for the operation and administration of said department, authorizing Commissioner of Public Safety to purchase automobile for Governor; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 402—By Billingsley and Sherman,

An Act amending Title 11, Sections 372 and 373, O. S. 1941, appropriating and setting aside for the use and benefit of the Firemen's Relief and Pension Fund a sum equal to three-fourths ( $\frac{3}{4}$ ) of the annual tax of four (4%) per centum on all premiums collected by all fire insurance companies in this State, after all cancellations and dividends to policy holders and other credits are deducted as provided by House Bill No. 83 of the Twentieth Legislature, repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 4—By Flanagan and Ownby,

An Act relating to excise taxes levied on gasoline, motor fuel and/or special fuel, exempting said fuels from said taxes when used for farming; defining fuels exempt from said taxes; providing for the issuance by the Tax Commission of agricultural exemption permits and the manner of issuance thereof; providing the manner of purchasing said exempt fuels; requiring distributors of such fuels to report said sales; providing penalties for violations, repealing 68 O. S. 1941, Section 659g and all Acts and parts of Acts in conflict herewith; and declaring an emergency; and,



ENGROSSED HOUSE BILL NO. 382—By Van Dyck and Davis of the House, and Neill of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of the Oklahoma College for Women; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said Court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporation; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 4, 347, 382 and 402.

MR. PRESIDENT:

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

ENGROSSED SENATE JOINT RESOLUTION NO. 6  
—By Brown of the Senate and Meads of the House,

A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Okla-

homa to permit it to place upon property belonging to the State of Oklahoma, without acquiring title thereto, for the use and benefit of the Will Rogers Memorial, the house birthplace of Will Rogers upon property belonging to the said State and under control of the said commission at a point to be agreed upon by the said commission and the United Daughters of the Confederacy and the United Daughters of the Confederacy to have charge of the said buildings and immediate grounds around and adjacent to the same, the exact amount of which shall be agreed upon between the said commission and the Daughters of the Confederacy, it using the said grounds adjacent which may be allowed and allotted to it for the purpose of beautification and for the convenience of visitors to the said home,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Joint Resolution No. 6 was ordered referred for enrollment.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 19, 1945, I signed

ENROLLED SENATE BILL NO. 21, by Burns,

An Act vitalizing Section 31a, Article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by Referendum Vote in State Primary General Election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said Board of Regents and their right to adopt rules and regulations for their government, not inconsistent with the constitution and laws of the



State; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; repealing all laws in conflict herewith and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-FIRST LEGISLATIVE DAY

Thursday, March 22, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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.

Senator Burns presiding.

Senator Grennell asked that Senator Sears be excused for this legislative day, which was the order

The Presiding Officer, Senator Burns, presented Honorable John Lee Smith, Lieutenant Governor of Texas, who addressed the Senate.

President Pro Tempore Paul presiding.

MESSAGES

The following Messages from the Honorable House were received and read:



MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2, by Weaver and Long of the House,

A Concurrent Resolution memorializing the congressional delegation from Oklahoma to support national legislation to bring about legislation embodying the principle of universal military training for every qualified young male American in the United States,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 2 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

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. 327, by Underwood and Parrish of the House and Irby of the Senate,

An Act authorizing the Boards of County Commissioners in Counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 federal census, to increase by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by law; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 394, by Klinglesmith,

An Act amending paragraph (h), Section 5, Chapter 6, Title 19, Oklahoma Session Laws 1943; relating to the maximum salaries of certain deputy sheriffs and undersheriffs and/or jailer; and declaring an emergency,

and the Bills have been passed by the House of Representatives AS AMENDED by the Senate.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 139, by Committee on Education,

An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this act shall be used to defray expenses of administration thereof, 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 139.

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 327, by Underwood and Parrish of the House and Irby of the Senate,

An Act authorizing boards of county commissioners in counties having a population of thirty-eight thousand (38,000) and not to exceed thirty-eight thousand five



hundred (38,500), as shown by the 1940 federal census, to increase by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by law, and

ENROLLED HOUSE BILL NO. 394, by Klinglesmith,

An Act amending paragraph (h), Section 5, Chapter 6, Title 19, Oklahoma Session Laws 1943; relating to the maximum salaries of certain deputy sheriffs and undersheriff and/or jailer,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 327 and 394 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.

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 45, by Collier and Ginder,

An Act amending 70 O. S. 1941 § 251b; fixing the salaries of district court judges of district court judicial districts of the state having a population in excess of 150,000 and a city therein having a population in excess of 25,000 according to the federal census of 1940 or according to any succeeding federal census; and providing that the provisions of said act shall not become effective until on and after the second Monday in January 1947,

together with Conference Committee Report thereon and to advise you, and through you, the Honorable Senate, that the same has been passed, AS AMENDED by said Conference Committee Report, and signed by the Presiding Officer in open session.

H. R. CHRISTOPHER, Chief Clerk.

Respectfully,

Engrossed Senate Bill No. 45, together with Conference Committee Report thereon, was ordered referred for enrollment.

MR. PRESIDENT:

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

ENROLLED SENATE CONCURRENT RESOLUTION NO. 12, by Rinehart of the Senate and Barnhart of the House,

A Concurrent Resolution commemorating the life and achievements of Thomas Jefferson, calling attention to the thirteenth day of April as the birthday of the Father of the Declaration of Independence and the founder of the democratic party,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 12 was ordered transmitted to the Secretary of State.

#### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 173 correctly engrossed; Senate Concurrent Resolutions Nos. 10 and 14, Senate Joint Resolution No. 6 and Senate Bills Nos. 11, 35 and 42 each correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 173 and ordered it transmitted to the Honorable House for consideration.

The President Pro Tempore, in open session, signed Enrolled Senate Concurrent Resolution Nos. 10 and 14 and



ordered each transmitted to the Honorable House for the signature of the Speaker.

Senate Joint Resolution No. 6 and Senate Bills Nos. 11, 35 and 42 were, each, 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.

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. 29, by Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton, entitled:

An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes, and bobcats, killed in the State of Oklahoma; prescribing the conditions; providing penalty for violation; making appropriations therefor; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

THORNTON, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Senate Bill No. 244, by Rinehart, entitled:

An Act authorizing recovery of damages by persons bitten or injured by dogs: establishing liability of the owners of such dogs; defining certain property as a public place for purposes 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 301, by Committee on Revenue and Taxation, entitled:

An Act amending Chapter 29, Title 68, Oklahoma Statutes 1941, as amended by Chapters 29 and 29a, Title 68, of the Session Laws of 1943, levying an excise tax upon the privilege of storing, using or otherwise consuming within the State of Oklahoma articles of tangible personal property purchased or brought into this state subsequent to the date of passage and approval of this Act; defining certain words; providing for the distribution of revenue derived hereunder; appropriating one hundred (100%), etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 302, by Committee on Revenue and Taxation, entitled

An Act amending Section 1251d, Title 68, Oklahoma Statutes of 1941, relating to sales tax exemptions, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

## SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated.

SENATE BILL NO. 264—By Nance, Finney, Nichols, Burns, Leonard, Ginder, Jones, Braden, Collier and Rinehart.

By unanimous consent, upon request of Senator Nance, Senate Bill No. 264 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 430—By Committee on Judiciary No. 2—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 218—By Arrington, Evans, Montgomery, Standley, Crane, Focht, Frix, Hughes,



Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 347—By Johnson (Creek)—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 402—By Billingsley and Sherman—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 4—By Flanagan and Ownby—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 382—By Van Dyck and Davis of the House and Neill of the Senate—Referred to Committee on Education.

#### GENERAL ORDER

Upon request of Senator Gary, HOUSE BILL NO. 29, by Hathcoat, et al, was taken up for consideration.

Section 1 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 29, line 3, page 1, by striking after the word, "Oklahoma," and before the word, "between," these words "between the dates of October 1 and March 31 of" and add in lieu thereof this word: "during"

PRUETT

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

Section 2 was read.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 29, line 4, page 2, by striking after the word, "Oklahoma," and before the word, "between," these words: "between the dates of October 1 and March 31 of" and add in lieu thereof this word: "during"

PRUETT.

Upon motion of Senator Gary, Section 2, as amended, was adopted.

Upon motion of Senator Gary, House Bill No. 29, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, 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.

Ayes: Anderson, Anglin, Brown, Burns, Carrier Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Not Voting: Braden, Goodpaster, Irby, Lowery, Nance, Norton, Porter.—7.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.



Not Voting: Braden, Goodpaster, Irby, Lowery, Nance, Norton, Porter.—7.

Excused. Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 29, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 197, by Crane, et al, was taken up for consideration and read at length.

Upon motion of Senator Anglin, House Bill No. 197 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 197 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 197 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Nays Lowery, Norton.—2.

Not Voting: Braden, Goodpaster, Irby, Porter.—4.

Excused Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Nays Lowery, Norton.—2.

Not Voting: Braden, Goodpaster, Irby, Porter.—4.

Excused Sears.—1.

Excused on Account of Military Service. Fine, Phillips.—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. 197, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

Upon request of Senator Nance, HOUSE BILL NO. 302, by Committee on Revenue and Taxation, was taken up for consideration.

Section 1 was read and adopted by unanimous consent of the Senate.

Upon motion of Senator Nance, House Bill No. 302 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 302 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

HOUSE BILL NO. 302 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Nays: Braden, Burns, Cobb, Irby, Nevins, Paul.—6.

Not Voting: Williams.—1.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Nays: Braden, Burns, Cobb, Irby, Nevins, Paul.—6.

Not Voting: Williams.—1.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 302, and ordered the same returned to the Honorable House.

### GENERAL ORDER

Upon request of Senator Nance, HOUSE BILL NO. 301, by Committee on Revenue and Taxation, was taken up for consideration and read.

Upon motion of Senator Nance, House Bill No. 301 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 301 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 301 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—32.

Nays: Burns, Cobb, Irby, Mahan, Nevins, Paul.—6.

Not Voting: Neill, Norton, Williams.—3.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anderson, Anglin, Braden, Brown, Carrier,



Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—32.

Nays: Burns, Cobb, Irby, Mahan, Nevins, Paul.—6.

Not Voting: Neill, Norton, Williams.—3.

Excused: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 301, and ordered the same returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 208, by Worthington, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Worthington.

Upon motion of Senator Worthington, Senate Bill No. 208 was advanced to engrossment and third reading.

Upon motion of Senator Worthington, 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:

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Nance,

Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Not Voting. Braden, Ginder, Goodpaster, Grennell, Mahan, Neill, Williams.—7.

Excused: Sears.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Not Voting. Braden, Ginder, Goodpaster, Grennell, Mahan, Neill, Williams.—7.

Excused. Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 208 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 29 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed



the 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. 64, by Nichols, Finney, et al, was taken up for consideration and read at length.

Senator Collier presiding.

Senator Worthington submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 64, line 7, page 2, by striking after the word "exchange" and before the word "from" the words "or otherwise" and striking the words "or otherwise" wherever it appears in the bill.

### WORTHINGTON.

Upon motion of Senator Finney, Senate Bill No. 64, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Finney, 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:

Ayes: Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—28.

Nays: Anglin, Burns, Cobb, Cowden, Duffy, Irby, Rinehart.—7.

Not Voting: Anderson, Ginder, Grennell, Leonard, Neill, Williams.—6.

Excused Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Nichols moved that the emergency section of Senate Bill No. 64 be stricken and the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

Senate Bill No. 64 was ordered referred for engrossment.

Senator Nichols moved that the vote by which HOUSE BILL NO. 84 by Bacon, et al, failed of passage be reconsidered.

Senator Thornton moved to table the Nichols motion, which motion failed of adoption.

The vote occurring on the Nichols motion, it was declared adopted.

Senator Mahan moved that House Bill No. 84 be referred to a special committee to be appointed by the President Pro Tempore, for the purpose of redrafting, with instructions that the bill be reported back to the Senate within three legislative days, which motion prevailed.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 208 correctly engrossed and Senate Bill No. 45 correctly enrolled.

DACUS, Chairman.

The Presiding Officer in open session signed Engrossed Senate Bill No. 208 and ordered it transmitted to the Honorable House for consideration.

Senate Bill No. 45 was read for the fourth time at length, 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 Paul presiding.

President Pro Tempore Paul announced the appointment of Senators Mahan, Jones and Carrier as the special committee to which HOUSE BILL NO. 84, by Bacon, et al, was ordered referred.

Senator Collier presiding.

### GENERAL ORDER

SENATE BILL NO. 38, by Norton, et al, was taken up for consideration and read at length.

Senator Braden asked to be excused for the balance of this legislative day, which was the order.

Senator Mahan moved that further consideration of Senate Bill No. 38 be deferred until the next legislative day

Senator Rinehart, as a substitute, moved that the Senate adjourn until Monday, March 26, at 1:30 p. m., which motion prevailed.

## FIFTY-SECOND LEGISLATIVE DAY

Monday, March 26, 1945

Pursuant to adjournment, the Senate met at 1.30 p. m., and was called to order by Senator Jones who was designated by the President on the last legislative day so to do.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused. Goodpaster, Grennell, Mahan, Porter.—4.

Excused on Account of Military Service Fine, Phillips.—2.

The Presiding Officer 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 Report was submitted, the bill 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. 231, by Duffy, entitled

An Act authorizing trial by struck jury in certain civil actions and in certain criminal actions in the County Court, prescribing procedure for striking; summoning and impanelling jury, for challenges, and if number of jurors is insufficient, for summoning of talesmen or open venire; authorizing continuance of action; prescribing certain cash



deposits for per diem and mileage of jury in such civil actions, prescribing provisions of the Act shall be cumulative to other provisions of law for jury trials in county 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 Committee Substitute therefor do pass.

DUFFY, Chairman.

Senator Dacus submitted the following Committee Report.

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 64 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 64 and ordered it transmitted to the Honorable House for consideration.

### FIRST READING

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

SENATE BILL NO. 265—By Committee on Revenue and Taxation—An Act relating to ad valorem taxes, and requiring notice thereof; requiring taking, entering, and keeping addresses of persons, firms, and corporations charged with ad valorem tax or owning real properties so charged, requiring mailing of notice of taxes due when tax rolls are delivered, prior to publication of delinquent personal tax lists, prior to publication of delinquent real estate tax lists, and prior to publication of resale lists; assigning such duties to certain county officers and making such duties mandatory; providing that failure to send or receive such notice shall in no wise alter the due or delinquency date of such taxes, or the running of penalties thereon, or the enforcement thereof in the manner provided by law; authorizing expenditures from the resale-property fund for such purpose and making it the mandatory duty of the county commissioners and excise board to make budgetary provision therefor when the resale-property fund is insufficient; requiring taxpayers desiring

benefits of this act to give notice of change of address; prescribing penalties for failure to perform mandatory official duties, and declaring an emergency.

SENATE BILL NO. 266—By Rinehart—An Act relating to sidewalks, providing that they shall be kept in a reasonably safe condition for the ordinary use thereof, making abutting property owners as well as municipality liable for injuries resulting from failure to so keep sidewalks, provided injured party exercises ordinary care to avoid injury; and declaring an emergency.

SENATE BILL NO. 267—By Counts of the Senate and Impson, Edwards and Choate of the House—An Act providing for the establishment, maintenance and operation of a county law library for Pittsburg County, State of Oklahoma, to be used by the public, the courts and public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; creating a board of trustees; defining their powers and duties; authorizing the payment of claims; repealing all acts in conflict therewith; and declaring an emergency.

## SECOND READING

The following bill was read for the second time and ordered referred to the Committee indicated:

ENGROSSED HOUSE BILL NO. 139—By Committee on Education—Referred to Committee on Education.

## MESSAGES

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

MR. PRESIDENT:

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

ENGROSSED SENATE BILL NO. 26, by Williams,

An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 26 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE CONCURRENT RESOLUTION NO. 10, by Jones, Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams and Worthington of the Senate, and Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Johnson (Creek), Jones, Kerr, King, Klinglesmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson, Wright of the House,

A Resolution memorializing Congress to amend the Federal Income Tax Law so that it will not discriminate

against forty states including Oklahoma in favor of the eight states having community property laws, and

ENROLLED SENATE CONCURRENT RESOLUTION No. 14, by Logan, Braden, Paul, Lowery, Jones and Nichols of the Senate,

A Resolution requesting the Governor to accept an invitation to address the Jefferson day celebrations in California,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 10 and 14 were, each, ordered referred to the Secretary of State.

MR. PRESIDENT:

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

ENROLLED SENATE JOINT RESOLUTION NO. 6, by Brown of the Senate and Meads of the House,

A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Oklahoma to permit it to place upon property belonging to the State of Oklahoma, without acquiring title thereto, for the use and benefit of the Will Rogers Memorial, the house birthplace of Will Rogers upon property belonging to the said state and under control of the said commission at a point to be agreed upon by the said commission and the United Daughters of the Confederacy, and the United Daughters of the Confederacy to have charge of the said building and immediate grounds around and adjacent to the same, the exact amount of which shall be agreed upon between the said commission and the United Daughters of the Confederacy, it using the said grounds adjacent which may be allowed and allotted to it for the purpose of beautification and for the convenience of visitors to the said home,



and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Joint Resolution No. 6 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 11—By Counts and White,

An Act fixing the salaries of District Court Judges in Judicial Districts of the State of Oklahoma; and repealing conflicting laws, and

ENROLLED SENATE BILL NO. 35, by Speck, Worthington, Anderson, Dacus, Rinehart and Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House,

An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the federal government; defining terms; prescribing duties and powers of district board of directors in assignments, levying and collection of taxes, determining tax rates, appointment of secretary-treasurer, sale of unredeemed land, publication of financial statement and modification of assessments and time and method of payments due the Federal government; prescribing duties and powers of secretary-treasurer in preparing assessment rolls, collection of taxes, publication of delinquent tax list and sale of property thereon, issuance of tax deeds and form thereof, sale of tax certificates held by district, sale to district and issuance of deed on unredeemed land; providing delinquent taxpayer not entitled to water; providing taxes due to be lien against the land; prescribing manner of payment of claims and warrants; providing prior omitted assessments and unpaid charges to become part of assessment, providing irregularity in description of land to render assessment void; and declaring an emergency, and

ENROLLED SENATE BILL NO. 42, by Nance of the Senate, and Huey of the House,

An Act relating to the power of the board of regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present student union building; authorizing the board of regents to fix such fees and charges to pay cost of maintenance and operation of student union building and any additions thereto and cost of such addition and equipment therefor, 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 11, 35 and 42 were, each, ordered referred to the Governor for consideration.

#### GENERAL ORDER

Upon request of Senator Norton, further consideration of SENATE BILL NO. 38, by Norton, et al, was ordered deferred until the next legislative day.

SENATE BILL NO. 205, by Finney, Ritzhaupt, Burns and Duffy, was taken up for consideration and read at length.

Upon motion of Senator Finney, Senate Bill No. 205 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 205 was considered engrossed and placed on third reading and final passage.

#### THIRD READING

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.



Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—32.

Not Voting: Ginder, Lowery, Nance, Neill, Paul, Worthington.—6.

Excused: Goodpaster, Grennell, Mahan, Porter.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—32.

Not Voting: Ginder, Lowery, Nance, Neill, Paul, Worthington.—6.

Excused: Goodpaster, Grennell, Mahan, Porter.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 205 was ordered referred for engrossment.

#### GENERAL ORDER

Upon request of Senator Nichols, consideration of SENATE BILL NO. 178, by Thornton and Leonard, was ordered deferred for one week.

Senator Nance advised the Senate of the presence, in the House of Representatives, of Lt. Col. Ralph Waldo Hubbard, of Oklahoma City, who was interned 34 months

in Cabanatuan Prison Camp No. 1, near Manila, and returned to the States March 8, and moved that a Committee of 3, who have served in the Army or Navy, be appointed to invite and escort the Lieutenant Colonel to the Senate, which motion prevailed, the Presiding Officer appointing as such Committee Senators Logan, Cowden and Ritzhaupt.

### GENERAL ORDER

SENATE BILL NO. 167, by Rinehart, et al, was taken up for consideration and read.

Senator Duffy submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 167, line 17, page 4, by striking the words and figures, "two thousand (2,000)," and inserting in lieu thereof the words and figures, "twenty thousand (20,000)".

DUFFY.

Senator Nance moved to amend the Duffy amendment to Senate Bill No. 167, by striking the words and figures, "twenty thousand (20,000)," and inserting in lieu thereof the words and figures, "five thousand (5,000)."

By unanimous consent, further consideration of Senate Bill No. 167 was deferred for the time being.

Senator Logan, on behalf of the Special Committee appointed to invite and escort to the Senate Lt. Colonel Ralph Waldo Hubbard, did escort the distinguished War Veteran to the President's desk, where he was introduced to and addressed the Senate.

Senator Dacus moved that Don Haxton, of Gotebo, President of the Gotebo Senior Class, who made Third Position in A.A.U. Wrestling Tournament at Dallas recently, be made an Honorary Page for this legislative day, which motion prevailed.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT

I am directed by the House of Representatives to return herewith



ENROLLED SENATE BILL NO. 45—By Collier and Ginder,

An Act amending 74 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial Districts of the State having (1) a population in excess of 155,000 but not in excess of 200,000, according to the federal census of 1940 or according to any succeeding federal census, (2) a net assessed valuation in excess of \$120,000,-000.00, not including intangible personal property and less approved homestead exemptions, as certified to the excise board of the counties of said district in 1944 and as may be shown by any succeeding biennial net assessed valuation, and (3) which does not have to exceed two (2) district court judges, and providing that the provisions of said Act shall not become operative until on and after the second Monday in January, 1947,

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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 45 was ordered referred to the Governor for consideration.

MR. PRESIDENT.

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

ENROLLED HOUSE BILL NO. 197—By Crane, Arrington, Board, Hawthorne, Hunt, Jones, Oerke, Reed, Streetman, Taylor, Van Dyck, and Weaver,

An Act relating to the sale of second-hand watches; defining terms used herein; repealing all laws in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 301—By Committee on Revenue and Taxation,

An Act amending Chapter 29, Title 68, Oklahoma Statutes 1941, as amended by Chapters 29 and 29a, Title 68, of the Session Laws of 1943, levying an excise tax upon the privilege of storing, using or otherwise consuming within the State of Oklahoma articles of tangible personal prop-

erty purchased or brought into this State subsequent to the date of passage and approval of this Act; defining certain words; providing for the distribution of revenue derived hereunder; appropriating one hundred (100%) percent of revenues hereunder to the general revenue fund of the State; providing for the collection of the tax levied hereby and the enforcement of this Act by the Oklahoma Tax Commission; exempting certain purchases, providing for the collection of such taxes by retailers maintaining a place of business in this State and making sales of tangible personal property for use in this State and providing for the collection of the tax by retailers not maintaining a place of business within this State and providing for the cancellation of sales permits and the cancellation by the tax commission of corporation licenses to do business in this State upon their failure to comply with the provisions of this Act and authorizing and empowering the Oklahoma Tax Commission to waive use tax levied under this Act when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States Government in the interest of national defense; providing this exemption shall not apply to any other type of contract providing for issuance of order by the Oklahoma Tax Commission in connection therewith, authorizing, validating and confirming orders previously issued, and declaring an emergency, and,

ENROLLED HOUSE BILL NO. 302—By Committee on Revenue and Taxation,

An Act amending Section 1251d, Title 68, Oklahoma Statutes of 1941, relating to sales tax exemptions; 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 197, 301 and 302 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.



## GENERAL ORDER

Referring further to SENATE BILL NO. 167:

Senator Rinehart moved that the previous question be now put, which motion prevailed.

The vote occurring on the Nance amendment to the Duffy amendment, it was declared adopted.

The vote occurring on the Duffy amendment, as amended, it was declared adopted.

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

Mr President: I move to amend Senate Bill No. 167 lines 5 and 6, page 5, line 7, page 6, line 16, page 6, line 11, page 7, by striking the words "secondary and feeder" and inserting the words "farm-to-market."

RINEHART.

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

Mr. President: I move to amend Senate Bill No. 167, line 16, page 4, by inserting after the word "therefrom" and before the word "cities" the words "the population in each case of."

LEONARD.

Senator Gary submitted the following amendment, which was tabled upon motion of Senator Braden:

Mr. President: I move to amend Senate Bill No. 167, line 2, page 3, after the word "that" by striking the balance of line 2, all of lines 3, 4, 5, 6 and 7 and the word "Commission" on line 8 and substituting the following: "the proceeds from the sale of the auto license tags."

GARY.

Senator Nichols presiding.

Senators Braden and Pruett asked unanimous consent, which was granted, to be made co-authors of Senate Bill No. 167.

Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 167, line 18, page 3, as follows: By adding after the figures "1941" the following: "provided, however, any county that desires to increase its trust fund may do so by matching the amount of money to its credit in the State Highway Commission Trust Fund out of any funds it may have available."

GARY.

Senator Irby submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 167, line 15, page 6, as follows: By striking after the word "office" all the balance of line 15, all of line 16 and the words "one year" in line 17

IRBY

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

Mr. President: I move to amend Senate Bill No. 167, line 5, page 6, by striking all of Section 4 and in lieu thereof insert the following: "Section 4. The State Highway Department in cooperation with the County Commissioners of the several counties shall have the authority to formulate the road programs in the respective counties for the development of said system of farm to market roads, including rural free delivery mail and public school bus routes, provided herein and shall have authority to designate and determine the roads which shall be included in and constitute a part of said system of roads; Provided, that the said State Highway Department in cooperation with the County Commissioners shall not have authority to lay out or plan a program the construction and fulfillment of which will extend in excess of six months beyond the term of office of the County Commissioners and in no event shall said construction program exceed in each county twenty (20) miles of farm-to-market roads in any year, and provided further that none of the moneys apportioned for use in the several counties of the State by the State Auditor as provided in Section 2 of this Act shall be used for the acquisition or purchase of easements or right-of-way for construction of any portion of said system of roads."

PRUETT.



By order of the Presiding Officer, consideration of Senate Bill No. 167 was taken up section by section.

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

Section 2 was read.

Senator Leonard submitted the following amendment, which was tabled upon motion of Senator Rinehart:

Mr President I move to amend Senate Bill No. 167, line 17, page 4, as follows: By substituting for the words and figures "five thousand (5,000)" the words and figures "one thousand (1,000)."

LEONARD.

Upon motion of Senator Rinehart, Section 2, as amended, was adopted.

Section 3 was read.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 167, line 3, page 6, as follows: By adding after the period on line 3, the following: "At the end of the first fiscal year after federal funds are available to the State under the Federal Aid Highway Act of 1944, any surplus in the State Highway Commission Trust Fund shall revert to the State Highway Construction Fund."

THORNTON.

Upon motion of Senator Rinehart, Section 3, as amended, was adopted.

Section 4 was read.

The vote occurring on the Irby amendment to line 15, page 6, it was declared adopted.

Senator Irby submitted the following amendment, which was adopted:

Mr. President. I move to amend Senate Bill No. 167, line 9, page 6, by adding after the word "the" and before the word "roads" the words "type of."

IRBY

Upon motion of Senator Rinehart, Section 4, as amended, was adopted.

Section 5 was read.

Senators Pruett and Rinehart submitted the following amendment, which was adopted by unanimous consent:

Mr President: We move to amend Senate Bill No. 167, line 5, page 8, as follows: By adding after the figures "1944" these words "provided that the provisions of this Act shall not go into effect and effect until July 1, 1945."

PRUETT,  
RINEHART.

Upon motion of Senator Rinehart, Section 5, as amended, was adopted.

Section 6 was read and adopted upon motion of Senator Rinehart.

President Pro Tempore Paul Presiding.

Senators Wheeler, Cobb, Cowden, Dacus and Counts asked unanimous consent, which was granted, to be made co-authors of Senate Bill No. 167

Upon motion of Senator Rinehart, Senate Bill No. 167, 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. 167, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 167 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Gary, Ginder Irby, Jones, Lowery, Neill, Nevins, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—29.



Nays: Duffy, Finney, Leonard, Norton, Thornton, Williams.—6.

Not Voting: Logan, Nance, Nichols.—3.

Excused: Goodpaster, Grennell, Mahan, Porter.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Irby, Jones, Lowery, Neill, Nevins, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—30.

Nays: Finney, Leonard, Norton, Thornton, Williams.—5.

Not Voting: Logan, Nance, Nichols.—3.

Excused: Goodpaster, Grennell, Mahan, Porter.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 167, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 205 correctly engrossed and Senate Bill No. 26 correctly enrolled.

DACUS, Chairman.

Senate Bill No. 26 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.

Engrossed Senate Bill No. 205 was signed in open session by the President Pro Tempore and ordered transmitted to the Honorable House for consideration.

### RESOLUTIONS

By unanimous consent, the following Resolutions were introduced, ordered printed and placed upon the calendar.

SENATE CONCURRENT RESOLUTION NO. 15, by Nichols—A Resolution memorializing the President, the Secretary of State, and the Congress of the United States, in arranging peace conferences to provide that enlisted men who have actually engaged in combat shall be represented on the delegation of this nation at all such peace conferences.

SENATE CONCURRENT RESOLUTION NO. 16, by Nichols of the Senate and Billingsley of the House—A Resolution memorializing the Members of the Oklahoma Delegation in Congress to revive and secure the adoption of the Disney Bill providing for an average price increase of thirty-five cents (35c) per barrel on crude oil.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 268—By Wheeler—An Act appropriating the sum of four hundred ten and thirty-five one-hundredths (\$410.35) dollars to the Southwestern Institute of Technology at Weatherford, Oklahoma, for payment of certain claims of the Star Engraving Company of Houston, Texas.

SENATE BILL NO. 269—By Burns of the Senate, and Wallace (Oklahoma) of the House—An Act authorizing and directing the State Board of Public Affairs to purchase lots 15 and 16 in Block 4, State Capitol addition to Oklahoma City, Oklahoma, same being a tract of 155 feet fronting on Northeast 22nd Street and with a depth of 144.37; making an appropriation therefor, and declaring an emergency



Senator Cowden asked to be excused for the balance of this legislative day, which was the order

### MESSAGES

The following Messages from the Honorable House were received and read

MR. PRESIDENT

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

ENGROSSED HOUSE BILL NO. 403, by Barr,

An Act authorizing and directing the State Highway Commission to comply with the order of the court in cause No. 32246 in the Justice of the Peace Court of Ben Lafon, Oklahoma City district, Oklahoma County, by paying the sum of sixty-two dollars and fifty cents (\$62.50) authorizing the payment to be made to Wayland E. McCarty as successor to Ben Lafon as such Justice of the Peace; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 226, by Wallace (Oklahoma),

An Act relating to the liquidation and sale of assets of insolvent State Banks; authorizing and empowering the Bank Commissioner of the State of Oklahoma to lease for oil and/or gas purposes lands vested in the Bank Commissioner as assets of insolvent banks in the same manner as sale of other assets of insolvent banks; validating all oil and/or gas leases heretofore made by the bank Commissioner; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 226 and 403.

MR. PRESIDENT

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

ENGROSSED HOUSE BILL NO. 308, by Committee on Revenue and Taxation,

An Act relating to income tax, defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending title 68, sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 134, by Hughes, Bulard, Carmichael, Dees, Hathcoat, Hussey, Klinglesmith and Langley,

An Act amending 47 O. S. 1941 § 288, extending period of drivers licenses, amending 47 O. S. 1941 § 312, relating to issuance of operator's and chauffeur's licenses and fees thereof; providing that tag agent issuing such licenses may retain ten (10c) cents of license fee 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 and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 134 and 308.

Mr PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 268—By Billingsley,

An Act amending Section 36, Chapter 6, Title 19, page 39, Oklahoma Statutes 1943, relating to travel expenses of each county treasurer, county clerk, court clerk, county judge and county attorney in the respective counties of the State by increasing the allowance for each mile traveled from four (4c) cents to five (5c) cents for each mile traveled, and declaring an emergency; and,



ENGROSSED HOUSE BILL NO. 379—By Flanagan, Foley, Gullett, Hawthorne, Hughes, Speakman and Weaver,

An Act amending Title 70, Section 21, Oklahoma Statutes 1941, exempting veterans of World War II from the provisions thereof; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 90—By Toaz,

An Act amending 29 O. S. Supp. 1943 § 263 relating to the trapping of nongame fish, fixing the license fee, providing bond, providing for inspection of traps; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 271—By Arrington,

An Act relating to the county erosion fund; providing that the Statute creating said fund having been repealed unencumbered cash balances in said fund shall be transferred to the county highway cash fund to improve and maintain county highways; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 316—By Focht,

An Act relating to teachers' contracts and authority for employment of teachers in the public schools of the State; amending Section 1, Chapter 5, Title 70, Session Laws 1943 to authorize employment of part time teachers in special subjects, including music; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 418—By Langley

An Act appropriating Fifty (\$50.00) Dollars to Ren Fletcher, Secretary of the Adair County Election Board, of Stilwell, Oklahoma, for payment as secretary to said board during the months of January, February, March, April, May and June of 1943, said appropriation to be made from the general revenue fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946, and,

ENGROSSED HOUSE BILL NO. 435—By Taylor,

An Act amending Chapter 2b, Title 26, Oklahoma Session Laws 1943, House Bill No. 431, (62 O. S. Supp. 1943 § 323) relating to claims against the court fund; providing that when such funds exceed the sum of Six Thousand Dollars (\$6,000.00) the excise board may provide for sher-

iffs' fees, mileage, boarding prisoners and other office expenses in counties having a population of not less than 21,500 and not more than 25,000 and an assessed net valuation of Five Million (\$5,000,000.00) Dollars or less, which sum shall not be used unless approved in writing by the district judge of such county; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 312—By Standley,

An Act appropriating the sum of Five Hundred Ninety-six Dollars and Ninety-one Cents (\$596.91) for the use of the State Board of Public Affairs in paying certain claims against the State Training School, Boley, Oklahoma; providing the manner of paying said claims; and declaring an emergency, and,

ENGROSSED HOUSE BILL NO. 383—By McCubbins,

An Act appropriating Seventy-one Dollars and Twenty-three Cents (\$71.23) to the Oklahoma Tax Commission for the payment of a claim for refund of motor fuel excess tax erroneously paid to such commission by R. N. Dunnigan, Jr.; recognizing such claim as a valid and legal obligation of the State of Oklahoma; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 322—By Biles,

An Act relating to registration of warrants; amending 62 O. S. 1941 § 475 to provide that dependent school district warrants may be delivered by the county treasurer to any member of the board issuing the same or to any person authorized in writing by any member of said board to receive such warrants; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 219—By Sherman,

An Act providing that the State of Oklahoma may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole,

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,

H. R. CHRISTOPHER, Chief Clerk.



The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 90, 219, 268, 271, 312, 316, 322, 379, 383, 418 and 435.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 395, by Price,

An Act relating to registration of electors; amending 26 O. S., 1941, § 101b, Subsection (a); 26 O. S., 1941, § 101f; 26 O. S., 1941, §101c, subsection (e); and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 376, by Wallace (Carter), Flanagan, Foley, Shumate and Speakman,

An Act amending section 3 of House Bill No. 83 of the Twentieth Legislature of the State of Oklahoma; providing that provisions of said House Bill shall not apply to designated associations and unions; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 294, by Williams,

An Act relating to marriage license and records thereof; amending 43 O. S. 1941 § 9 to provide that after recording of the original license it shall be returned upon request therefor to the persons to whom the same was issued; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 290, by Hunt,

An Act relating to the duties of the commissioners of the land office; amending 64 O. S. 1941 § 54 to require that the commissioners of the land office renew or rewrite, upon application therefor, matured and unmatured loans made by such commissioners; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 165, by Cantrell, Biles, Foley, Hathcoat, Ownby and Sherman,

An Act relating to school enumeration, amending 70 O. S. 1941 § 307 to provide that enumerators of the scholastic census shall be paid ten cents (10c) per name in common school districts and five cents (5c) per name in

districts including an incorporated town or city, 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 165, 290, 294, 376 and 395.

Senator Gary presiding.

### GENERAL ORDER

SENATE BILL NO. 113, by Sears, was taken up for consideration and read.

Upon motion of Senator Sears, Senate Bill No. 113 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and Senate Bill No. 113 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 113 was read for the third time at length.

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

Ayes Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Dacus.—1.

Not Voting: Braden, Carrier, Lowery, Rinehart, Ritzhaupt, Williams.—6.

Excused: Cowden, Goodpaster, Grennell, Mahan, Porter.—5.

Excused on Account of Military Service. Fine, Phillips.—2.



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, upon request of Senator Nance, the emergency section to Senate Bill No. 113 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 113 was ordered referred for engrossment.

Senator Paul moved that a Committee of 5 be appointed to confer with the Speaker and other officers of the Honorable House, in ascertaining what the attitude of the said House is going to be on further revenue measures, which motion prevailed, the Presiding Officer appointing as such Committee Senators Wheeler, Neill, Anglin, Finney and Nance.

#### GENERAL ORDER

SENATE BILL NO. 225, by Pruett of the Senate and Morris and Baldwin of the House, was taken up for consideration and read.

Senator Pruett asked unanimous consent, which was granted, that Senate Bill No. 225 be advanced to engrossment and third reading.

Upon motion of Senator Pruett, 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.

Ayes Anderson, Brown, Burns, Chapman, Cobb, Counts, Dacus, Duffy, Finney, Gary, Jones, Lowery, Nance, Neill, Nichols, Paul, Pruett, Sears, Speck, Trussel, Wheeler, White, Worthington.—23.

Nays Anglin, Collier, Irby, Leonard, Nevins, Norton, Thornton.—7

Not Voting: Braden, Carrier, Ginder, Logan, Rinehart, Ritzhaupt, Williams.—7.

Excused Cowden, Goodpaster, Grennell, Mahan, Porter.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 225 was ordered referred for engrossment.

### MESSAGE

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

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 26—By WILLIAMS,

An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 26 was ordered referred to the Governor for consideration.

### GENERAL ORDER

SENATE BILL NO. 196, by Burns of the Senate and Carey, et al, of the House, was taken up for consideration and read.



By unanimous consent, upon request of Senator Burns, Senate Bill No. 196 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 196 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 196 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Lowery, Neill, Nevins, Norton, Paul, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—29.

Not Voting: Carrier, Ginder, Logan, Nance, Nichols, Rinehart, Ritzhaupt, Williams.—8.

Excused: Cowden, Goodpaster, Grennell, Mahan, Porter.—5.

Excused on Account of Military Service. Fine, Phillips.—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. 196 was ordered referred for engrossment.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-THIRD LEGISLATIVE DAY

Tuesday, March 27, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—42.

Excused on Account of Military Service: Fine, Phillips.—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 Logan, Otho Whiteneck, little son of Captain O. R. Whiteneck, former member of the House of Representatives from Garfield County, was made an Honorary Page for this legislative day.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 261, by Langley, Ash, Gibbs, Holt, Hughes, King, Levergood, Morris and Rowe,

An Act authorizing the owner of any property which



appears to be subject to the lien of a deficiency judgment in favor of the commissioners of the land office to institute an action against the commissioners of the land office to determine whether such deficiency judgment is a lien against the property, providing for service of summons, making it the duty of the commissioners of the land office to cause action to be defended; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 261.

MR. PRESIDENT

I am directed by the House of Representatives to transmit herewith for your consideration

ENGROSSED HOUSE BILL NO. 13, by Reed,

An Act to provide for expenses of last illness and burial of recipients; authorizing the public welfare commission to establish a last illness and burial fund, from which fund last illness and burial expenses of recipients shall be paid; providing the manner and payment of same, fixing the maximum, and

ENGROSSED HOUSE BILL NO. 460—By Hinds (Cherokee), Langley and Taylor,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Northeastern State College at Tahlequah, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the state board of education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act, authorizing the making of agreements with the United States of America or any agency or in-

strumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds, authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 13 and 460.

MR. PRESIDENT·

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

ENGROSSED SENATE BILL NO. 109, by Committee on Privileges and Elections,

An Act relating to elections, amending the Soldiers and Sailors Absentee Ballot Law and the Run-Off Primary Election Law, amending Sections 1, 2, 3, 6, 7, 8, 9, 11 and 12, Ch. 10, Title 26, Oklahoma Session Laws 1944, and Sec-4, Ch. 5a, Title 26, Oklahoma Session Laws 1943, providing for the issuance of said ballots by the secretaries of the county election boards, *making the Soldiers and Sailors Absentee Ballot Law* applicable to Run-Off Primaries, *providing procedure for counting ballots, contests, and other details*, repealing Sec. 21 of said Act, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 98, by Logan and Nichols,

An Act relating to compensation of county and precinct registrars, amending Title 26, O. S. 1941, Section 73, and declaring an emergency, and



ENGROSSED SENATE BILL NO. 110, by Committee on Privileges and Elections,

An Act relating to elections; providing procedure for qualified electors temporarily absent from their voting precinct to register by mail during the registration period prior to any regular or run-off primary, general or special election; amending Title 26, Chapter 4, Section 1, Oklahoma Session Laws, 1944; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 98, 109 and 110 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 2—By Nichols, Jones, Duffy and Cowden,

An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this state, or at any special election held in any congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms and details of procedure; providing penalties for violation of Act; making Act cumulative; repealing 26 O. S. 1941 §§324, 324a, 324b, 324c, 324d, 324e, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of Act severable; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 99 — By Senate Committee on Privileges and Elections,

An Act relating to elections, amending 26 O. S. 1941 §163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal pe-

riods for candidates for state and county offices, 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 have been passed by the House, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 2 was read, as follows, and concurred in by the Senate upon motion of Senator Nichols:

Amendment No. 1, Page 7, Section 3, Line 5 of the printed bill, by inserting after the word "candidate," the following. "The candidate receiving the highest vote for each office in the Regular Primary Election, whose name is required by law to be placed upon the Run-Off Primary ballot, shall have his or her name placed first on the Run-Off Primary War Ballot. The name of the candidate receiving the next highest vote for each of said offices shall appear second for each of said offices. All of the State War Ballots provided for by this Section when prepared and printed shall be forwarded by the Secretary of the State Election Board to the Secretaries of the County Election Boards."

ENGROSSED SENATE BILL NO. 2, as amended by the Honorable House, was read at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Not Voting: Anderson, Counts, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—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, as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Not Voting. Anderson, Counts, Neill.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendment to Engrossed Senate Bill No. 2 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendments to Engrossed Senate Bill No. 99 were read, as follows, and concurred in by the Senate upon motion of Senator Finney

Amendment No. 1. Page 4, between line 10 and 11, of the printed Engrossed Senate Bill, by inserting a new section to be numbered Section 2 and renumbering Section 2 to read Section 3.

**SECTION 2.** If special elections are held to fill vacancies in the House of Representatives of the Congress of the United States, the special primary election and the run-off primary election for any such election shall be held on days fixed by the Governor in his proclamation calling such elections, which proclamation shall be issued at least fifteen days before the day of such special primary election. Said proclamation shall provide for an interval of at least two weeks between the special primary and the run-off primary, and likewise at least two weeks between the run-off primary and the special election. Such special primary elections and run-off primary elections shall be con-

ducted under the laws applicable to regular primary and run-off primary elections.

Amendment No. 2. And by amending the title in line 6 on page 1 of the Engrossed Senate Bill by inserting after the comma following the word offices, the following: "providing for special primary elections in making nomination to fill vacancy in Congress."

ENGROSSED SENATE BILL NO. 99, as amended by the Honorable House, was read at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Not Voting Anderson, Neill.—2.

Excused on Account of Military Service: Fine, Phillips.—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, as amended, become an emergency measure?" the roll was called with the following results:

Ayes Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Not Voting Anderson, Neill.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-



thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session signed Engrossed House Amendment to Engrossed Senate Bill No. 99 and ordered the bill, as amended, referred for enrollment.

MR. PRESIDENT.

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 105—By Anglin,

An Act relating to and providing for the waiver and cancellation of penalties, interest, costs and fees upon certain delinquent ad valorem taxes on real property in this State; authorizing specified credits on such taxes; providing that in order to secure benefits of Act the balance due on the principal amount of said taxes must be paid on or before April 20, 1945; providing nothing in Act to affect 1945 resale of real estate for delinquent taxes or advertising therefor; making provisions of Act severable; repealing Chapter 11a, Title 68, Page 172, Oklahoma Session Laws 1943; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 105 were read, as follows:

Amendment No. 1. Page 1, Section 1, of the Engrossed Senate Bill No. 105, after the word "for" on line 3, page 1, strike balance of line 3 and on page 2 strike line 1 to line 13 and in lieu thereof insert the following: "1943 and prior years."

Amendment No. 2. Correcting the title accordingly.

Amendment No. 3. Page 2, Line 16, strike the "semi-colon" and insert a "period." Strike remainder of line 16, 17 and 18 and line 1 and 2 on page 3.

Senator Anglin moved that the Senate refuse to concur

in Engrossed House Amendments to Engrossed Senate Bill No. 105 and request the Honorable House to grant a conference thereon, the President to appoint 5 Senate Conferees thereunder, which motion prevailed, the President appointing Senators Nance, Anglin, Cobb, Collier and Brown as the said Conferees.

Senator Dacus submitted the following Committee Report:

Mr. President. The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 113, 196 and 225 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 113, 196 and 225 and ordered each Bill transmitted to the Honorable House for consideration.

#### FIRST READING

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

SENATE BILL NO. 270—By Porter—An Act amending Title 16, Section 39, Oklahoma Statutes 1941, relating to justices of the peace; validating acknowledgments, and declaring an emergency.

SENATE BILL NO. 271—By Sears—An Act making orders of the boards of county commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections; 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. 265—By Committee on Revenue and Taxation.



Senator Nance asked unanimous consent, which was granted, that Senate Bill No. 265 be ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 266—By Rinehart—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 267—By Counts of the Senate and Impson, Edwards and Choate of the House—Referred to Committee on State and County Affairs.

SENATE BILL NO. 268—By Wheeler—Referred to Committee on Appropriations.

SENATE BILL NO. 269—By Burns of the Senate and Wallace (Oklahoma) of the House—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 395—By Price—Referred to Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 376—By Wallace (Carter), Flanagan, Foley, Shumate and Speakman—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 294—By Williams—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 290—By Hunt—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 165—By Cantrell, Biles, Foley, Hathcoat, Ownby and Sherman—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 308—By Committee on Revenue and Taxation—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 226—By Wallace (Oklahoma)—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 134—By Hughes, Bullard, Carmichael, Dees, Hathcoat, Hussey, Klinglesmith and Langley—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 219—By Sherman—  
Referred to Committee on Penal Institutions.

ENGROSSED HOUSE BILL NO. 403—By Barr—Re-  
ferred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 322—By Biles—Re-  
ferred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 383—By McCub-  
bins—Referred to Committee on Revenue, Taxation and  
Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 312—By Standley—  
Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 435—By Taylor

Senator Thornton asked unanimous consent, which  
was granted, that House Bill No. 435 be ordered printed and  
placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 418—By Langley—  
Referred to Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 316—By Focht—  
Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 271—By Arrington  
—Referred to Committee on Roads, Highways and Avia-  
tion.

ENGROSSED HOUSE BILL NO. 379—By Flanagan,  
Foley, Gullett, Hawthorne, Hughes, Speakman and Weaver  
—Referred to Committee on Revenue, Taxation and Con-  
stitutional Amendments.

ENGROSSED HOUSE BILL NO. 90—By Toaz—Re-  
ferred to Committee on Fish and Game.

ENGROSSED HOUSE BILL NO. 268—By Billingsley  
—Referred to Committee on Fees and Salaries.

Upon request of Senator Ritzhaupt, HOUSE BILL  
NO. 312, by Standley, was ordered withdrawn from the  
Committee on Education and ordered referred to the Com-  
mittee on Appropriations.

Upon request of Senator Collier, HOUSE BILL NO.  
290, by Hunt, was ordered withdrawn from the Committee



on Banks and Banking and ordered referred to the Committee on School Lands.

### GENERAL ORDER

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 93, by Wheeler, Dacus, Nevins, Gary, Irby, Anderson and Ritzhaupt, was set for Special Order at 2:30 p. m., tomorrow.

SENATE CONCURRENT RESOLUTION NO. 16, by Nichols of the Senate and Billingsley of the House, was taken up for consideration and read at length.

Senator Nevins asked to be made co-author of Senate Concurrent Resolution No. 16, which was the order.

Upon motion of Senator Nichols, Senate Concurrent Resolution No. 16 was adopted and ordered referred for engrossment.

SENATE CONCURRENT RESOLUTION NO. 15, by Nichols, Cowden, Rinehart, Gary, Nance, Paul, Logan and Carrier, was taken up for consideration and read at length.

Upon motion of Senator Nichols, Senate Concurrent Resolution No. 15 was adopted and ordered referred for engrossment.

HOUSE BILL NO. 213, by Sherman, was taken up for consideration.

Section 1 was read and adopted upon motion of Senator Burns.

Upon motion of Senator Burns, House Bill No. 213 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 213 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 213 was read for the third time at length.

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

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, White, Williams, Worthington.—34.

Not Voting: Collier, Ginder, Jones, Lowery, Mahan, Speck, Trussel, Wheeler.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, White, Williams, Worthington.—34.

Not Voting: Collier, Ginder, Jones, Lowery, Mahan, Speck, Trussel, Wheeler.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 213, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 277, by Hughes, was taken up for consideration and read at length.

Upon motion of Senator Duffy, House Bill No. 277 was advanced to engrossment and third reading.



Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 277 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Leonard, Logan, Lowery, Nevins, Nichols, Norton, Porter, Pruett, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Not Voting: Counts, Ginder, Goodpaster, Irby, Jones, Mahan, Nance, Neill, Paul, Rinehart, Ritzhaupt, Wheeler.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

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

The President, in open session, signed the engrossed copy of House Bill No. 277, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 172, by Bullard, Arms, et al, of the House and Grennell of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Grennell, House Bill No. 172 was advanced to engrossment and third reading.

Upon motion of Senator Grennell, the rules of the Senate were suspended and House Bill No. 172 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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.

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—32.

Not Voting: Chapman, Ginder, Goodpaster, Irby, Lowery, Nance, Neill, Paul, Speck, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—32.

Not Voting: Chapman, Ginder, Goodpaster, Irby, Lowery, Nance, Neill, Paul, Speck, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 172, and ordered the same returned to the Honorable House.



## GENERAL ORDER

HOUSE BILL NO. 170, by Huey, et al, was taken up for consideration and read at length.

Upon motion of Senator Counts, House Bill No. 170 was advanced to engrossment and third reading.

Upon motion of Senator Counts, 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:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Chapman, Cobb, Collier, Ginder, Goodpaster, Lowery, Nance, Neill, Nichols, Paul, Speck, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Chapman, Cobb, Collier, Ginder, Goodpaster, Lowery, Nance, Neill, Nichols, Paul, Speck, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 170, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 220, by Sherman and Evans of the House and Pruett of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Pruett, House Bill No. 220 was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 220 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 220 was read for the third time at length.

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

Ayes: Anglin, Burns, Finney, Jones, Pruett.—5.

Nays: Anderson, Braden, Brown, Carrier, Counts, Cowden, Dacus, Duffy, Gary, Grennell, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—27

Not Voting: Chapman, Cobb, Collier, Ginder, Goodpaster, Irby, Logan, Lowery, Porter, Speck.—10.

Excused on Account of Military Service: Fine, Phillips.—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.



## GENERAL ORDER

HOUSE BILL NO. 116, by Bradley, was taken up for consideration and read at length.

Upon motion of Senator Pruett, House Bill No. 116 was advanced to engrossment and third reading.

Upon motion of Senator Pruett, the rules of the Senate were suspended and House Bill No. 116 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 116 was read for the third time at length.

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

Ayes. Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Chapman, Cobb, Ginder, Goodpaster, Grennell, Irby, Jones, Lowery, Paul, Porter.—11.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 116 was ordered referred for engrossment.

## GENERAL ORDER

HOUSE BILL NO. 228, by Weaver, et al, was taken up for consideration and read at length.

Upon motion of Senator Thornton, House Bill No. 228 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 228 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 228 was read for the third time at length.

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Gary, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting Anderson, Chapman, Cobb, Finney, Ginder, Goodpaster, Grennell, Irby, Lowery, Mahan, Porter, Speck—12.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes: Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Gary, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting Anderson, Chapman, Cobb, Finney, Ginder, Goodpaster, Grennell, Irby, Lowery, Mahan, Porter, Speck—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 228, and ordered the same returned to the Honorable House.



## GENERAL ORDER

HOUSE JOINT RESOLUTION NO. 24, by Weaver, et al, was taken up for consideration and read at length.

Upon motion of Senator Jones, House Joint Resolution No. 24 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Joint Resolution No. 24 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE JOINT RESOLUTION NO. 24 was read for the third time at length.

The question being, "Shall the Resolution pass?" the roll was called with the following results.

Ayes. Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Anderson, Chapman, Cobb, Ginder, Irby, Lowery, Neill, Paul, Porter, Speck.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Anderson, Chapman, Cobb, Ginder, Irby, Lowery, Neill, Paul, Porter, Speck.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 24, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2, by Weaver, et al, was taken up for consideration and read at length.

Senator Jones moved the adoption of House Concurrent Resolution No. 2, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Brown, Dacus, Duffy, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, Williams.—24.

Nays: Burns, Cobb, Collier, Counts, Cowden, Finney, Gary, Grennell, Neill, Pruett, Trussel, White, Worthington.—13.

Not Voting. Braden, Carrier, Chapman, Lowery, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The President, in open session, signed Engrossed House Concurrent Resolution No. 2 and ordered it returned to the Honorable House.

Senator Dacus submitted the following committee report:

Mr President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 167 correctly engrossed and Senate Concurrent Resolution No. 16 correctly engrossed.

DACUS, Chairman.



The President, in open session, signed Engrossed Senate Bill No. 167 and Engrossed Senate Concurrent Resolution No. 16 and ordered each transmitted to the Honorable House for consideration.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 10, by Williams, was taken up for consideration, read at length and adopted upon motion of Senator Cowden.

The President, in open session, signed Engrossed House Concurrent Resolution No. 10 and ordered it returned to the Honorable House.

#### FIRST READING

By unanimous consent, the following Resolution was introduced and read for the first time:

SENATE JOINT RESOLUTION NO. 10—By Gary, Cobb and Irby of the Senate, and Batson and Biles of the House—A Joint Resolution authorizing the state treasurer of Oklahoma to distribute moneys now in his hands or hereafter received under the provisions of the Flood Control Act of Congress approved August 18, 1941, for schools, retirement of road obligations and road improvement in counties in which federal flood control projects are located; and declaring an emergency

#### GENERAL ORDER

HOUSE BILL NO. 114, by Long, et al, was taken up for consideration and read at length.

Senators Finney and Gary submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 114, page 2, by adding between lines 16 and 17, the following: "Union Graded District No. 19, Atoka County, \$1,250.00; Consolidated District No. 1, Sequoyah County, \$1,250.00," and renumber the lines accordingly.

FINNEY

GARY

Senators Finney and Gary submitted the following amendment, which was adopted:

Mr President We move to amend House Bill No. 114, line 3, page 1, after the word "of," strike the balance of the line, all of line 4 and the figures "250.00" on line 5 and substitute the following: "Thirteen Thousand Seven Hundred Fifty and no-hundredths (\$13,750.00)."

FINNEY

GARY.

Senators Finney and Gary submitted the following amendment, which was adopted:

Mr. President: We move to amend House Bill No. 114, Page 1, by amending the title to read "\$13,750.00" instead of "\$11,250.00."

FINNEY

GARY

Upon motion of Senator Finney, House Bill No. 114, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 114, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Nance, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Cobb, Ginder, Goodpaster, Grennell, Logan, Lowery, Mahan, Norton, Paul, Rinehart, Speck.—11.

Excused on Account of Military Service. Fine, Phillips.—2.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Nance, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Cobb, Ginder, Goodpaster, Grennell, Logan, Lowery, Mahan, Norton, Paul, Rinehart, Speck.—11.

Excused on Account of Military Service Fine, Phillips.—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. 114, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 42, by Langley, et al, was taken up for consideration and read at length.

Senator Nance moved that House Bill No. 42 be advanced, which, by unanimous consent, he withdrew.

Senator Pruett submitted the following amendment.

Mr. President: I move to amend House Bill No. 42, line 10, page 2, as follows: By striking after the word "health" the balance of the Section and in lieu thereof add these words: "The commission in determining the amount of assistance shall consider the resources and the amount of money now in the office of the State Treasurer to the credit of the State Assistance Fund for the purpose of assistance grants for the needy aged persons and to liberalize the needs of the individual to harmonize with living costs and other existing conditions, in each case casual and inconsequential income not to be considered as income of applicant, allowances to be such that the surplus in the State Assistance Fund for the purpose of assist-

ance grants for the needy aged persons not to exceed three million dollars."

PRUETT

Senator White presiding.

Senator Nichols moved to table the Pruett amendment, which motion prevailed.

Senator Braden submitted the following amendment

Mr. President: I move to amend House Bill No. 42, line 13, page 2, line 15, page 3, line 1, page 4, by striking after the word "than" and before the word "dollars," the words and figures, "Sixty (\$60.00)" and insert in lieu thereof the word and figures, "Forty (\$40.00) "

BRADEN.

Senator Cowden asked unanimous consent, which was granted, to be excused for the balance of this legislative day.

Senator Nevins moved to table the Braden amendment.

By unanimous consent, Senator Braden withdrew his amendment.

Senator Jones submitted the following amendment

Mr. President: I move to amend House Bill No. 42, line 3, page 3, as follows. By adding a new proviso at the close of Sections 1 and 2, to read as follows: "Provided, however, that no person shall be paid more than \$40.00 in any month."

JONES.

Senator Norton moved the previous question be now put, which motion prevailed.

The vote occurring on the Jones amendment, it was declared adopted.

Senator Jones submitted the following amendment, which was adopted:

Mr. President I move to amend House Bill No. 42, line 16, page 3, as follows. By striking after the word



"and" and before the word "be" the word "shall" and inserting the word "may"

JONES.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 42, line 14, page 2, as follows: By striking after the word "and" and before the word "be," the word "shall" and inserting the word "may"

JONES.

Senator Jones moved that the title of House Bill No. 42 be amended to conform to the amendments adopted, which motion prevailed.

By unanimous consent, House Bill No. 42, as amended, was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—30.

Nays: Williams.—1.

Not Voting: Anglin, Cobb, Ginder, Goodpaster, Grennell, Logan, Lowery, Paul, Rinehart, Wheeler.—10.

Excused. Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority

of the votes of all members elected to and constituting the Senate was declared passed.

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

Ayes. Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—30.

Nays Williams.—1.

Not Voting. Anglin, Cobb, Ginder, Goodpaster, Grennell, Logan, Lowery, Paul, Rinehart, Wheeler.—10.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 42, as amended, was ordered referred for engrossment.

Senator Finney moved that, when the Clerk's desk is cleared, the Senate adjourn to meet as provided under the rules, which motion prevailed.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 56—By House Committee on Appropriations,

An Act making appropriations from the general revenue fund of the State of Oklahoma, from the revolving funds of certain state institutions and from the public building fund of the State of Oklahoma, for the Oklahoma



School for the Blind, the School for the Deaf, for the State Orphans' Homes, the eleemosynary and penal institutions, and the petroleum experiment station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth Legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this appropriation Act to any other item herein in any State institution mentioned herein, and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferable, providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferrable, providing further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each of the fiscal years ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable; and,

ENGROSSED HOUSE BILL NO. 292—By Williams,

An Act relating to county officers, deputies and assistants; amending 20 O. S. 1941 § § 246 and 254 to prescribe the duties and salaries of the assistant county attorney and the deputy court clerk of the Henryetta division of the Superior Court of Okmulgee County; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 247—By Flanagan,

An Act relating to transportation, in cities, towns and villages, by motor trucks, motor vehicles, or any other vehicle or conveyance, of octane, gasoline, benzine, or any other highly inflammable oils or liquids, the products of petroleum, and of liquefied gases; defining liquefied gases; prescribing duties of governing board of city or town, and of State Department of Public Safety of State of Oklahoma, in selection of routes for such transportation, and

in changes of routes, and prescribing conditions and instances for such transportation over other routes, and for vesting by such governing board of authority in certain officers or employees of city or town, in such transportation of liquefied gases over such other routes, to supervise such transportation and select such other routes therefor, declaring any person operating any such truck, vehicle or conveyance in violation of any of the provisions of this Act, is guilty of a misdemeanor; declaring any public officer, or any officer or employee of city or town, who fails, refuses or neglects to perform any duty placed upon him under the terms of this Act, is guilty of a misdemeanor, declaring violation of any of the provisions of this Act, where no specific penalty is provided, is a misdemeanor; prescribing penalties for each of misdemeanors aforesaid, repealing all 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 of Representatives and signed by the Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 56, 247 and 292.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 161—By Ward,

An Act amending 82 O. S. 1941 §870 authorizing the issuance of revenue bonds by the Grand River Dam Authority, and amending 82 O. S. 1941 §862, paragraph (b), relating to powers, rights and privileges of the Grand River Dam Authority, by adding additional powers to include authority and power to buy, sell, resell, interchange and distribute electricity and electric energy; 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 161.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 26, 1945, I signed

ENROLLED SENATE BILL NO. 27—By Duffy, Pruettt and Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House,

An Act validating final decrees in estates of deceased persons which have been entered *prior to January 1, 1941*; provided, however, this act shall not apply to any case wherein action is instituted and maintained to modify or vacate such final decree prior to January 1, 1946, *and shall not apply to insane persons, incompetents, or to persons laboring under legal disability*, and declaring an emergency; and,

ENROLLED SENATE JOINT RESOLUTION NO. 6—  
By Brown of the Senate and Meads of the House,

A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Oklahoma to permit it to place upon property belonging to the State of Oklahoma, without acquiring title thereto, for the use and benefit of the Will Rogers Memorial, the house birthplace of Will Rogers upon property belonging to said State and under control of the said Commission at a point to be agreed upon by the said Commission and the United Daughters of the Confederacy, the United Daughters of the Confederacy to have charge of the said building and immediate grounds around and adjacent to the same, the

exact amount of which shall be agreed upon between the said Commission and the United Daughters of the Confederacy, it using the said grounds adjacent which may be allowed and allotted to it for the purpose of beautification and for the convenience of visitors to the said home,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The 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, unless otherwise indicated:

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 259 by Finney, entitled

An Act relating to the payment of final judgments for the recovery of fees or taxes, held to be unconstitutional or otherwise invalid, which had theretofore been transferred to a fund or funds in the state treasury, authorizing the payment of said judgments; providing, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 282, by Foley, entitled:

An Act relating to the acquisition of lands in Oklahoma by the federal government; amending Title 80, Oklahoma Statutes 1941, by adding thereto Section 8, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 272—By Norton—An Act appropriating five hundred sixty-four dollars and thirty-eight cents (\$564.38) to be used by the State Board of Public Affairs for the purpose of paying Wood and Company, Shawnee, Oklahoma, claims covering delivery of food requirements of the Western Tuberculosis Sanatorium, Clinton, Oklahoma, and D. B. & O. Institute, Taft, Oklahoma; and declaring an emergency.

SENATE BILL NO. 273—By Counts and Nichols—An Act relating to workmen's compensation; limiting claimant and respondent to the testimony of two physicians each in hearings before the State Industrial Commission; authorizing the commission of its own motion to order any claimant examined by other physicians, repealing all laws and parts of laws in conflict herewith; and declaring an emergency

SENATE BILL NO. 274—By Committee on Revenue and Taxation—An Act amending Section 873, Title 68, Oklahoma Statutes of 1941, and declaring an emergency.

As previously provided, the Senate adjourned to meet at 1.30 p. m., tomorrow

FIFTY-FOURTH LEGISLATIVE DAY

Wednesday, March 28, 1945

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Pursuant to adjournment, the Senate met at 1.30 p. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused Rinehart.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following Communication to the Secretary was read:

Mr J Wm. Cordell, Sec'y,  
Oklahoma State Senate,  
Oklahoma City, Okla.

Dear Mr. Cordell:

Please convey to the members of the Senate on behalf of Mrs. Markin and myself our most sincere thanks for the thoughtfulness of the Senate in adopting its resolution of sympathy following the death of our son, 2nd Lt. Dow Markin. The framed copy of that resolution has been received and is truly a work of art, although its real beauty is its reflection of the sympathetic understanding in the



hearts of the members of the Senate which prompted its adoption.

This resolution is one of our most cherished possessions and shall ever serve us as a reminder of the kindness and compassion of the gentlemen of the Oklahoma State Senate.

Most sincerely yours,  
(Signed) ELLIS D. MARKIN

Ironton, Ohio  
March 24, 1945.

Upon motion of Senator Anglin, the Secretary was directed to send flowers to former Senator W. C. Fidler, who is ill at University Hospital.

Upon motion of Senator Braden, William Carlisle Chapman, son of Senator Chapman, was made an Honorary Page for this legislative day

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration

ENGROSSED HOUSE BILL NO. 299—By Mountcastle,

An Act amending 84 O. S. 1941 § 260, relating to service by publication and mailing notice to defendants, by correcting the word "sixty" therein to read "six"; 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 299.

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MR. PRESIDENT·

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. 105—By Anglin,

An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property in this state; authorizing specific credits on such taxes, providing that in order to secure benefits of Act the balance due on the principal amount of said taxes must be paid on or before April 20, 1945, providing nothing in Act to affect 1945 resale and real estate for delinquent taxes or advertising therefor; making provisions of Act severable, repealing Chapter 11a, Title 68, Page 172, Oklahoma Session Laws 1943; and declaring an emergency,

and has appointed as Conferees, the following Representatives Langley, Bullard, Carmichael, McDonald and Thompson (Pushmataha)

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT

I am directed by the House of Representatives to transmit herewith for your signature.

ENROLLED HOUSE BILL NO. 170—By Huey, Impson, Choate and Edwards,

An Act creating a revolving fund in the state treasury for the Central Oklahoma State Hospital Annex at McAlester, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursement; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the Governor's Emergency and Contingency Fund the sum of one thousand (\$1,000.00) dollars; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 172—By Bullard, Arms, Billingsley, Cordray, Hathcoat, Meads, Ownby, Reed,



Russell, Segrest, Shelton, Shumate, Starr and Weaver of the House and Grennell of the Senate,

An Act relating to frozen food locker plants; defining, licensing, prescribing construction, finish and equipment; providing for inspection, storage of food, sanitary regulations and revocation of license; prescribing temperatures required and authorizing the state board of health to make sanitary rules, providing a lien upon food stored in said locker plants, providing a penalty for violations of the Act; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 213—By Sherman,

An Act amending Section 93, Title 12, Oklahoma Statutes of 1941, prescribing limitations of real actions so that the same limitations will apply to actions to recover lands partitioned by judgment of court, or sold, or conveyed in partition suits and other judicial sales as now apply to actions to recover real estate sold on execution; providing when said provision shall become effective in cases where the period of limitation has already expired; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 277—By Hughes,

An Act amending 22 O. S. 1941 § 853, and

ENROLLED HOUSE BILL NO. 228—By Weaver, Bacon, Baldwin, Barry, Bellamy, Carey, Cordray, Crane, Dillon, Gibbs, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Huey, Hussey, Impson Johnson (Creek), Lansden, Levergood, Long, McCarty, Meads, Mountcastle, Ownby, Reed, Rowe, Shumate, Starr, Underwood, Wallace (Carter), Ward, Welch and Wright,

An Act making appropriations for operation of the Soldiers' Relief Commission; appropriating moneys and prescribing regulations for support, maintenance and education of destitute minor dependents of veterans; appropriating moneys and prescribing regulations for the emergency financial aid of World War II veterans, their wives or widows; all of the appropriations herein provided for being made for the fiscal years ending June 30, 1946 and June 30, 1947, and declaring an emergency,

and to advise you, and through you, the honorable Senate,

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that the same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 170, 172, 213, 228 and 277 were, each, read at length for the fourth time, the enrolled copies signed in open session by the President and ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 375—By Bailey,

An Act authorizing the excise board and board of county commissioners to use two (2) mills of the mills allocated to the county for county government to be used for the purpose of constructing a county memorial for veterans of World War I and veterans of World War II; and declaring an emergency, and

ENGROSSED HOUSE BILL 360—By Gibbs,

An Act relating to the listing and publishing of notices of sale of real property at either the original tax sale or resale; requiring county treasurers to list real property in such notices as they appear on the tax rolls and according to their correct legal description; providing that failure to so publish such notices shall render tax deeds based thereon void; directing courts of this state in actions to cancel such deeds, to declare same invalid and void, making provisions of Act severable; 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,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 360 and 375.



## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 114 and 116 and Senate Concurrent Resolution No. 15 each correctly engrossed; and Senate Bills Nos. 2, 98, 99 and 110 each correctly enrolled.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 114 and 116, each as amended, and ordered the bills returned to the Honorable House.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 15 and ordered it transmitted to the Honorable House for consideration.

Senate Bills Nos. 2, 98, 99 and 110 were, each, 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.

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. 215, by Finney and Jones, entitled:

An Act relating to the Lieutenant Governor, fixing his salary, providing for its payment, authorizing the governor to allocate funds from his contingency and emergency fund to pay the increase in salary during remainder of present fiscal year, appropriating said allocation, 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 therefor, hereto attached, DO PASS.

THORNTON, Chairman.

Mr. President We, your Committee on Appropriations, to whom was referred Senate Bill No. 235, by Ritzhaupt, entitled:

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An Act appropriating the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1946, and the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1947, to be used by the State Department of Agriculture in cooperating with poultry associations, federations, and organizations in this state in compiling and keeping official records of production, and other suitable and necessary records; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 184, by Counts and White, entitled:

An Act relating to relief; making appropriations for the State Board of Public Welfare, prescribing the purpose for which said appropriation shall be expended; providing procedure for disbursing funds, authorizing direct relief to be granted; authorizing State Board of Public Welfare to promulgate rules and regulations, prescribing other details, 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.

THORNTON, Chairman.

Mr President We, your Committee on Appropriations, to whom was referred Senate Bill No. 261, by Carrier, entitled.

An Act appropriating \$150.00 to Otto Fessenger of Enid, Oklahoma, for payment of an assigned claim made out to A. B. Hugos, reporter for the Twentieth Judicial District, Oklahoma, for salary for the month of May, 1928, said appropriation to be made from the general revenue fund of the state, accruing to said fund during the fiscal year ending June 30th, 1946,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.



Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 263, by Cobb, entitled:

An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school districts, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 269, by Burns of the Senate and Wallace (Oklahoma) of the House, entitled:

An Act authorizing and directing the State Board of Public Affairs to purchase lots 15 and 16 in block 4, State Capitol Addition to Oklahoma City, Oklahoma, same being a tract of 155 feet fronting on Northeast 22nd Street and with a depth of 144.37; 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 267, by Counts of the Senate and Impson, Edwards and Choate of the House, entitled:

An Act providing for the establishment, maintenance and operation of a county law library for Pittsburg County, State of Oklahoma, to be used by the public, the courts and public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; creating a board of trustees, defining their powers and duties; authorizing the payment of claims; repealing all Acts in conflict herewith; and declaring an emergency,

beg leave to report that we had the same under considera-

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tion and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 326, by Billingsley, entitled:

An Act amending Title 19, Chapter 6, Session Laws 1943, relating to salaries and compensation for county officers, regular deputies and part-time deputies, by adding a new section to said chapter to be known as Section 27-A; providing that the salaries and compensation for county officers, regular deputies and part-time deputies in counties having a population in excess of sixty thousand (60,000) and not to exceed sixty-five thousand (65,000) based upon the Federal decennial census of 1940 or any succeeding Federal decennial census, and an assessed net valuation of less than twenty million two hundred thousand (\$20,200,000) dollars as of 1942 and each succeeding biennial net assessed valuation, shall be fixed as provided in said Section 27-A; providing for the appointment of a county probation officer in said counties and fixing the salary thereof and prescribing his powers and duties; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 188, by Johnson (Creek), entitled:

An Act amending Section 28, Title 19, Chapter 6, Page 72, Oklahoma Session Laws 1943 (19 Oklahoma Statutes Supplement 1943 § 180.39) relating to counties and county officers and their salaries and compensation; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Sal-



aries, to whom was referred Engrossed House Bill No. 289, by Montgomery, entitled:

An Act amending Section 664 of Title 20 of the Oklahoma Statutes, 1941, relating to court reporters and bailiffs in courts of common pleas, by changing the procedure for the selection and fixing of salaries of court reporters; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr President: We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 346, by Singleton, entitled:

An Act amending paragraphs (e), (f) and (i) of Section 9-a, Chapter 6, Title 19, Oklahoma Session Laws 1943, fixing the salaries of the court clerk, county judge and county commissioners of counties in the state having a population in excess of 14,750 and not to exceed 15,765 and an assessed net valuation in excess of \$4,000,000.00 and not to exceed \$8,000,000.00; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Senate Committee Substitute for Engrossed House Bill No. 346 do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 152, by Anglin, entitled.

An Act relating to state aid to school districts, making appropriations to aid in the support and maintenance of public school districts of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947 said moneys to be expended pursuant to, 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.

RITZHAUPT, Chairman.

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Mr. President. We, your Committee on Education, to whom was referred Senate Bill No. 213, by Dacus, Wheeler, Nevins, Gary, Ritzhaupt, Worthington, Carrier, entitled

An Act relating to schools; requiring the teaching of certain subjects therein; prescribing duties of the state superintendent of public instruction, the state board of education, and the state department of education relating to the curriculum, 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 Engrossed House Bill No. 316, by Focht, entitled:

An Act relating to teachers' contracts and authority for employment of teachers in the public schools of the State, amending Section 1, Chapter 5, Title 70, Session Laws 1943 to authorize employment of part time teachers in special subjects, including music; and declaring an 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 Education, to whom was referred Engrossed House Bill No. 382, by Van Dyck and Davis of the House and Neill of the Senate, entitled:

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of the Oklahoma College for Women; providing for the financing of the cost thereof through the issuance of revenue 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.

RITZHAUPT, Chairman.

Mr President We, your Committee on Education, to



whom was referred Engrossed House Bill No. 165, by Cantrell, Biles, Foley, Hathcoat, Ownby and Sherman, entitled:

An Act relating to school enumeration; amending 70 O. S. 1941 § 307 to provide that enumerators of the scholastic census shall be paid ten cents (10c) per name in common school districts and five cents (5c) per name in districts including an incorporated town or city, 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 Legal Advisory, to whom was referred Engrossed House Bill No. 347, by Johnson (Creek), entitled

An Act relating to the Department of Public Safety, making the Governor the chief officer thereof, providing that the Commissioner of Public Safety shall execute the lawful orders of the Governor and be responsible to him for the operation and administration of said Department, authorizing Commissioner of Public Safety to purchase automobile for Governor; and declaring an 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 Fish and Game, to whom was referred Senate Bill No. 255, by Chapman of the Senate and Wallace and Evans of the House, entitled:

An Act relating to the State Game and Fish Commission; amending Title 29, Chapter 1, Section 1, Oklahoma Session Laws 1943, to provide that members of said commission shall be appointed by the Governor, and striking the age limitation upon the appointment of such members; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

COBB, Chairman.

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Mr. President: We, your Committee on Fish and Game, to whom was referred Senate Bill No. 253, by Chapman of the Senate and Wallace and Evans of the House, entitled

An Act relating to game refuges; amending 29 O. S. 1941 § 201 to provide that field dog trials may be held within the Lake Murray area; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.

#### FIRST READING

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

SENATE BILL NO. 275—By Nevins—An Act relating to salaries and compensation of county officers, deputies and part-time deputies; amending Section 26, Subdivision (d), Chapter 6, Title 19, Oklahoma Session Laws 1943, to provide that regular and/or part-time deputies shall receive not less than eighty dollars (\$80.00) each per month nor more than one hundred fifty dollars (\$150.00) each per month; and declaring an emergency

SENATE BILL NO. 276—By Duffy—An Act relating to the court fund; amending Sections 321 and 323 of Title 62, Oklahoma Statutes 1941; providing for payment for transcripts, also certain costs in preliminary hearings and juvenile court proceedings.

SENATE BILL NO. 277—By Pruett—An Act to provide moral instruction for children in connection with the public schools.

SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House—An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1945, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State system of higher education, said appropriation to be nonfiscal and to be made available for expenditure until June 30, 1947, and declaring an emergency



SENATE BILL NO. 279—By Nichols of the Senate and Rowe, Billingsley and Bradley of the House—An Act amending Sections 11, 12, 21, 22, 43, 63, 77, 82, and 102, Title 85, Oklahoma Statutes 1941, same being Sections 13,351; 13,352; 13,355, 13,356; 13,376; 13,384; 13,389, and 13,395, Oklahoma Statutes 1931, as amended heretofore, relating to the Workmen's Compensation Law, and more particularly relating respectively to those requirements thereof providing for and requiring employers to provide for and secure the payment of compensation to injured employees; fixing and prescribing liability in cases involving independent and other intermediate employers or contractors and for enforcement of awards in such cases; fixing the basis of determining weekly rates of compensation payable to injured employees; increasing the maximum and minimum weekly rate of compensation payable in case of injury and disability, providing for compensation awards in cases involving previous injury to conform to the "Second Injury Fund Law", limitation of time for filing of claims and for dismissal of claims filed and not prosecuted within the time required; creating additional liabilities and remedies for enforcement of same in cases where employers have failed to secure the payment of compensation awards; providing additional rules governing procedure before the commission; requiring employers and insurance carriers to make reports of injuries and disabilities to the commission and prescribing penalties for failure to make such reports; repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Senator Nance presiding.

## SECOND READING

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

SENATE BILL NO. 270—By Porter—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 271—By Sears—Referred to Committee on State and County Affairs.

SENATE BILL NO. 272—By Norton—Referred to Committee on Appropriations.

SENATE BILL NO. 273—By Counts and Nichols—Referred to Committee on Commerce and Labor

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SENATE BILL NO. 274—By Committee on Revenue and Taxation.

By unanimous consent, Senate Bill No. 274 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE JOINT RESOLUTION NO. 10—By Gary, Cobb and Irby of the Senate and Batson and Biles of the House—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 261—By Langley, Ash, Gibbs, Holt, Hughes, King, Levergood, Morris and Rowe—Referred to Committee on School Lands.

ENGROSSED HOUSE BILL NO. 13—By Reed—Referred to Committee on Hospitals and Charities.

ENGROSSED HOUSE BILL NO. 460—By Hinds, Langley and Taylor—Referred to Committee on Public Buildings.

ENGROSSED HOUSE BILL NO. 292—By Williams—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 247—By Flanagan—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 56—By House Committee on Appropriations—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 161—By Ward—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

President Berry presiding.

#### GENERAL ORDER

SENATE BILL NO. 264, by Nance, Finney, Nichols, Burns, Leonard, Ginder, Jones, Braden, Collier and Rinehart, was taken up for consideration and read at length.

Upon motion of Senator Nance, Senate Bill No. 264 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 264 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

SENATE BILL NO. 264 was read for the third time at length.

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

Ayes: Braden, Brown, Burns, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols,, Norton, Porter, Pruett, Ritzhaupt, Sears, Wheeler, White, Worthington.—29.

Nays: Anderson, Anglin, Cowden, Neill, Paul, Thornton, Trussel, Williams.—8.

Not Voting: Carrier, Chapman, Cobb, Speck.—4.

Excused: Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Wheeler, White, Williams, Worthington.—34.

Nays: Cowden, Neill, Trussel.—3.

Not Voting: Carrier, Chapman, Cobb, Speck.—4.

Excused: Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—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.

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Senate Bill No. 264 was ordered referred for engrossment.

### SPECIAL COMMITTEE REPORT

Senator Mahan asked unanimous consent, which was granted, to submit the following Special Committee Report which was read and adopted upon his motion:

Mr. President: We, your Special Committee, to whom was referred House Bill No. 84, by Bacon, et al, entitled.

An Act repealing Sections 324, 324a and 331, Title 52, Oklahoma Statutes 1941, 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 Senate Special Committee Substitute for House Bill 84 do pass.

MAHAN, Chairman.

### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 84, by Bacon, et al, as amended, was taken up for immediate consideration, being read at length.

Upon motion of Senator Mahan, House Bill No. 84, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Mahan, 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:

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Speck, Wheeler, White, Worthington.—28.



Nays. Braden, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Sears, Thornton, Trussel, Williams.—11.

Not Voting: Chapman, Paul.—2.

Excused: Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Speck, Wheeler, White, Worthington.—31.

Nays: Cowden, Duffy, Ginder, Grennell, Sears, Thornton, Trussel, Williams.—8.

Not Voting: Chapman, Paul.—2.

Excused: Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 84, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 264 correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Sen-

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ate Bill No. 264 and ordered the bill transmitted to the Honorable House for consideration.

### MESSAGES

The following Messages from the Governor were received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 27, 1945, I signed

ENROLLED SENATE BILL NO. 11—By Counts and White,

An Act fixing the salaries of district court judges in judicial districts of the State of Oklahoma; and repealing conflicting laws, and

ENROLLED SENATE BILL NO. 42—By Nance of the Senate and Huey of the House,

An Act relating to the power of the board of regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present student union building; authorizing the board of regents to fix such fees and charges to pay cost of maintenance and operation of student union building and any additions thereto and costs of such addition and equipment therefor, and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 27, 1945, I signed



ENROLLED SENATE BILL NO. 35—By Speck, Worthington, Anderson, Dacus, Rinehart and Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes and Shelton of the House,

An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the Federal government; defining terms; prescribing duties and powers of district board of directors in assignments, levying and collection of taxes, determining tax rates, appointment of secretary-treasurer, sale of unredeemed land, publication of financial statement and modification of assessments and time and method of payments due the Federal government, prescribing duties and powers of secretary-treasurer in preparing assessment rolls, collection of taxes, publication of delinquent tax list and sale of property thereon, issuance of tax deeds and form thereof, sale of tax certificates held by district, sale of district and issuance of deed on unredeemed land; providing delinquent taxpayer not entitled to water; providing taxes due to be lien against the land; prescribing manner of payment of claims and warrants; providing prior omitted assessments and unpaid charges to become part of assessment, providing irregularity in description of land to render assessment void; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 10—By Williams,

A Concurrent Resolution directing the attention of the Agricultural Adjustment Administration to the construction of farm ponds on small farms, and asking a

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change of policy in their program so as to equalize this work and build ponds on small farm units in the same manner as they do on larger farms, and

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 2—By Weaver and Long of the House,

A Concurrent Resolution memorializing the Congressional Delegation from Oklahoma to support national legislation to bring about legislation embodying the principle of universal military training for every qualified young male American in the United States,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Presiding Officer in Open Session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President, in open session, signed Enrolled House Concurrent Resolutions Nos. 2 and 10 and ordered each returned to the Honorable House.

MR. PRESIDENT

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

ENROLLED HOUSE JOINT RESOLUTION NO. 24—By Weaver, Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhardt, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Johnson (Creek), Jones, Kerr, King, KlingleSmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Car-



ter), Wallace (Oklahoma), Ward, Washington, Welch, Whitford, Wiley, Williams, Wilson, Wright and Hinds,

A Joint Resolution authorizing the Governor to purchase and execute appropriate scrolls on behalf of the State of Oklahoma and its citizens expressing appreciation for the patriotic service rendered by the citizens of this state who have lost their lives in the defense of this republic during this war, and expressing regret in their untimely deaths, and authorizing the Governor to cause these scrolls to be delivered to the family and relatives of these deceased citizens of Oklahoma; providing for payment of cost of purchasing and delivering scrolls to be paid out of Governor's contingent fund; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Joint Resolution No. 24 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.

#### GENERAL ORDER

SENATE BILL NO. 38, by Norton, Mahan and Goodpaster, was taken up for further consideration.

Senator Cowden moved that further consideration of Senate Bill No. 38 be indefinitely postponed.

Senator Norton moved to table the Cowden motion, which motion failed of adoption, the roll call thereon being as follows:

Ayes. Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Speck, Wheeler, White, Williams, Worthington.—19.

Nays. Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Duffy, Ginder, Jones,

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Logan, Lowery, Nance, Pruett, Ritzhaupt, Sears, Thornton.—20.

Not Voting: Chapman, Trussel.—2.

Excused: Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Cobb presiding.

President Pro Tempore Paul presiding.

Senator Cobb presiding.

Senator Jones presiding.

Senator Lowery moved the previous question be now put, which motion prevailed.

The vote occurring on the Cowden motion to indefinitely postpone, it was declared adopted, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Ginder, Grennell, Jones, Logan, Lowery, Nance, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Williams.—25.

Nays: Dacus, Finney, Gary, Goodpaster, Irby, Leonard, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Speck, White, Worthington.—16.

Excused Rinehart.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Ritzhaupt asked unanimous consent, which was granted, that SENATE BILLS NOS. 93 by Wheeler, et al., and 152, by Anglin be set for special order at 2:30 o'clock p. m., Thursday, March 29.

#### GENERAL ORDER

SENATE BILL NO. 233, by Leonard, was taken up for consideration and read.

By unanimous consent, further consideration of Senate Bill No. 233 was deferred for this legislative day



SENATE BILL NO. 230, by Leonard, was taken up for consideration and read.

Senator Leonard asked unanimous consent, which was granted, that Senate Bills Nos. 230 and 233 be set for special order immediately following the consideration of the school bills on Thursday, March 29.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn as provided under the rules, which motion prevailed.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time.

SENATE BILL NO. 280—By Senate Committee on Appropriations—An Act relating to the revolving funds of the Oklahoma state penitentiary and the Oklahoma state reformatory consolidating revolving funds, providing purposes for which such funds may be expended; prescribing duties and procedure relating thereto; repealing 57 O. S. 1941, § § 163, 165, 166, 253, 255 and 322; and declaring an emergency.

SENATE BILL NO. 281—By Speck, Dacus and Wheeler of the Senate and Shelton of the House—An Act relating to the public schools; authorizing the State Board of Education, in calculating minimum program, to consider certain schools as separate units; making provisions for calculating transportation in certain districts in which orphanages are maintained; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SENATE BILL NO. 282—By Jones—An Act amending Section 126, Title 52, Oklahoma Statutes, 1941, as amended by Section 2, Chapter 3, Title 52, Session Laws of 1943; and amending Section 127, Title 52, Oklahoma Statutes, 1941, as amended by Section 3, Chapter 3, Title 52, Session Laws of 1943, and amending Section 4, Chapter 3, Title 52, Session Laws of 1943, providing for employees of the conservation department of the corporation commission, fixing their salaries, duties, and qualifications, providing for payment and method of payment of traveling expenses; providing that all salaries and expenses of employees of said department be paid from the conservation fund, and declaring an emergency.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith

ENROLLED SENATE BILL NO. 2—By Nichols, Jones, Duffy and Cowden,

An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this state, or at any special election held in any congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms and details of procedure, providing penalties for violation of Act; making Act cumulative, repealing 26 O. S. 1941 § § 324, 324a, 324b, 324c, 324d, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of Act severable, and declaring an emergency, and

ENROLLED SENATE BILL NO. 98—By Logan and Nichols,

An Act relating to compensation of county and precinct registrars, amending Title 26, O. S. 1941, Section 73, and declaring an emergency, and

ENROLLED SENATE BILL NO. 99—By Senate Committee on Privileges and Elections,

An Act relating to elections, amending 26 O. S. 1941 § 163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal periods for candidates for state and county offices; providing for special primary elections in making nomination to fill vacancy in congress; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency, and

ENROLLED SENATE BILL NO. 110—By Committee on Privileges and Elections,

An Act relating to elections, providing procedure for



qualified electors temporarily absent from their voting precinct to register by mail during the registration period prior to any regular or run-off primary, general or special election; amending Title 26, Chapter 4, Section 1, Oklahoma Session Laws, 1944, 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 2, 98, 99 and 110 were ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 378—By Montgomery,

An Act authorizing any board of county commissioners to convey by deed, or to lease unneeded county lands and buildings to the adjutant general in trust for the Oklahoma National Guard, authorizing expenditures of monies to maintain, repair and improve such properties, providing for acceptance or the conveyance or lease, providing for a reversionary clause, and for the adjutant general to supervise the management of such properties; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 439—By Frix, Mountcastle and Wiley,

An Act amending Title 19, Chapter 6, Section 29, Oklahoma Session Laws of 1943,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 378 and 439.

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 72—By Committee on Roads and Highways,

An Act relating to surplus monies to accrue to the general revenue fund of the state for the fiscal year ending June 30, 1945, providing that after sufficient monies have been set aside to pay the state's bonded indebtedness, any surplus accruing to the general revenue fund of the state for the fiscal year ending June 30, 1945, shall be transferred to the state highway construction and maintenance fund to be used for the purposes for which said fund is dedicated and appropriated, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 72.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 367—By Weaver and Washington,

An Act requiring a serological blood test for syphilis of pregnant women; defining the duties of attending physician; taking a sample of the blood of such women, and submitting such blood sample to an approved laboratory for a standard serological test for syphilis, defining the duties of all physicians and non-licensed practitioners in attendance on such women; describing methods and defining words used in this Act; requiring report and certificate of every birth and stillbirth by the physician or others; providing penalties for violations of this Act, and declaring an emergency, and



ENGROSSED HOUSE BILL NO. 354—By Weaver, Billingsley, Levergood, Speakman and Wallace (Carter),

An Act amending Section 95 of Title 12, Oklahoma Statutes 1941, so as to extend the statute of limitation on open accounts to a period of five (5) years, and

ENGROSSED HOUSE BILL NO. 99—By Rowe,

An Act amending 26 O. S. 1941 § 73 relating to county and precinct registrars, providing for increased compensation for precinct registrars; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 251—By Wallace (Carter), Musgrave and Klinglesmith,

An Act amending Title 68, Section 914 (b), Session Laws 1943, relating to filing of income tax returns by members of the military or naval forces, the United States merchant marine and members of any other branch of the armed services and their auxiliaries of the United States; and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 391—By Wallace (Carter),

An Act amending Section 1251m, Title 68, Oklahoma Statutes, 1941; authorizing and empowering the Oklahoma Tax Commission to waive sales tax levied under House Bill No. 224 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is sold to a contractor or sub-contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract with the United States government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing validating and conforming orders previously issued; providing that this Act shall expire June 30, 1947, unless sooner repealed, and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 390—By Wallace (Carter),

An Act amending Section 1310f, Title 68, Oklahoma Statutes of 1941; authorizing and empowering the Okla-

homa Tax Commission to waive use tax levies under House Bill No. 3 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing, validating and confirming orders previously issued, providing that this Act shall expire June 30, 1947, unless sooner repealed, and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 325—By Miles,

An Act relating to ordinances passed by cities and towns and the publication thereof; amending Section 1, of Chapter 14, Title 11 of the Session Laws of Oklahoma, 1943; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 367, 354, 99, 251, 391, 390, and 325.

Senator Dacus submitted the following committee report

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bill No. 109 correctly enrolled.

DACUS, Chairman.

Senate Bill No. 109 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.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Thursday, March 29, 1945.



## FIFTY-FIFTH LEGISLATIVE DAY

Thursday, March 29, 1945

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

Upon roll call, the following members were present:

Present Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Absent: Sears.—1.

Excused on Account of Military Service Fine, Phillips.—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 Jones, Bruce Henry, Thomas and Ralph Wilson Hooper, of Philadelphia, Pennsylvania, were made Honorary Pages for this legislative day

Upon motion of Senator Gary, Wilson Cobb, son of Senator Cobb, was made an Honorary Page for this legislative day

Upon motion of Senator Lowery, Dean Rinehart, son of Senator Rinehart, was made Honorary Assistant Sergeant-at-Arms for this legislative day.

## 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 Banks and Banking, to whom was referred Senate Bill No. 91, by Rinehart, et al, entitled:

An Act to prevent unfairness, imposition or fraud in the sale of stocks, bonds or other securities, sold or offered for sale in the State of Oklahoma and to regulate and supervise the sale thereof; 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 Senate Banks and Banking Committee Substitute for Senate Bill No. 91, Do Pass.

COLLIER, Chairman.

Mr. President: We, your Committee on Banks and Banking, to whom was referred House Bill No. 226, by Wallace (Oklahoma), entitled:

An Act relating to the liquidation and sale of assets of insolvent state banks; authorizing and empowering the bank commissioner of the State of Oklahoma to lease for oil and/or gas, 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.

COLLIER, Chairman.

Mr. President We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 243, by Collier, entitled.

An Act amending Title 2, Oklahoma Statutes 1941, Section 441, 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.

COLLIER, Chairman.

Mr President We, your Committee on Insurance, to whom was referred Engrossed House Bill No. 75, by Committee on Insurance, entitled:

An Act repealing Title 36, O. S. 1941, Sections 243 and 244, prescribing the standard form of fire insurance policy to be issued on property in the State of Oklahoma on and



after January 1, 1946; and fixing the effective date of Act as January 1, 1946,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 56, by House Appropriations Committee, entitled:

An Act making appropriations from the general revenue fund of the State of Oklahoma from the revolving funds of certain state institutions and from the public building fund of the State of Oklahoma for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans Home, the Eleemosynary and Penal Institutions, and the Petroleum Experiment Station, all of the State of Oklahoma, for the fiscal year ending June 30, 1946, and for the fiscal year ending June 30, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to terms, provisions and conditions as set out, etc.;

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 312, by Standley, entitled:

An Act appropriating the sum of five hundred ninety-six dollars and ninety-one cents (\$596.91) for the use of the state board of public affairs in paying certain claims against the State Training School, Boley, Oklahoma, providing the manner of paying said claims; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr President: We, your Committee on Judiciary Number Two, to whom was referred Engrossed House Bill

No. 189, by Sherman, Billingsley, Choate, Flanagan, Gibbs, Hunt, McCarty, Shipley, Toaz and Wright, entitled:

An Act relating to the pardon and parole board, fixing the compensation of the chairman and members of said board, providing for the payment of such compensation and the expenses of the chairman and members while engaged in the performance of their duties, giving the chairman and members of the pardon and parole board and the pardon, 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 Judiciary Number Two, to whom was referred Engrossed House Bill No. 173, by Ash, Billingsley, Levergood and Rowe of the House and Anderson, Burns and Worthington of the Senate, entitled

An Act amending 38 O. S. § 2, 1941, prescribing duty of jury commissioners, and defining the qualifications of jurors, and the manner of their selection,

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 Judiciary Number Two, to whom was referred Engrossed House Bill No. 322, by Biles, entitled:

An Act relating to registration of warrants; amending 62 O. S. 1941 § 475 to provide that dependent school district warrants may be delivered by the county treasurer to any member of the board issuing the same or to any person authorized in writing by any member of said board to receive such 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.

BURNS, Chairman.

Mr. President: We, your Committee on Judiciary



Number Two, to whom was referred Engrossed House Bill No. 294, by Williams, entitled:

An Act relating to marriage licenses and records thereof, amending 43 O. S. 1941 § 9 to provide that after recording of the original license it shall be returned upon request therefor to the persons to whom the same was issued; and declaring an emergency,

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 Fees and Salaries, to whom was referred Senate Bill No. 241, by Brown, Speck, Goodpaster and Williams, entitled:

An Act relating to salaries of county officers and their deputies and employees, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred House Bill No. 268, by Billingsley, entitled:

An Act amending Section 36, Chapter 6, Title 19, Page 39, Oklahoma Statutes 1943, relating to travel expenses of each county treasurer, 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.

GOODPASTER, Chairman.

Mr. President We, your Committee on Fees and Salaries, to whom was referred House Bill No. 292, by Williams, entitled

An Act relating to county officers deputies and assistants; amending 20 O. S. 1941, Sections 246 and 245 to prescribe the duties and salaries of the assistant county attorney and the deputy court clerk of the Henryetta

division of the superior court of Okmulgee 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 270, by Porter, entitled

An Act amending Title 16, Section 39, Oklahoma Statutes 1941, relating to justices of the peace, validating acknowledgments and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Senator Dacus submitted the following Committee Report

Mr President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 42 and 84 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 42 and 84, each as amended, and ordered the bills returned to the Honorable House.

## RESOLUTION

By unanimous consent, the following Resolution was introduced, ordered printed and placed upon the Calendar.

SENATE CONCURRENT RESOLUTION NO. 17—By Cobb of the Senate and Wright of the House—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental Budget needs of the Institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements at and for the following named State Institutions of Higher Learning.



## SECOND READING

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

SENATE BILL NO. 275—By Nevins—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 276—By Duffy—Referred to Committee on Legal Advisory.

SENATE BILL NO. 277—By Pruett—Referred to Committee on Public Health and Welfare.

SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House—Referred to Committee on Appropriations.

SENATE BILL NO. 279—By Nichols of the Senate and Rowe, Billingsley and Bradley of the House—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 280—By Senate Committee on Appropriations—Referred to Committee on Penal Institutions.

SENATE BILL NO. 281—By Speck, Dacus and Wheeler of the Senate and Shelton of the House—Referred to Committee on Education.

SENATE BILL NO. 282—By Jones—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 367—By Weaver and Washington—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 354—By Weaver, Billingsley, Levergood, Speakman and Wallace (Carter)—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 99—By Rowe—Referred to Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 251—By Wallace (Carter), Musgrave and Klinglesmith—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 391—By Wallace (Carter)—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

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ENGROSSED HOUSE BILL NO. 390—By Wallace (Carter)—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 325—By Miles—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 72—By Committee on Roads and Highways—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE BILL NO. 375—By Bailey—Referred to Committee on Veterans' Affairs.

ENGROSSED HOUSE BILL NO. 360—By Gibbs—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 299—By Mountcastle—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 378—By Mountcastle—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 439—By Frix, Mountcastle and Wiley—Referred to Committee on Judiciary No. 1.

#### GENERAL ORDER

Upon request of Senator Burns, SENATE BILL NO. 81, by Burns, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 81 was advanced to engrossment and third reading.

Upon motion of Senator Burns, 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:



Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Mahan, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Goodpaster, Leonard, Logan, Lowery, Nance, Neill, Paul, Porter, Speck.—9.

Absent Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Mahan, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Goodpaster, Leonard, Logan, Lowery, Nance, Neill, Paul, Porter, Speck.—9.

Absent Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 81 was ordered referred for engrossment.

#### RESOLUTION

Senator Rinehart asked unanimous consent, which was granted, to introduce the following Resolution which was read at length and adopted upon his motion.

SENATE CONCURRENT RESOLUTION NO. 18—By Rinehart of the Senate, and Barnhart of the House.

A Resolution paying tribute to Colonel Charles Clark Kegelman of El Reno, Oklahoma.

WHEREAS, the valor and high courage of the American soldier in this second World War is the admiration of the civilized world and the valor and high courage of men from Oklahoma stands in the front rank of the forces of its nation.

WHEREAS, Colonel Charles Clark Kegelman of El Reno exemplified in his life and service to his country the great traditions of a peerless soldier and a true citizen. Leaving the peaceful pursuits of civilian life to enter the Air Forces, he became the leader of first official American Bombing Mission over German-held territory on July 4, 1942, and when shot down saved his plane and his crew by his superb flying ability, his cool courage and will to fight at any odds.

WHEREAS, after completing innumerable missions in England, Tunisia, Sicily and Italy he was transferred to the South Pacific where he fought at Guadalcanal, Rabaul, Balikpapan, Borneo, Moemfoor, Morotai, Mapia, Ceram, the Celebes, the Halmaheras, and finally the Philippines where on March 9, 1945, he made the supreme sacrifice for the land he loved.

WHEREAS, the State of Oklahoma is grateful to its honored sons and humbly pays homage to its honored dead.

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

1. That the State of Oklahoma respectfully acknowledges his services, and pays just and humble tribute and homage to Colonel Charles Clark Kegelman of El Reno, Oklahoma and through him to Oklahoma's many noble sons who on the battle fields of the world have made the supreme sacrifice, that the democratic way of life shall not perish from the earth.

2. Be it further resolved that we extend to the family of Colonel Kegelman our sincere sympathy in their bereavement.



Senate Concurrent Resolution No. 18 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 267, by Counts of the Senate and Impson, et al, of the House, was taken up for consideration and read at length.

Senator Counts asked unanimous consent, which was granted, to have printed in the Journal the following Certificate, relating to Senate Bill No. 267

#### STATE OF OKLAHOMA

SS

#### OKLAHOMA COUNTY

I, F. C. Carter, Secretary of State of the State of Oklahoma, do hereby certify that I am by the laws of said State the custodian of the records of proofs of publication filed in the office of the Secretary of State of the State of Oklahoma, showing publication of notice of the intended introduction of special and/or local bills in the Legislature of Oklahoma as required by the provisions of Section 32, Article 5 of the Constitution of the State of Oklahoma, and that I am the proper officer to execute this certificate.

I FURTHER CERTIFY that on the 26th day of March, 1945, at 1:30 P. M., there was filed in this office Proof of Publication covering introduction of a local bill, same having been published in a local newspaper for four successive weeks, beginning February 22, 1945, and including March 15, 1945. Such notice of publication reads in part as follows:

"An Act to create a law library for Pittsburg County, Oklahoma, to be located in the County Court House

\* \* \*

DONE at the Capitol at Oklahoma City, State of Oklahoma, this the 26th day of March A. D., 1945, at the hour of three o'clock P. M. and of the Independence of the United States of America, the One-hundred Sixty-ninth.

F. C. CARTER,  
Secretary of State.

By Katherine Manton,  
Ass't. Secretary of State.

(SEAL)

Upon motion of Senator Counts, Senate Bill No. 267 was advanced to engrossment and third reading.

Upon motion of Senator Counts, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Lowery, Mahan, Nevins, Nichols, Paul, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams.—33.

Not Voting: Leonard, Logan, Nance, Neill, Norton, Porter, Pruett, Worthington.—8.

Absent: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Lowery, Mahan, Nevins, Nichols, Paul, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams.—33.

Not Voting: Leonard, Logan, Nance, Neill, Norton, Porter, Pruett, Worthington.—8.

Absent: Sears.—1.



Excused on Account of Military Service: Fine, Phillips.—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. 267 was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 346, by Singleton, was taken up for consideration and read at length.

Upon motion of Senator Lowery, House Bill No. 346 was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and House Bill No. 346 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting Goodpaster, Logan, Neill, Paul, Thornton.—5.

Absent. Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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 emer-

gency measure?" the roll was called with the following results

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Goodpaster, Logan, Neill, Paul, Thornton.—5.

Absent Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 346 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 269, by Burns of the Senate and Wallace (Oklahoma) of the House, was taken up for consideration and read at length.

Senator Burns submitted the following amendment, which, by unanimous consent, he withdrew

Mr President I move to amend Senate Bill No. 269, line 5, page 1, by striking after the word, "exceed," the words and figures, "Ten Thousand (\$10,000.00) Dollars," and inserting the words and figures, "Seven Thousand (\$7,000.00) Dollars."

#### BURNS.

Senator Burns submitted the following amendment, which was adopted:

Mr President: I move to amend Senate Bill No. 269, line 5, page 1, by striking after the word, "exceed," the words and figures, "Ten Thousand (\$10,000.00) Dollars," and inserting the words and figures, "Seven Thousand (\$7,000.00) Dollars;" and in line 2, page 2, after the word, "of," strike the words and figures, "Ten Thousand (\$10,



000.00) Dollars" and substitute the words and figures, "Seven Thousand (\$7,000.00) Dollars."

### BURNS.

Upon motion of Senator Burns, Senate Bill No. 269, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 269 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 269 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler White, Williams, Worthington.—36.

Nays: Ginder, Norton.—2.

Not Voting: Logan, Nance, Nichols.—3.

Absent: Sears.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Nevins, Paul, Porter, Pruett,

Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Nays Ginder, Norton.—2.

Not Voting Logan, Nance, Nichols.—3.

Absent Sears.—1.

Excused on Account of Military Service. Fine, Phillips.—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. 269, as amended, was ordered referred for engrossment.

#### SPECIAL ORDER

SENATE BILL NO. 93, by Wheeler, et al, 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. 93, page 9, line 13½, by inserting a new paragraph (k):  
“(k) It shall be the mandatory duty of every school board and board of education filing or intending to file applications to participate in the distribution of state aid under this Act or has previously received state aid, first, to set aside and to a reserve account out of appropriations made and approved by the County Excise Board from local revenues and from such of them as is deemed most expedient, a sum equivalent to the net proceeds of a one mill levy on the net valuation of the district and to notify the lawful treasurer thereof of the items and amounts so set aside and reserved, which reserve shall be held in suspense pending any adjustments as a need for minimum program income and it shall be unlawful thereafter, regardless of apportionments and appropriations of state aid, to expend or incur such reserve or to register any warrant against the same until notice is received from the State Board of Education that all adjustments to the minimum program have been made, after which the same may be redistributed to the accounts from which first set



aside and thereafter expended in the manner provided by law."

RITZHAUPT.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President. I move to amend Senate Bill No. 93, line 11, page 7, by striking the word and figures "eleven (11)" and substituting the word and figures "twelve (12)," and on line 15, striking the word and figures "twelve (12)" and substituting the word and figures "thirteen (13)."

PRUETT

Senator Gary submitted the following amendment, which, by unanimous consent, he withdrew

Mr. President I move to amend Senate Bill No. 93, pages 4 and 5, by striking lines 17 and 18 on page 4 and lines 1 and 2 on page 5 and on lines 3 and 4, change the words and figures "Fifty-four Dollars (\$54.00)" to "Fifty (\$50.00)"

GARY.

Upon motion of Senate Ritzhaupt, Section 1, as amended, was adopted.

Section 2 was read.

Senator Cowden submitted the following amendment, consideration of which was temporarily deferred:

Mr. President I move to amend Senate Bill No. 93, line 13, page 16, by striking sub-section (a).

COWDEN.

Senator Ritzhaupt submitted the following amendment:

Mr. President I move to amend Senate Bill No. 93, line 9½, page 18, by adding a new paragraph "9": There shall be allocated by the State Board of Education out of funds appropriated for carrying out the provisions of this Act, to each county in the State of Oklahoma, an amount equal to the automobile licenses and farm truck tax collections returned to that county by the Oklahoma Tax Commission, for the public schools of said county for the

fiscal year 1941-42, said amount to be apportioned by the County Superintendent to each school district on a per capita average daily attendance basis."

RITZHAUPT.

Senator Gary, as a substitute, submitted the following amendment.

Mr. President: I move to amend Senate Bill No. 93, line 5, page 18, by striking the word "Five" and substituting the word "Twelve" and on line 6, striking the figures "(\$5.00)" and substituting the figures "(\$12.00)," and on line 7 strike the words "Average Daily Attendance" and substitute the word "Enumeration."

GARY

Senator Pruett raised a point of order against the Ritzhaupt and Gary amendments for the reason "that we have never voted to take the automobile money away from the schools; it is premature and anticipating something that hasn't happened." The President ruled the Pruett point of order not well taken, stating that the Senate was the judge as to whether or not the amendments should be adopted.

Senator Gary asked unanimous consent, which was granted, to amend his amendment by adding after the word "Enumeration" the following: "Provided that it shall be apportioned on the basis of A.D.A. after it reaches the county."

The vote occurring on the Gary substitute amendment, as amended, it was declared failed of adoption.

The vote occurring on the Ritzhaupt amendment, it was declared adopted.

By unanimous consent, consideration of Senate Bill No. 93 was temporarily deferred.

CONFERENCE COMMITTEE REPORT

By unanimous consent, Senator Nance submitted the following Conference Committee Report, which was adopted upon his motion:



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. 105 and House amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the Conference Committee Substitute for Engrossed Senate Bill No. 105 and House amendments thereto do pass.

## House Conferees:

LANGLEY  
BULLARD  
CARMICHAEL  
THOMPSON  
McDONALD

## Senate Conferees:

NANCE  
ANGLIN  
COLLIER  
BROWN  
COBB

CONFERENCE COMMITTEE SUBSTITUTE FOR  
ENGROSSED SENATE BILL NO. 105—By Anglin.

AN ACT RELATING TO AND PROVIDING FOR THE WAIVER AND CANCELLATION OF PENALTIES, INTERESTS, COSTS AND FEES UPON CERTAIN DELINQUENT AD VALOREM TAXES ON REAL PROPERTY, AUTHORIZING SPECIFIED CREDITS ON SUCH TAXES, PROVIDING THAT IN ORDER TO SECURE BENEFITS OF ACT THE TAXES OR BALANCE DUE ON THE PRINCIPAL AMOUNT THEREOF MUST BE PAID IN FULL ON OR BEFORE APRIL 20, 1945; PROVIDING NOTHING IN ACT SHALL AFFECT 1945 RE-SALE OR ADVERTISING THEREFOR; REQUIRING COUNTY TREASURER TO GIVE NOTICE OF THE PROVISIONS OF ACT BY PUBLICATION; PROVIDING THAT ACT SHALL NOT BE A PRECEDENT FOR FUTURE LEGISLATURES, MAKING PROVISIONS OF ACT SEVERABLE, REPEALING CHAPTER 11a, TITLE 68, PAGE 172, SESSION LAWS 1943, AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE PEOPLE OF THE STATE OF  
OKLAHOMA

SECTION 1. All penalties, interests, costs and fees which have accrued upon delinquent ad valorem taxes on

real property in this State for years in relation to which the owner of said property attempted in good faith to pay the ad valorem taxes due thereon.

(a) under and by virtue of Article 14, Chapter 66, Oklahoma Session Laws 1937 and/or Article 22, Chapter 66, Oklahoma Session Laws 1939 after the effective dates of said Acts,

(b) under and by virtue of certificates of error issued under authority of Section 12642, O. S. 1931 or any other statute as to the 1933 and/or prior years, the legal effect of this class of certificates having been held questionable or invalid by the Supreme Court or Attorney General of Oklahoma or which are so held prior to the time given for action under this Bill,

are hereby waived and cancelled, provided, that the balance due on the principal amount of said ad valorem taxes for said years is paid in full on or before April 20, 1945; provided further, that in paying such ad valorem taxes the taxpayer will be entitled to a credit of the amount paid thereon under and by virtue of said unconstitutional acts or said invalid certificates.

SECTION 2. All penalties, interests, costs and fees which have accrued upon delinquent ad valorem taxes on real property in this State for 1943 and prior years are hereby waived and cancelled; provided that the consolidated amount of all delinquent taxes due for all years on any such real estate be paid in full on or before April 20, 1945.

SECTION 3. Nothing contained in this Act shall be construed as affecting, delaying or cancelling the holding and conduct of the 1945 resale of real estate for delinquent taxes, or the advertisement of any real estate for resale in 1945.

SECTION 4. Immediately after this Act takes effect the County Treasurer of each county shall publish a notice, in the form prescribed by Section 6 of this Act, once a week for two consecutive weeks in a newspaper having a general circulation in the county to the effect that this Act has been enacted by the Legislature and that the ad valorem taxes for the years referred to in Sections 1 and 2 may be paid on or before April 20, 1945, without the penalties,



interests, costs and fees which have accrued thereon, and that if such payment is made all such penalties, interests, costs and fees which have accrued on said taxes are waived and cancelled.

SECTION 5. This Act shall not be a precedent for any future Legislature, and it is the sense of this Legislature that if the ad valorem taxpayers affected by this Act do not take advantage of the same, that no future Legislature shall enact any law waiving and cancelling such penalties, interests, costs and fees.

SECTION 6. The notice referred to in Section 4 of this Act shall be in the following form:

NOTICE TO THE TAXPAYERS OF -----  
COUNTY, OKLAHOMA.

You are hereby notified that all penalties, interests, costs and fees which have accrued upon any delinquent ad valorem taxes on any real estate in this State for the year 1943 and all prior years will be waived and cancelled, provided the consolidated amount of all delinquent ad valorem taxes for all years due upon said real estate are paid in full or on before April 20, 1945. This Act makes provisions specifically for the settlement and payment of all taxes without penalties, interests, costs and fees which were involved in the provisions of Article 14, Chapter 66, Oklahoma Session Laws 1937, and/or Article 22, Chapter 26, Oklahoma Session Laws 1939, and under and by virtue of certificate of error issued under authority of Section 12642, O. S. 1931, or any other statute as to the 1933 or prior years, the legal effect of this class of certificates having been held questionable or invalid by the Supreme Court or Attorney General which are so held prior to the time given for action under this bill, provided that said delinquent taxes are paid as provided in this Act on or before April 20, 1945. You are further notified that in providing for the waiving and cancelling of penalties upon delinquent ad valorem taxes that the Legislature expressly states that said law shall not be a precedent for any future Legislature and it is the decision of this Legislature that if the ad valorem taxpayers affected hereby do not take advantage of this concession and pay said taxes as provided herein that no future Legislature shall enact any

law waiving and cancelling such penalties, interests, costs and fees.

Dated this ----- day of -----, 1945.

-----  
County Treasurer.

SECTION 7. If any section, subsection, sentence or clause of this Act is for any reason held to be invalid, such holding shall not affect the validity of the remaining portions thereof.

SECTION 8. Chapter 11a, Title 68, page 172, Oklahoma Session Laws 1943 is hereby repealed.

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.

ENGROSSED SENATE BILL NO. 105, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results

Ayes Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Gary, Irby, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Worthington.—27.

Nays. Carrier, Duffy, Finney, Grennell, White, Williams.—6.

Not Voting. Cobb, Ginder, Goodpaster, Jones, Leonard, Lowery, Mahan, Norton.—8.

Absent: Sears.—1

Excused on Account of Military Service: Fine, Phillips.—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 emer-



gency measure?" the roll was called with the following results:

Ayes. Anderson, Anglin Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting Cobb, Ginder, Goodpaster, Jones, Lowery, Norton.—6.

Absent: Sears.—1.

Excused on Account of Military Service Fine, Phillips.—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 Senate Bill No. 105, together with Conference Committee Report thereon, was ordered referred to the Honorable House for consideration.

President Pro Tempore Paul Presiding.

Further referring to SENATE BILL NO. 93

The Cowden amendment previously submitted was taken up for consideration.

The vote occurring on the Cowden amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Braden, Cobb, Collier, Counts, Cowden, Gary, Lowery, Nance, Neill, Rinehart, Trussel.—12.

Nays: Anderson, Brown, Burns, Carrier, Chapman, Dacus, Duffy, Finney, Grennell, Irby, Leonard, Logan, Mahan, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—25.

Not Voting Ginder, Goodpaster, Jones, Norton.—4.

Absent: Sears.—1.

Excused on Account of Military Service. Fine, Phillips.—2.

Senator Porter presiding.

Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 93, line 2, page 11, as follows: By striking the words and figures "Twelve Hundred Dollars (\$1200.00)" and substituting the words and figures "Ten Hundred Fifty Dollars (\$1050.00)." On line 5, by striking the words and figures "Fifteen Hundred Dollars (\$1500.00)" and substituting the words and figures "Twelve Hundred Seventy-Five Dollars (\$1275.00)." On line 8, by striking the words and figures "Eighteen Hundred Dollars (\$1800.00)" and substituting the words and figures "Fifteen Hundred Dollars (\$1500.00)."

GARY.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 93, line 15, page 12, by striking after the word "Said" the word "Act" and inserting the word "Aid."

RITZHAUPT.

Senators Gary and Chapman submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 93, line 7, page 11, by adding after the word "Degree" and before the word "Eighteen" the following: or a Library Science Degree issued upon five years of college training."

GARY

CHAPMAN.

Senator Gary submitted the following amendment, which was adopted:

Mr. President I move to amend Senate Bill No. 93, line 9, page 18, after the word "State" add the following: "provided the district levies and uses income from thirteen mills."

GARY.



Upon motion of Senator Ritzhaupt, Section 2, as amended, was adopted.

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

Mr President. I move to amend Senate Bill No. 93 by striking the enacting clause.

ANGLIN.

Upon motion of Senator Ritzhaupt, Senate Bill No. 93, as amended, was advanced to engrossment and third reading.

Senator Paul moved that further consideration of Senate Bills Nos. 93 and 152 be postponed until such time as the Senate is advised what the revenue bearing measures to be passed by both Houses and signed by the Governor would be, which motion prevailed.

Senator Finney asked unanimous consent, which was granted, that the title of HOUSE BILL NO. 114, by Long, et al, be amended to conform to the Act.

Senator Braden asked unanimous consent, which was granted, that Miss Dona Kay Cobb, daughter of Senator Cobb, be made Honorary Secretary to the President Pro Tempore for this legislative day

Senator Finney moved that the Senate close its doors and go into executive session, which motion prevailed.

The Senate reassembled in open session, with Senator Porter presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Neill, advised and consented to the executive nomination of DR. C. DAN PROCTOR, Chickasha, Oklahoma, as a Member of the Board of Trustees, Teachers' Retirement System, as provided by House Bill No. 297, Nineteenth Legislature, to fill out the unexpired term of Ed Morrison, resigned, said term to expire June 30, 1948.

The Senate, in executive session, and upon motion of Senator Burns, advised and consented to the executive nomination of GLADYS McDONALD, Oklahoma City, Oklahoma, as a Member of the Board of Trustees, Teachers'

Retirement System, to succeed herself, for a term of five years, to expire July 3, 1949.

The Senate, in executive session, and upon motion of Senator Burns, advised and consented to the executive nomination of GUY H. JAMES, Oklahoma City, Oklahoma, as a Member of the Oklahoma State Regents for Higher Education, to fill the unexpired term of B. D. Eddie, said term to expire May 16, 1953.

The Senate, in executive session, and upon motion of Senator Speck, advised and consented to the executive nomination of HARRINGTON WIMBERLY, Altus, Oklahoma, as a Member of the Board of Regents of the University of Oklahoma, to succeed Dr. Claude S. Chambers, for a term beginning March 30, 1945, and ending March 29, 1952.

The Senate, in executive session, and upon motion of Senator Wheeler, advised and consented to the executive nomination of ALBERT EATON, Weatherford, Oklahoma, as a Member of the Board of Pharmacy, to succeed Bert Brundage, for a term to expire May 20, 1948.

The Senate, in executive session, and upon motion of Senator Carrier, advised and consented to the executive nomination of ROY L. SANFORD, Enid, Oklahoma, as Secretary of the Board of Pharmacy, to succeed himself, for a term of four years, to expire May 24, 1947.

The Senate, in executive session, and upon motion of Senator Gary, advised and consented to the executive nomination of MRS. ERNEST G. MCKINNEY, Marietta, Oklahoma, as a Member of the Board of Trustees, Oklahoma Confederate Home, to succeed herself, for a term ending on the first Tuesday of February, 1949.

The Senate, in executive session, and upon motion of Senator Chapman, advised and consented to the executive nomination of J. H. JOHNSTON, Ardmore, Oklahoma, as a Member of the Board of Trustees, Oklahoma Confederate Home, to succeed Mrs. Charles Ault, for a term ending on the first Tuesday of February, 1949.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn to meet Monday, April 2, under the rules, which motion prevailed.



## FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 283—By Committee on Insurance—An Act amending Section 2, Title 85, Oklahoma Session Laws 1943, being an Act defining "Physically Impaired" persons for the purpose of this Act; relating to benefits payable under the Workmen's Compensation Law to employees who have previously suffered physical impairment; limiting the liability of the employers, insurance carriers and self-insurers for any subsequent injuries sustained by such employees; creating a special indemnity fund; requiring certain contributions thereto; providing for the manner of raising, expending or administering such special indemnity fund; providing for details in connection therewith; and declaring an emergency.

SENATE BILL NO. 284—By Braden, Mahan, Counts and White—An Act relating to legal assistants to justices of the supreme court; amending 74 O. S. 1941 § 275 to provide that legal assistants to justices of the supreme court shall receive an annual salary of five thousand dollars (\$5,000.00), and declaring an emergency.

SENATE BILL NO. 285—By Burns and Rinehart of the Senate and McCarty of the House—An Act authorizing the state board of agriculture to cooperate with the city of Oklahoma City, Oklahoma, and the Oklahoma state fair and exposition in the erection of a memorial coliseum to Oklahoma members of the 4-H clubs and the Future Farmers of America organization serving with distinction and valor on the battle fronts of the world; providing such coliseum shall be dedicated to the use of the farm youth of Oklahoma in the proper scientific education in agriculture and livestock production, appropriating one hundred fifty thousand dollars (\$150,000.00) for the fiscal year ending June 30, 1946, for such purposes as described herein; providing such sums shall not be available unless suitable plaques or tablets are provided and said coliseum shall be kept in good repair and adequately insured, providing that proper memorial services honoring said 4-H and F.F.A. members shall be held in said coliseum each year, providing no further liability shall devolve upon the state, and declaring an emergency.

SENATE BILL NO. 286—By Goodpaster—An Act relating to railway company policemen, authorizing arrests by said policemen, vesting such policemen with statewide authority; amending 66 O.S.A. 1941, Section 183; and declaring an emergency.

SENATE BILL NO. 287—By Ritzhaupt—An Act appropriating the sum of eight thousand dollars (\$8,000.00) to the state board of regents for higher education, authorizing the governor to transfer to the state board of regents for higher education the said sum for allocation to Langston University from the Governor's Emergency and Contingency Fund, and declaring an emergency

Senator Dacus submitted the following committee report

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bills Nos. 81, 267, 269, Senate Concurrent Resolution No. 18, and House Bill No. 346 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 81, 267, 269 and Engrossed Senate Concurrent Resolution No. 18 and ordered each transmitted to the Honorable House for consideration.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 346, as amended, and ordered it 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, unless otherwise indicated:

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 236 by Ritzhaupt, entitled:

An Act relating to vital statistics, amending 63 O. S. 1941 § 566 with reference to the registration of a stillborn child, repealing subdivision (6) of 63 O. S. 1941 § 574, and 63 O. S. 1941 § 28 as amended by Section 1, Chapter 1,



Title 63, Oklahoma Session Laws 1943; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 262 by Ritzhaupt, entitled

An Act amending Title 59, Section 552, Oklahoma Statutes 1941, relating to the Board of Nurse Examiners, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr President: We, your Committee on Penal Institutions, to whom was referred Senate Bill No. 250 by Norton, entitled:

An Act relating to the State Industrial School for White Girls; authorizing the Superintendent of said school to employ certain wards and providing for payment for service and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COUNTS, Chairman.

Mr. President: We, your Committee on Penal Institutions, to whom was referred Engrossed House Bill No. 219 by Sherman, entitled:

An Act providing that the State of Oklahoma may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COUNTS, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 249, by Burns of the Senate and Washington, Cary, Wallace (Oklahoma) and Sherman of the House, entitled.

An Act authorizing cities and incorporated towns to widen, extend, and improve streets, avenues, boulevards and alleys, and to acquire land by condemnation, or otherwise, and to pay for the cost thereof by the levy and collection of special assessments against the property benefited thereby, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RINEHART, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Engrossed House Bill No. 271, by Arrington, entitled:

An Act relating to the county erosion fund; providing that the statute creating said fund having been repealed unencumbered cash balances in said fund shall be transferred to the county highway cash fund to improve and maintain county highways; and declaring an emergency,

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 Roads, Highways and Aviation, to whom was referred Senate Bill No. 50, by Rinehart of the Senate and McDonald of the House, entitled

An Act relating to aviation; providing for the promotion and development thereof within the State of Oklahoma, creating the Oklahoma Aviation Commission; prescribing the powers, duties and authority of said commission; transferring the powers and duties of the state highway commission, relating to aviation, as prescribed by Section 6, Title 3, O. S. 1941 to the Oklahoma Aviation Commission; transferring the powers and duties of the state planning and resources board relating to aviation, as prescribed by Section 25, Title 3, O. S. Supplement 1943 to the Okla-



homa Aviation Commission; providing that no provisions of this Act shall be mandatory upon any incorporated city, 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 Roads, Highways and Aviation, to whom was referred Senate Bill No. 226, by Committee on Roads, Highways and Aviation, entitled:

An Act appropriating all funds and revenues accruing in the state highway construction and maintenance fund from any and all sources during the biennium ending June 30, 1947, to be used and expended by the state highway commission of the State of Oklahoma, to pay the expenses of operating and maintaining the department of highways of the State of Oklahoma and the expenses incurred in constructing and maintaining state highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the department of highways and the constructions and maintenance of roads and highways, 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 Roads, Highways and Aviation, to whom was referred Senate Bill No. 156 by Anglin, entitled:

An Act making appropriations out of the General Revenue Fund of the State for the next biennium for the improvement, construction, repair and maintenance of State highways and bridges, and declaring an emergency,

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 Roads, High-

ways and Aviation, to whom was referred Senate Bill No. 220 by Mahan, Norton and Goodpaster, entitled:

An Act conferring jurisdiction upon the Corporation Commission of Oklahoma to issue certificates of public conveyance and necessity to common carriers by aircraft unless certificate shall have been secured; authorizing the Corporation Commission to adopt rules and regulations relative thereto; providing for Grandfather rights; providing for the filing of bonds with the Corporation Commission, and the payment of 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.

RINEHART, Chairman.

Mr. President. We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 276 by Duffy, entitled.

An Act relating to the court fund; amending Sections 321 and 323 of Title 62, Oklahoma Statutes 1941; providing for payment for transcripts, also certain costs in preliminary hearings and juvenile court proceedings,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee Substitute therefor do pass.

DUFFY, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 114—By Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright,

An Act appropriating two thousand five hundred (\$2,500.00) Dollars to be used by the State Superintendent



of Public Instruction in compliance with 70 O. S. 1941 § 265, and declaring an emergency,

and the Bill has been passed by the House of Representatives, as amended, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 109—By Committee on Privileges and Elections,

An Act relating to elections, amending the Soldiers and Sailors absentee ballot law and the run-off primary election law, amending Sections 1, 2, 3, 6, 7, 8, 9, 11, and 12, Ch. 10, Title 26, Oklahoma Session Laws 1944, and Sec. 4, Ch. 5a, Title 26, Oklahoma Session Laws 1943, providing for the issuance of said ballots by the secretaries of the county election boards, making the soldiers and sailors absentee ballot law applicable to run-off primaries, providing procedure for counting ballots, contests, and other details, repealing Sec. 21 of said 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 109 was ordered transmitted to the Honorable Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENROLLED HOUSE BILL NO. 327—By Underwood and Parrish of the House, and Irby of the Senate,

An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand (38,000) and not to exceed thirty-eight thousand five hundred (38,500), as shown by the 1940 federal census, to in-

crease by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by law,

together with copy of Governor's Message of disapproval of same, and to further advise you that the House, by its action, has sustained the Governor's Veto, as provided for in the Constitution of the State of Oklahoma.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

To the Speaker and Members  
Of the Honorable House  
Of Representatives  
Twentieth Oklahoma Legislature

GENTLEMEN:

After consideration, and by authority of Section 11, Article 6 of the Constitution, I have disapproved and am returning

ENROLLED HOUSE BILL NO. 327—By Underwood and Parrish of the House, and Irby of the Senate,

An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand (38,000) and not to exceed thirty-eight thousand five hundred (38,500), as shown by the 1940 Federal census, to increase by not to exceed twenty (20%) per cent the salaries of deputies in all county offices, as otherwise provided by law.

I disapprove of this Bill because I have been advised by the Attorney General it is in violation of Section 59, Article 5 of the Oklahoma Constitution, that where a general law can be made applicable to all Counties in the State, no special law shall be enacted.

I have been further advised that a general law could be enacted applicable to all of the Counties of the State authorizing the Board of County Commissioners of said Counties to increase the salaries of deputy county officers on a percentage basis.

I am further advised by the Attorney General that



House Bill No. 327 also violates Section 46 of Article 5 of the Constitution and is arbitrary and discriminatory.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 115—By Washington, Ash, Barnhart, Impson, Johnson (Creek), Klinglesmith, Levergood, Meads, Ownby, Reed, Shumate, Tolbert, Van Dyck, Wiley and Williams,

An Act calling a constitutional convention on the first Tuesday in November, 1947, for the purpose of altering, revising or amending the present constitution, or to propose a new constitution for the State of Oklahoma; fixing the time and place thereof; defining the number of delegates and providing the manner of their election and the amount of their compensation; and providing for the submission of this Act to the people for their approval, and

ENGROSSED HOUSE BILL NO. 319—By Holt, Barr, Medlock, Reed and Shumate,

An Act authorizing cities and towns to establish and build up an emergency fund from income from utilities, providing said fund shall be nonfiscal and excluded from items of cash on hand in making estimates for appropriations, providing this Act shall be accumulative; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 115 and 319.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 317—By Foley, Cantrell, Choate, Hathcoat, Klinglesmith, Ownby, Shelton and Shumate,

An Act authorizing the quarantine of substandard dairy products and prescribing remedies of the owners thereof, providing for the grading of cream and for price differential between grades of cream; requiring the churning or processing of cream into butter within a reasonable time after purchase; providing that information be furnished concerning illegal cream; prescribing a definition for butter; providing for inspection and approval of cream buying stations; prescribing violations; providing for tags on cans or containers of cream intended for butter making, providing inspection fees and disposition thereof; authorizing rules and regulations; repealing Title 2, O. S. 1941, Sections 301, 302, 304 and 397; making the provisions of this Act severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 280—By Parrish,

An Act providing for the cooperation of the State of Oklahoma with the Council of State Governments; making an appropriation for the payment of Oklahoma's part for the maintenance of said Council of State Governments,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 317 and 280.

MR. PRESIDENT.

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to

ENGROSSED HOUSE BILL NO. 29—By Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton,

An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes and bobcats, killed in the State of Oklahoma, prescribing the conditions; pro-



viding penalty for violation; making appropriations therefor; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

As provided under a previous motion, the Senate adjourned to meet Monday, April 2, 1945, at 1:30 o'clock, p. m.

FIFTY-SIXTH LEGISLATIVE DAY

Monday, April 2, 1945

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

Upon roll call, the following members were present.

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service Fine, Phillips.—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 Counts, Marcia, Cordelia and Frank Holloway Mahan, daughters and son of Senator Mahan, were made Honorary Pages for this legislative day

By unanimous consent, the record was ordered to show Senator Norton "excused" on roll calls until such time as he returns to the Senate this afternoon.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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



## ENGROSSED SENATE BILL NO. 105—By Anglin,

An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property; authorizing specified credits on such taxes; providing that in order to secure benefits of Act the taxes or balance due on the principal amount thereof must be paid in full on or before April 20, 1945; providing nothing in Act shall affect 1945 resale or advertising therefor; requiring county treasurer to give notice of the provisions of Act by publication; providing that Act shall not be a precedent for future legislatures, making provisions of Act severable, repealing Chapter 11a, Title 68, Page 172, Session Laws 1943, 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 105, together with Conference Committee Report thereon, was ordered referred for enrollment.

MR. PRESIDENT·

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. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941, provided. that on and after May 1, 1945, any person otherwise eligible for old age assistance who has a total income and resources of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of old age assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and Sixty (\$60.00) Dollars. This proviso shall be inappli-

cable unless approved by the Federal Social Security Board, and shall be effective only when sufficient funds are available for payments on such basis; and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Langley, Foley, Flanagan, Underwood and Segrest.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Gary, the request of the Honorable House for a conference on Engrossed House Bill No. 42 was ordered granted and the President appointed as Senate Conferees thereunder Senators Worthington, Anglin, Nance, Gary and Leonard.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 200 — By Wallace (Carter), Evans of the House and Chapman of the Senate,

An Act creating the Confederate Memorial Hospital, placing control of the same in the Board of Regents of the University of Oklahoma; creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing Sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941,

together with the Conference Committee Report thereon, and to advise you, and through you, the, 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,  
H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 200 was read, as follows, and adopted upon motion of Senator Chapman:



March 28, 1945

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. 200, by Wallace (Carter), Evans of the House and Chapman of the Senate, entitled:

An Act creating the Confederate Memorial Hospital, placing control of the same in the Board of Regents of the University of Oklahoma; creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing Sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941,

and the Senate amendments thereto, beg leave to report that we have had same under consideration and return the same with the Conference Committee Substitute therefor and recommend that the Conference Committee Substitute for Engrossed House Bill No. 200 do pass.

## House Conferees

WALLACE (Carter)  
EVANS  
STANDLEY

## Senate Conferees:

CHAPMAN  
LEONARD  
PORTER

CONFERENCE COMMITTEE SUBSTITUTE FOR  
ENGROSSED HOUSE BILL NO. 200—By WALLACE  
(Carter), EVANS of the House and CHAPMAN of the Senate.

AN ACT CREATING THE SOUTHERN OKLAHOMA HOSPITAL, PLACING CONTROL OF THE SAME IN THE BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA; CREATING A REVOLVING FUND AND TRANSFERRING THE PROPERTY OF THE OKLAHOMA CONFEDERATE HOME IN THE BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA; AUTHORIZING THE GOVERNOR TO ALLOCATE TO THE STATE BOARD OF PUBLIC AFFAIRS, MONIES FROM THE CONTINGENCY AND EMERGENCY FUND TO BE USED FOR THE PURPOSES OF SAID HOSPITAL, AND REPEALING SECTIONS 181, 182, 183, 184, 185, 186, 187 and 188 OF TITLE 72, OKLAHOMA STATUTES, 1941.

BE IT ENACTED BY THE PEOPLE OF THE STATE  
OF OKLAHOMA.

SECTION 1. There is hereby established the Southern Oklahoma Hospital, an auxiliary to the University Hospital, located at Ardmore, Oklahoma.

SECTION 2. There is hereby created a Revolving Fund for the Southern Oklahoma Hospital at Ardmore, Oklahoma, to be known as the "Southern Oklahoma Hospital Revolving Fund." All monies collected or raised by said Hospital from patients are hereby transferred and shall be a part of said Revolving Fund, and all fees and monies hereafter raised or collected by the management of said Hospital for medical and surgical treatment and hospitalization shall be deposited in and become a part of said Revolving Fund. Said Revolving Fund shall be under the supervision and control of the Board of Regents of the University of Oklahoma, and shall be used to purchase drugs and supplies for said Hospital, to pay compensation to nurses for the care of patients for surgical and medical treatment and hospitalization to purchase food and clothing for patients and to pay other expenses necessary for the general maintenance of said Hospital. Disbursements therefrom shall be by warrants issued by the State Auditor.

SECTION 3. The Board of Regents of the University of Oklahoma shall have the control and management of said Hospital and shall have power and authority to make any necessary rules and regulations for the control and maintenance of said Hospital and for the admission and discharge of patients, and for the employment and discharge of employees and shall have complete authority in all matters pertaining to said Hospital, providing that nothing herein shall limit the power and authority of the State Board of Public Affairs to maintain and control the physical properties of said Hospital, or for the orderly purchase of additional lands, construction of buildings, and purchase of necessary materials for the maintenance of the properties of said Hospital.

SECTION 4. The said Board of Regents of the University of Oklahoma may solicit and receive money, gifts, donations, endowments or other property in the name of the State for the use and benefit of the said Southern Oklahoma Hospital.



SECTION 5. All property, equipment, furniture, live stock and buildings now held by the Board of Trustees of the Oklahoma Confederate Home at Ardmore, Oklahoma, is hereby transferred to the Southern Oklahoma Hospital and the control of said property and management of said property is hereby transferred from the said Board of Trustees of the Oklahoma Confederate Home to the Board of Regents of the University of Oklahoma, said transfer to be made July 1, 1945.

SECTION 6. All money held by the State Treasurer to the credit of the Oklahoma Confederate Home Fund at the end of this fiscal year shall be transferred to the credit of the Southern Oklahoma Hospital Fund on July 1, 1945.

SECTION 7. The Governor is hereby authorized to allocate to the State Board of Public Affairs the sum of Three Thousand Five Hundred Dollars (\$3,500.00) to be used for the State Board of Public Affairs in acquiring land suitable for use in connection with said Hospital and for the purposes thereof. Such allocation may be from the Governor's Contingency and Emergency Fund, created by Senate Bill No. 197 of the Nineteenth Legislature.

SECTION 8. Sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941, are hereby repealed.

SECTION 9. This Act shall not become effective until July 1, 1945.

SECTION 10. All acts or parts of acts in conflict with the terms of this act are hereby repealed.

ENGROSSED HOUSE BILL NO. 200, as amended in Conference, was read at length.

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

Ayes: Anglin, Brown, Burns, Chapman, Collier, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—28.

Nays: Logan, Ritzhaupt.—2.

Not Voting: Anderson, Carrier, Counts.—3.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Norton, Speck.—9.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 200, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

### 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 Privileges and Elections, to whom was referred House Bill No. 99 by Rowe, entitled:

An Act amending 26 O. S. 1941 § 73 relating to county and precinct registrars; providing for increased compensation for precinct registrars; 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 therefor do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Privileges and Elections, to whom was referred House Bill No. 418 by Langley, entitled:

An Act appropriating Fifty (\$50.00) Dollars to Ren Fletcher, Secretary of the Adair County Election Board, of Stilwell, Oklahoma, for payment as secretary to said board during the months of January, February, March, April, May and June of 1943, said appropriations to be made from the General Revenue Fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946,

beg leave to report that we had the same under consideration and herewith return the same with the recommenda-



tion that it do pass, and that it be referred to the Committee on Appropriations.

LOGAN, Chairman.

House Bill No. 418 was ordered referred to the Committee on Appropriations for further consideration.

Mr. President We, your Committee on Appropriations, to whom was referred Senate Bill No. 272 by Norton, entitled

An Act appropriating Five Hundred Sixty-four Dollars and Thirty-eight Cents (\$564.38) to be used by the State Board of Public Affairs for the purpose of paying Wood and Company, Shawnee, Oklahoma, claims covering delivery of food requirements to the Western Tuberculosis Sanatorium, Clinton, Oklahoma, and D. B. & O. Institute, Taft, 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.

THORNTON, Chairman.

Mr President: We, your Committee on Penal Institutions, to whom was referred Senate Bill No. 280 by Senate Committee on Appropriations, entitled:

An Act relating to the revolving funds of the Oklahoma State Penitentiary and the Oklahoma State Reformatory; consolidating revolving funds; providing purposes for which such funds may be expended; prescribing duties and procedure relating thereto; repealing 57 O. S. 1941 § § 163, 165, 166, 253, 255 and 322; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COUNTS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 218 by Arrington, Evans, Montgomery, Standley, Crane. Focht, Frix, Hughes, Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver entitled:

An Act making provisions for community property law, providing that the Act shall apply to husbands and

wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead, defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr President. We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 251 by Wallace (Carter), Musgrave and Klinglesmith, entitled:

An Act amending Title 68, Section 914(b), Session Laws 1943, relating to filing of income tax returns by members of the military or naval forces, the United States Merchant Marine and members of any other branch of the armed services and their auxiliaries of the United States; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 161 by Ward, entitled:

An Act amending 82 O. S. 1941 § 870 authorizing the issuance of revenue bonds by the Grand River Dam Authority, and amending 82 O. S. 1941 § 862, paragraph (b), relating to powers, rights and privileges of the Grand River Dam Authority, by adding additional powers to include authority and power to buy, sell, resell, interchange and distribute electricity and electric energy; 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.

NANCE, Chairman.



Mr. President. We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 376 by Wallace (Carter), Flanagan, Foley, Shumate and Speakman, entitled:

An Act amending Section 3 of House Bill No. 83 of the Twentieth Legislature of the State of Oklahoma; providing that provisions of said House Bill shall not apply to designated associations and unions; and declaring an emergency

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President. We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 383, by McCubbins, entitled

An Act appropriating seventy-one dollars and twenty three cents (\$71.23) to the Oklahoma Tax Commission for the payment of a claim for refund of motor fuel excise tax erroneously paid to such commission by R. N. Dunnigan, Jr., recognizing such claim as a valid and legal obligation 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 be referred to the Committee on Appropriations.

NANCE, Chairman.

House Bill No. 383 was ordered referred to the Committee on Appropriations for further consideration.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Joint Resolution No. 10, by Gary, Cobb, and Irby of the Senate, and Batson, and Miles of the House, entitled:

A Joint Resolution authorizing the State Treasurer of Oklahoma to distribute moneys now in his hands or hereafter received under the provisions of the Flood Control Act of Congress approved August 18, 1941, for schools, retirement of road obligations and road improvement in counties in which federal flood control projects are located; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

### FIRST READING

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

SENATE BILL NO. 288—By Speck of the Senate and Jones of the House—An Act amending title to Senate Bill No. 35, 20th Oklahoma Legislature and Sections 9, 10, 13, 18, and 19, relating to the levying and collection of taxes in irrigation districts having construction contracts with the federal government, providing for certain corrections and substitutions of new words therein; and declaring an emergency

SENATE BILL NO. 289—By Mahan—An Act authorizing oil companies, as defined herein, to appoint and employ special agents for the protection of company property and preservation of public peace and order; vesting such agents with state-wide authority co-extensive with that of sheriffs, constables and peace officers in the arrest and apprehension of persons committing crimes upon company property; providing that such companies shall be liable for official acts of such agents to the same extent as for acts of its agents and employees; and declaring an emergency

SENATE BILL NO. 290—By Committees on Veterans Affairs of the Senate and the House—An Act authorizing and directing state owned institutions of higher learning to collect payments on cost of instruction from the United States Veterans Administration; 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. 283—By Committee on Insurance—Referred to the Committee on Commerce and Labor.

SENATE BILL NO. 284—By Braden, Mahan, Counts and White—Referred to the Committee on Fees and Salaries.



SENATE BILL NO. 285—By Burns and Rinehart of the Senate and McCarty of the House — Referred to the Committee on Agriculture; then Appropriations.

SENATE BILL NO. 286—By Goodpaster—Referred to the Committee on Penal Institutions.

SENATE BILL NO. 287—By Ritzhaupt—Referred to the Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 115—By Washington, Ash, Barnhart, Impson, Johnson (Creek), Klinglesmith, Levergood, Meads, Ownby, Reed, Shumate, Tolbert, Van Dyck, Wiley and Williams—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 280—By Parrish—Referred to the Committee on Americanism, War Effort, Federal Relations and Activities and Interstate Cooperation.

ENGROSSED HOUSE BILL NO. 317—By Foley, Cantrell, Choate, Hathcoat, Klinglesmith, Ownby, Shelton and Shumate—Referred to the Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 319—By Holt, Barr, Medlock, Reed and Shumate—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

Senator Ritzhaupt asked unanimous consent, which was granted, that SENATE BILL NO. 287, by Ritzhaupt, be ordered withdrawn from the Committee on Appropriations, and printed and placed upon the Calendar without reference to a Committee.

Senator Dacus presiding.

#### SPECIAL ORDER

SENATE BILL NO. 230, by Leonard, was taken up for consideration and read at length.

Senator Leonard submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 230, lines 1, 2 and 3, page 3, by inserting a period after the

word, "situate," and by striking after the word, "situate," the remainder of the sentence which ends on line 3.

LEONARD.

Senator Leonard submitted the following amendment, which was adopted:

Mr. President. I move to amend Senate Bill No. 230, line 16, page 12, by inserting after the word, "a," and before the word, "newspaper," the word, "weekly."

LEONARD.

President Berry presiding.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 230, line 5, page 2, by adding after the word, "gas," and before the word, "except," the word, "and."

PRUETT.

Upon motion of Senator Leonard, Senate Bill No. 230 was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and Senate Bill No. 230, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 230 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Nance, Neill, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—27.

Nays: Paul.—1.

Not Voting: Ginder, Jones, Lowery, Mahan, Porter.—5.



Excused. Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Norton, Speck.—9.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Paul, Pruett Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting. Ginder, Jones, Porter.—3.

Excused. Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Norton, Speck.—9.

Excused on Account of Military Service: Fine, Phillips.—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. 230, as amended, was ordered referred for engrossment.

### SPECIAL ORDER

SENATE BILL NO. 233, by School Land Committee, was taken up for consideration and read at length.

Senator Leonard submitted the following amendment, which was adopted:

Mr President: I move to amend Senate Bill No. 233, lines 16 and 17, page 7, by striking the words and figures, "Sixty Thousand (\$60,000.00) Dollars," and inserting the words and figures, "Fifty Thousand (\$50,000.00) Dollars," and on lines 9 and 10, page 8, by striking the words and figures, "Thirty Thousand (\$30,000.00) Dollars," and sub-

stituting in lieu thereof the words and figures, "Twenty Thousand (\$20,000.00) Dollars."

LEONARD.

Upon motion of Senator Leonard, Senate Bill No. 233, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and Senate Bill No. 233, as amended, was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Paul presiding.

THIRD READING

SENATE BILL NO. 233 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Jones, Leonard, Logan, Nance, Pruett, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—25.

Nays Irby, Paul, Rinehart, Ritzhaupt.—4.

Not Voting: Lowery, Mahan, Neill, Porter.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Norton, Speck—9.

Excused on Account of Military Service: Fine, Phillips.—2.

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 of the Senate, the roll call on the emergency section to Senate Bill No. 233 was ordered deferred.

Senator Anderson presiding.

Senator Dacus submitted the following Committee Report.



Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 105 correctly enrolled.

DACUS, Chairman.

Senate Bill No. 105 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.

### GENERAL ORDER

SENATE BILL NO. 232, by Leonard, was taken up for consideration and read at length.

Senator Ritzhaupt moved that further consideration of Senate Bill No. 232 be indefinitely postponed, which motion failed of adoption.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President. I move to amend Senate Bill No. 232, line 2, page 8, by striking Section 6.

### PRUETT

Senator Leonard submitted the following amendment, which was adopted:

Mr President: I move to amend Senate Bill No. 232, line 6, page 6, by striking line 6 and all the rest of page 6 and on page 7 all of lines 1 and 2 before the word, "provided," and substitute the following: "Provided further that employees of The Oklahoma Department of Public Welfare, the Oklahoma Department of Public Health, the Oklahoma Employment Security Commission and the Oklahoma Commission for Crippled Children who have previously been selected on a merit basis under the direction of the Oklahoma State Merit System, as heretofore constituted, shall receive permanent status under the provisions of this Act in like manner as they possess such status at the effective date of this Act. Provided further that any person actually employed by an agency other than the Oklahoma Department of Public Welfare, the Oklahoma Department of Public Health, the Oklahoma Employment Security Commission and the Oklahoma Commission for Crippled Children, on the effective date of this Act, and

coming under the provisions of this Act, who has not previously been selected on a competitive merit basis shall be given an open competitive examination."

LEONARD.

Senator Norton asked to be recorded present, which was the order.

Senator Leonard submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 232, line 14½, page 7, by inserting a new Section to be Section No. 5 and renumbering the succeeding sections accordingly, said Section No. 5 to be as follows. "Section 5. The provisions of this Act shall not apply to the Oklahoma School Land Commission or any other division, department or governmental unit of the State except those specifically named as already operating under the Oklahoma State Merit System, as heretofore constituted, until a period of six months shall have elapsed after the official declaration that a State of War has ceased to exist between the United States of America and Axis Nations. Provided further that all veterans of any War in which the United States of America participated as a belligerent shall receive not less than ten per cent (10%) preference right on other grades."

LEONARD.

Senators Duffy and Burns asked to be made co-authors of Senate Bill No. 232, which was the order

Upon motion of Senator Leonard, Senate Bill No. 232, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and Senate Bill No. 232, as amended, was considered engrossed 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



Ayes: Anderson, Anglin, Burns, Chapman, Duffy, Ginder, Grennell, Leonard, Lowery, Norton, Porter, Pruett, Sears, Thornton, White, Williams.—16.

Nays Brown, Carrier, Collier, Gary, Irby, Jones, Neill, Paul, Rinehart, Ritzhaupt, Trussel, Wheeler.—12.

Not Voting: Counts, Dacus, Logan, Mahan, Nance, Worthington.—6.

Excused. Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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 Paul served notice that he would on some future legislative day move to reconsider the vote by which **SENATE BILL NO. 233**, by School Land Committee, was passed.

#### GENERAL ORDER

**SENATE BILL NO. 197**, by Burns, was taken up for consideration and read at length.

Senator Burns submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 197, line 6, page 2, by adding after the word "State" the following "provided, however, that this Act shall apply to vouchers drawn against state funds only and in no way to federal funds in said state depository."

#### BURNS.

Upon motion of Senator Burns, Senate Bill No. 197, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended, and Senate Bill No. 197, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 197 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Irby, Jones, Mahan, Paul, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—26.

Not Voting: Grennell, Leonard, Logan, Lowery, Nance, Neill, Norton, Pruett.—8.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Neill, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Logan, Nance, Norton.—3.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 197, as amended, was ordered referred for engrossment.



## GENERAL ORDER

SENATE JOINT RESOLUTION NO. 9, by Brown, et al, was taken up for consideration and read at length.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 9, line 10, page 2, by striking after the word "leave" in line 10 and before the word "a" in line 11, the words "his ranch as" and in line 12, page 2, by striking the word "ranch" and inserting the word "monument."

## RINEHART.

Senator Carrier, Thornton, Gary, Wheeler, Dacus, Chapman, Porter, Duffy, Neill, Sears and Irby asked unanimous consent, which was granted, to be made co-authors of Senate Joint Resolution No. 9.

Upon motion of Senator Rinehart, Senate Joint Resolution No. 9, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Joint Resolution No. 9, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE JOINT RESOLUTION NO. 9 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Not Voting. Collier, Logan, Mahan, Norton, Paul.—5.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster. Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 9, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 214, by Wheeler, was taken up for consideration and read at length.

Senator Wheeler submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 214, line 13, page 2, by striking after the word "grave" and before the word "and" the balance of line 13, all of lines 14, 15, 16, 17 and 18, placing a period after the word "grave."

### WHEELER.

Upon motion of Senator Wheeler, Senate Bill No. 214, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wheeler, the rules of the Senate were suspended and Senate Bill No. 214, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 214 was read for the third time at length.

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

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Leonard, Lowery, Nance, Neill, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Wheeler, White, Williams, Worthington.—28.

Not Voting Anglin, Jones, Logan, Mahan, Porter, Sears.—6.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster Nevins, Nichols, Speck.—8.



Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes. Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Leonard, Lowery, Nance, Neill, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting. Anglin, Jones, Logan, Mahan.—4.

Excused Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service. Fine, Phillips.—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. 214, as amended, was ordered referred for engrossment.

#### MESSAGE

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

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 105—By Anglin,

An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property; authorizing specified credits on such taxes; providing that in order to secure benefits of Act the taxes or balance due on the principal amount thereof must be paid in full on or before April 20, 1945, providing nothing in Act shall

affect 1945 resale or advertising therefor, requiring county treasurer to give notice of the provisions of Act by publication; providing that act shall not be a precedent for future legislatures, making provisions of Act severable; repealing Chapter 11a, Title 68, Page 172, Session Laws 1943, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 105 was ordered transmitted to the Governor for consideration.

Senator Rinehart asked unanimous consent, which was granted, that the Senate be at ease.

The Senate was called to order by Senator Anderson.

### GENERAL ORDER

SENATE BILL NO. 234, by Goodpaster, was taken up for consideration and read at length.

Upon motion of Senator Rinehart, Senate Bill No. 234 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 234 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.

Ayes Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Leonard, Logan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting Anglin, Jones, Lowery, Mahan.—4.



Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 234 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 237, by Rinehart, was taken up for consideration and read at length.

Upon motion of Senator Rinehart, Senate Bill No. 237 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, 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

Ayes Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Leonard, Logan, Nance, Neill, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anglin, Jones, Lowery, Mahan.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service Fine, Phillips.—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. 237 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 265, by Committee on Revenue and Taxation was taken up for consideration and read at length.

Senator Duffy submitted the following amendment, which was adopted:

Mr President. I move to amend Senate Bill No. 265, line 5, page 8, by adding after the period in line 5, the following "provided, however, that neither the failure to give, nor the failure to receive such notice by mail, shall in any way invalidate nor affect the validity of the sale of any of such property sold at re-sale, nor the title or tax deed acquired thereunder"

### DUFFY

Upon motion of Senator Nance, Senate Bill No. 265, 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. 265, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 265 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Not Voting. Collier, Ginder, Irby, Logan, Rinehart.—5.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.



Excused on Account of Military Service Fine, Phillips.—2.

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

Senator Nance moved that the emergency clause of Senate Bill No. 265 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

Senate Bill No. 265, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 274, by Committee on Revenue and Taxation, was taken up for consideration and read at length.

Upon motion of Senator Nance, Senate Bill No. 274 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 274 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 274 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussell, Wheeler, White, Williams, Worthington.—32.

Not Voting: Leonard, Ritzhaupt.—2.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Leonard, Ritzhaupt.—2.

Excused. Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 274 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 161, by Porter, was taken up for consideration and read at length.

Senator Nance submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 161, between lines 8 and 9, page 2, by adding a new line as follows: "Long-Bell Lumber Company, \$1155.28" and correct totals on line 5, page 1, and correct title, and correct totals on page 2, line 9.

#### NANCE.

Upon motion of Senator Porter, Senate Bill No. 161, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 161, as amended,



was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 161 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting. Leonard, Lowery, Ritzhaupt, White.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Leonard, Lowery, Ritzhaupt, White.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 161, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 195, by Counts, was taken up for consideration and read at length.

Upon motion of Senator Counts, Senate Bill No. 195 was advanced to engrossment and third reading.

Upon motion of Senator Counts, 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Leonard, Rinehart, Ritzhaupt, White.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Norton, Paul, Porter, Pruett, Sears, Thornton, Trussel, Wheeler, Williams, Worthington.—30.



Not Voting: Leonard, Rinehart, Ritzhaupt, White.—4.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 195 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 255, by Chapman, et al, was taken up for consideration and read at length.

Upon motion of Senator Chapman, Senate Bill No. 255 was advanced to engrossment and third reading.

Upon motion of Senator Chapman, the rules of the Senate were suspended and Senate Bill No. 255 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 255 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Grennell, Leonard, Logan, Lowery, Nance, Neill, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Williams, Worthington.—26.

Nays: Mahan.—1.

Not Voting: Ginder, Irby, Jones, Norton, Ritzhaupt, Wheeler, White.—7.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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

Senator Gary moved that the emergency clause of Senate Bill No. 255 be stricken, and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

Senate Bill No. 255 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 253, by Chapman, et al, was taken up for consideration and read at length.

Upon motion of Senator Chapman, Senate Bill No. 253 was advanced to engrossment and third reading.

Upon motion of Senator Chapman, the rules of the Senate were suspended and Senate Bill No. 253 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 253 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Leonard, Lowery, Mahan, Nance, Neill, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Williams, Worthington.—28.

Not Voting: Jones, Logan, Norton, Ritzhaupt, Wheeler, White.—6.

Excused: Braden, Cobb, Cowden, Finney, Goodpaster, Nevins, Nichols, Speck.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

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



Senator Gary moved that the emergency clause of Senate Bill No. 253 be stricken, and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which motion prevailed.

Senate Bill No. 253 was ordered referred for engrossment.

Senator Counts asked unanimous consent, which was granted, that SENATE BILL NO. 131, by Counts and White, be set for Special Order on Wednesday, April 4, at 2:00 o'clock, p. m.

Senator Gary moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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

ENROLLED HOUSE BILL NO. 29—By Hathcoat, Ash, Doty, Flanagan, Hoffsommer, Holt, Hunt, Morris, Ownby and Shelton,

An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes and bobcats, killed in the State of Oklahoma; prescribing the conditions; providing penalty for violation; making appropriations 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 Speaker in open session.

Respectfully,

H. R. CHRISTOPHER, 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 8—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the operations budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth (20th) Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said System of Higher Education, in order that said Regents may have information in relation thereto,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 8 was ordered printed and placed upon the Calendar.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 28, 1945, I signed

ENROLLED SENATE BILL NO. 26—By Williams,

An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, and declaring an emergency,



and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The 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 unless otherwise indicated:

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 418, by Langley, entitled:

An Act appropriating fifty (\$50.00) dollars to Ren Fletcher, Secretary of the Adair County Election Board of Stilwell, Oklahoma, for payment as secretary to said board during the months of January, February, March, April, May and June of 1943, said appropriations to be made from the general revenue fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 134 by Hughes, Bullard, Carmichael, Does, Hathcoat, Hussey, KlingleSmith and Langley, entitled:

An Act amending 47 O. S. 1941 § 288, extending period of driver's licenses; amending 47 O. S. 1941 § 312, relating to issuance of operator's and chauffeur's licenses and fees thereof; providing that tag agent issuing such licenses may retain ten (10c) cents of license fee under certain 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, as amended.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 251, by Nance, entitled:

An Act amending Title 18, Chapter 11, Oklahoma Statutes 1941, relating to foreign corporations, providing a new section to be known as Section 451a; providing that foreign charitable, educational, and religious corporations, institutions or foundations carrying on some part of their activities in this State shall, upon filing with the Secretary of State a copy of their charter or articles of incorporation and upon the payment of the fees provided for in Section 111, Title 28, 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.

NANCE, Chairman.

#### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time.

SENATE BILL NO. 291—By Carrier, Dacus, Wheeler, Worthington and Ritzhaupt—An Act relating to school districts lying wholly within a transportation area, authorizing the formation of a union of such districts; prescribing the procedure to form such union; restricting pre-existing indebtedness to each member district so indebted, providing that school shall not be dispensed with nor any building disposed of except by majority vote in the original district; prescribing organization procedures, and declaring an emergency.

SENATE BILL NO. 292—By Neill—An Act amending Section 93 of Title 12, Oklahoma Statutes 1941.

SENATE BILL NO. 293—By Education Committee of Senate—An Act permitting school districts authorized to furnish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act, making the provisions of this Act cumulative to existing laws; and declaring an emergency.

SENATE BILL NO. 294—By Committee on Education of the Senate—An Act to provide for the retirement for



meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits; to determine membership and conditions of membership in said fund to provide for a board of trustees of said retirement fund; to provide for officers and to define their duties; to provide for the management of the funds of said system and to provide a method of financing said system; repealing Title 70, Chapter 27, Session Laws 1943, making the provisions of this Act severable; and declaring an emergency.

As previously provided, the Senate adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-SEVENTH LEGISLATIVE DAY

Tuesday, April 3, 1945

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain, Rev. Lloyd Robbins, Pastor of the Christian Church, Fairfax, Oklahoma.

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 Revenue and Taxation, to whom was referred Engrossed House Bill No. 360 by GIBBS, entitled:

AN ACT RELATING TO THE LISTING AND PUBLISHING OF NOTICES OF SALE OF REAL PROPERTY AT EITHER THE ORIGINAL TAX SALE OR RESALE, REQUIRING COUNTY TREASURERS TO LIST REAL PROPERTY IN SUCH NOTICES AS THEY APPEAR ON



THE TAX ROLLS AND ACCORDING TO THEIR CORRECT LEGAL DESCRIPTION, PROVIDING THAT FAILURE TO SO PUBLISH SUCH NOTICES SHALL RENDER TAX DEEDS BASED THEREON VOID; DIRECTING COURTS OF THIS STATE IN ACTIONS TO CANCEL SUCH DEEDS, TO DECLARE SAME INVALID AND VOID; MAKING PROVISIONS OF ACT SEVERABLE, 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:

(1) That Sections 1, 2, and 3 and 4, be stricken and that the following be inserted in lieu thereof:

SECTION 1. Section 221, Title 47, Oklahoma Statutes, 1941, is hereby amended to read as follows:

"Section 221. Right to operate automobile for hire—Permissible regulations. Any person, firm or corporation may use automobiles and auto busses for the carrying of passengers for hire within any city of this state subject to the provisions hereinafter contained and reasonable regulations and control by the legislative authority of the city in which said business is conducted, which regulations may include THE FIXING OF REASONABLE FARES AND ZONES IN CONNECTION THEREWITH and the requiring of a policy of insurance or bond executed by a surety corporation authorized to do business in this State, as surety, or cash may be deposited as an indemnity, or the City may permit the Operator or Cab Company to deposit a reasonable sum per month with the City Treasurer or a Bonded Trustee, selected by the Operator or Company with the approval of the City Commission or Council, covering public liability in case of each automobile or auto bus, the requiring of a definite schedule showing the route to be traversed and the time of all trips to be made, and which regulations may prohibit the carrying of passengers outside of said automobile or autobusses and may include any other requirement reasonable in its nature."

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.

(2) That the Title of the Bill be stricken and the following Title inserted in lieu thereof:

AN ACT AMENDING SECTION 221, TITLE 47, OKLAHOMA STATUTES, 1941, AUTHORIZING THE OPERATION OF AUTOMOBILES AND AUTO BUSES FOR HIRE WITHIN THE CITIES OF THIS STATE, MAKING THEM SUBJECT TO REASONABLE REGULATION AND CONTROL BY SUCH CITIES AND GIVING CITIES AUTHORITY TO FIX REASONABLE FARES THEREFOR; REQUIRING INSURANCE AND PERMITTING CASH INDEMNITIES OR BONDED TRUSTEE COVERING PUBLIC LIABILITY, AND DECLARING AN EMERGENCY.

(3) That the following be inserted as joint authors:

MONTGOMERY, BATSON, HUGHES, KING, LEVERGOOD, OERKE, WALLACE (Oklahoma), WASHINGTON AND WILSON OF THE HOUSE, AND THE COMMITTEE ON REVENUE AND TAXATION OF THE SENATE.

NANCE, Chairman.

Mr President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 383, by McCubbins, entitled:

An Act appropriating seventy-one dollars and twenty-three cents (\$71.23) to the Oklahoma Tax Commission for the payment of a claim for refund to motor fuel excise tax erroneously paid to such commission by R. N. Dunnigan, Jr., recognizing such claim as a valid and legal obligation 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.

THORNTON, Chairman.

Mr. President. We, your Committee on Americanism, War Effort, etc., to whom was referred House Bill No. 280, by Parrish, entitled:

An Act providing for the cooperation of the State of



Oklahoma with the Council of State Governments; making an appropriation for the payment of Oklahoma's part for the maintenance of said Council of State Governments,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NORTON Chairman.

House Bill No. 280 was ordered referred to the Committee on Appropriations for further consideration.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 271, by Sears, entitled.

An Act making orders of the Boards of County Commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 378, by Montgomery, entitled:

An Act authorizing any Board of County Commissioners to convey by deed, or to lease unneeded county lands and buildings to the adjutant general in trust for the Oklahoma National Guard, authorizing expenditure of monies to maintain, repair and improve such properties, providing for acceptance or the conveyance or lease, providing for a reversionary clause, and for the adjutant general to supervise the management of such properties; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on School Lands, to whom was referred Engrossed House Bill No. 261, by Langley, Ash, Gibbs, Holt, Hughes, King, Levergood, Morris and Rowe, entitled:

An Act authorizing the owner of any property which appears to be subject to the lien of a deficiency judgment in favor of the commissioners of the land office to institute an action against the commissioners of the land office to determine whether such deficiency judgment is a lien against the property, providing for service of summons, making it the duty of the commissioners of the land office to cause action to be defended, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

LEONARD, Chairman.

Senator Dacus submitted the following Committee Report

Mr President. The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 9, Senate Bills Nos. 161, 195, 197, 214, 230, 234, 237, 253, 255, 265 and 274, each, correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Joint Resolution No. 9 and Engrossed Senate Bills Nos. 161, 195, 197, 214, 230, 234, 237, 253, 255, 265 and 274 and ordered each 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. 288—By Speck of the Senate and Jones of the House.

Senator Speck asked unanimous consent, which was granted, that Senate Bill No. 288 be ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 289—By Mahan—Referred to Committee on Oil and Gas.



SENATE BILL NO. 290—By Committee on Veterans Affairs of the Senate and the House.

Senator Duffy asked unanimous consent, which was granted, that Senate Bill No. 290 be ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 291—By Carrier, Dacus, Wheeler, Worthington and Ritzhaupt—Referred to Committee on Education.

SENATE BILL NO. 292—By Neill—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 293—By Education Committee of the Senate—Referred to Committee on Judiciary No. 2.

SENATE BILL NO. 294—By Committee on Education of the Senate.

By unanimous consent, Senate Bill No. 294 was ordered printed and placed upon the Calendar without reference to a Committee.

Senator Logan presiding.

### MESSAGES

The following Messages from the Governor were received and read

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on March 29, 1945, I signed

ENROLLED SENATE BILL NO. 2—By Nichols, Jones, Duffy and Cowden,

An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this state, or at any special election held in any congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms

and details of procedure; providing penalties for violation of Act, making Act cumulative, repealing 26 O. S. 1941 § § 324, 324a, 324b, 324c, 324d, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of Act severable; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on April 2, 1945, I signed

ENROLLED SENATE BILL NO. 109—By Committee  
on Privileges and Elections,

An Act relating to elections, amending the soldiers and sailors absentee ballot law and the run-off primary election law, amending Sections 1, 2, 3, 6, 7, 8, 9, 11 and 12, Ch. 10, Title 26, Oklahoma Session Laws 1944, and Sec. 4, Ch. 5a, Title 26, Oklahoma Session Laws 1943, providing for the issuance of said ballots by the secretaries of the county election boards, making the soldiers and sailors absentee ballot law applicable to run-off primaries, providing procedure for counting ballots, contests, and other details, repealing Sec. 21 of said Act, and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN.

This is to advise you that on March 30, 1945, I signed



ENROLLED SENATE BILL NO. 110—By Committee on Privileges and Elections,

An Act relating to elections; providing procedure for qualified electors temporarily absent from their voting precinct to register by mail during the registration period prior to any regular or run-off primary, general or special election; amending Title 26, Chapter 4, Section 1, Oklahoma Session Laws, 1944; and declaring an emergency, and

ENROLLED SENATE BILL NO. 98—By Logan and Nichols,

An Act relating to compensation of county and precinct registrars, amending Title 26, O. S. 1941, Section 73, and declaring an emergency, and

ENROLLED SENATE BILL NO. 99—By Senate Committee on Privileges and Elections,

An Act relating to elections, amending 26 O. S. 1941, § 163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal periods for candidates for State and County Offices; providing for special primary elections in making nomination to fill vacancy in congress; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that

ENROLLED SENATE BILL NO. 45—By Collier and Ginder,

An Act amending 74 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial

Districts of the State having (1) a population in excess of 155,000 but not in excess of 200,000, according to the Federal Census of 1940 or according to any succeeding Federal Census, (2) a net assessed valuation in excess of \$120,000,000.00, not including intangible personal property and less approved homestead exemptions, as certified to the excise boards of the counties of said district in 1944 and as may be shown by any succeeding biennial net assessed valuation, and (3) which does not have to exceed two (2) District Court Judges; and providing that the provisions of said Act shall not become operative until on and after the second Monday in January, 1947,

has remained on the desk of the Governor for more than five (5) days, and has become a law without my signature. I have caused the same to be filed in the office of the Secretary of State.

ROB'T S. KERR,  
The Governor of  
The State of Oklahoma.

Upon request of Senator Nance, the Senate was declared in recess for one hour, to permit of Committee work by the Committee on Revenue, Taxation and Constitutional Amendments.

The Senate reassembled with Senator Logan presiding.

#### FIRST READING

By unanimous consent, the following bill was introduced and read for the first time:

SENATE BILL NO. 295—By Paul—An Act making an appropriation out of the state highway construction and maintenance fund to make improvements on Rush Creek near Pauls Valley, Oklahoma, to protect U. S. Highway No. 77 from overflow and floods, prescribing details relating to the improvements, and declaring an emergency

The Presiding Officer announced matters were on the President's desk for the consideration of the Senate in executive session.

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



The Senate reassembled, in open session, with Senator Logan presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Burns, advised and consented to the confirmation of the executive nomination of Dr. STEVEN DOYLE TOMLINSON, Oklahoma City, Oklahoma, as a Member of the Oklahoma State Board of Chiropody, to succeed himself, for a term of three years, effective July 1 1944, and expiring July 1, 1947.

The Senate, in executive session and upon motion of Senator Burns, advised and consented to the confirmation of the executive nomination of DR. WARREN D. LONG, Oklahoma City, Oklahoma, as a Member of the Oklahoma State Board of Chiropody, to succeed himself, for a term to expire July 1, 1946.

The Senate, in executive session and upon motion of Senator Sears, advised and consented to the confirmation of the executive nomination of CAL ARNOLD, Tulsa, Oklahoma, as a Member of the Board of Pharmacy to succeed himself for a term to expire May 24, 1947.

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the executive nomination of EARLE E. EMERSON, Cromwell, Oklahoma, as a Member of the Board of Trustees, Teachers' Retirement System, as provided by House Bill No. 297, Nineteenth Legislature, to succeed himself, for a term of five years, to expire June 30, 1950.

#### MESSAGE

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

MR. PRESIDENT.

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

ENROLLED HOUSE BILL NO. 200—By Wallace (Carter) and Evans of the House and Chapman of the Senate,

An Act creating the Confederate Memorial Hospital, placing control of the same in the Board of Regents of

the University of Oklahoma, creating a revolving fund, transferring the property of the Oklahoma Confederate Home, authorizing allocation by the Governor to the State Board of Public Affairs moneys from the Contingency and Emergency Fund to be used in acquiring lands for the purposes of said Hospital and repealing Sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941, and

ENROLLED HOUSE BILL NO. 114—By Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright,

An Act appropriating thirteen thousand seven hundred and fifty dollars (\$13,750.00) to be used by the State Superintendent of Public Instruction in compliance with 70 O. S. 1941 § 265, 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 114 and 200 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.

#### GENERAL ORDER

HOUSE BILL NO. 292, By Williams, was taken up for consideration and read at length.

Upon motion of Senator Nevins, House Bill No. 292 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 292 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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



Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Williams, Worthington.—30.

Not Voting: Counts, Ginder, Irby, Leonard, Mahan, Neill, Trussel, Wheeler, White.—9.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Williams, Worthington.—30.

Not Voting: Counts, Ginder, Irby, Leonard, Mahan, Neill, Trussel, Wheeler, White.—9.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 292, and ordered the same returned to the Honorable House.

Upon motion of Senator Nance, Mrs. George Calvert, Member of the State Board of Public Affairs, was invited to appear before the Senate, with reference to the establishment of "A CHILDREN'S STUDY CENTER."

### GENERAL ORDER

SENATE BILL NO. 280, by Senate Committee on Appropriations, was taken up for consideration and read at length.

Upon motion of Senator Thornton, Senate Bill No. 280 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Wheeler, Worthington.—32.

Not Voting: Anglin, Irby, Nichols, Paul, Trussel, White, Williams.—7.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Pruett, Rinehart,



Ritzhaupt, Sears, Speck, Thornton, Wheeler, Worthington.—32.

Not Voting. Anglin, Irby, Nichols, Paul, Trussel, White, Williams.—7

Excused. Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service. Fine, Phillips.—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. 280 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 272, by Norton, was taken up for consideration and read at length.

Upon motion of Senator Norton, Senate Bill No. 272 was advanced to engrossment and third reading.

Upon motion of Senator Norton, 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:

Ayes. Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Worthington.—31.

Not Voting: Anglin, Jones, Nichols, Speck, Trussel, Wheeler, White, Williams.—8.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Worthington.—31.

Not Voting Anglin, Jones, Nichols, Speck, Trussel, Wheeler White, Williams.—8.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 272 was ordered referred for engrossment.

President Pro Tempore Paul advised the Senate of the presence of Mrs. George Calvert, Member of the State Board of Public Affairs, who was invited to appear before the Senate with reference to the establishment of "A CHILDREN'S STUDY CENTER," and escorted her to the President's desk where she was presented to the Senate by Senator Logan, the Presiding Officer, and where she gave information as to the need of A Children's Study Center in Oklahoma.

#### GENERAL ORDER

SENATE BILL NO. 147, by Nance, was taken up for consideration and read at length.

Senator Nance submitted the following amendment, which was adopted.

Mr. President I move to amend Senate Bill No. 147, line 1, page 1, by striking the word and figures, "Chapter 58," and inserting the following: "Article 3, Chapter 33,"



and on line 2, page 1, by striking the words and figures, "Article 6, Chapter 33, Session Laws 1939," and inserting the following "Sections 242 to 242-O, inclusive, of Title 11, C. O. S. 1941," and by correcting the title in conformity thereto.

#### NANCE.

Upon motion of Senator Nance, Senate Bill No. 147 was advanced to engrossment and third reading.

Upon motion of Senator Nance, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Worthington.—30.

Not Voting: Anglin, Chapman, Grennell, Nichols, Sears, Trussel, Wheeler, White, Williams.—9.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Worthington.—30.

Not Voting: Anglin, Chapman, Grennell, Nichols, Sears, Trussel, Wheeler, White, Williams.—9.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 147 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 122, by Anderson, was taken up for consideration and read at length.

Upon motion of Senator Anderson, Senate Bill No. 122 was advanced to engrossment and third reading.

By unanimous consent, 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.

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Worthington.—30.

Not Voting: Anglin, Grennell, Irby, Nichols, Sears, Trussel, Wheeler, White, Williams.—9.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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



Senator Anderson asked unanimous consent that the emergency clause of Senate Bill No. 122 be stricken, and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY," which was the order

Senate Bill No. 122 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 262, by Ritzhaupt, was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, Senate Bill No. 262 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, 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:

Ayes: Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Norton, Paul, Pruett, Ritzhaupt, Speck, Worthington.—24.

Not Voting: Anderson, Anglin, Braden, Burns, Grennell, Lowery, Nevins, Nichols, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—15.

Excused Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service Fine, Phillips.—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. 262 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 287, by Ritzhaupt, was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, Senate Bill No. 287 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 287 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 287 was read for the third time at length.

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

Ayes. Anderson, Brown, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Paul, Pruett, Ritzhaupt, Speck, Worthington.—23.

Not Voting. Anglin, Braden, Burns, Chapman, Grennell, Jones, Mahan, Nichols, Norton, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—16.

Excused Cobb, Goodpaster, Porter.—3.



Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler White, Williams, Worthington.—39.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service. Fine, Phillips.—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. 287 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 261, by Carrier, was taken up for consideration and read at length.

Upon motion of Senator Carrier, Senate Bill No. 261 was advanced to engrossment and third reading.

By unanimous consent, 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.

Ayes Anderson, Brown, Carrier, Collier, Counts,

Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Paul, Pruett, Ritzhaupt, Speck, Worthington.—23.

Not Voting: Anglin, Braden, Burns, Chapman, Grennell, Jones, Mahan, Nichols, Norton, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—16.

Excused: Cobb, Goodpaster, Porter.—3.

Excused on Account of Military Service Fine, Phillips.—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. 261 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 251, by Nance, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 251 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 251 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:

Ayes: Anderson, Brown, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Paul, Pruett, Ritzhaupt, Speck, Worthington.—23.

Not Voting: Anglin, Braden, Burns, Chapman, Grennell, Jones, Mahan, Nichols, Norton, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams.—16.

Excused: Cobb, Goodpaster, Porter.—3.



Excused on Account of Military Service. Fine, Phillips.—2.

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

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

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused Cobb, Goodpaster Porter.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 251 was ordered referred for engrossment.

Senator Gary moved that when the Clerk's desk is cleared, the Senate stand adjourned under the rule, which motion prevailed.

### MESSAGE

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

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 470—By House Appropriations Committee,

An Act levying on and after June 1, 1945, an excise tax of two cent (2c) per gallon on gasoline or motor fuel in addition to all other taxes heretofore or hereafter levied on gasoline; providing the basis for the computation; pro-

viding for the manner, method, conditions and time of payment; providing that the tax shall apply on sales to the state and its political subdivisions, providing that provisions of Section 6, Article 14, Chapter 66, Oklahoma Session Laws 1939, same being 68 O. S. 1941 § 659e, shall apply to tax levied by this Act; declaring purpose of this Act to provide funds for support of the functions of this state government, and providing for disposition of such funds; providing that the provisions of this Act are severable,

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

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 470.

#### 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 Veterans' Affairs, to whom was referred Engrossed House Bill No. 105, by Weaver and Committee on Veterans' Affairs, entitled:

An Act concerning the guardianship of incompetent veterans and other incompetent veterans and other incompetent and minor beneficiaries of the Veterans Administration, and concerning commitment to the Veterans Administration or other agency of the United States of persons eligible for care or treatment and make uniform the law with reference thereto, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr. President: We, your Committee on Veterans' Affairs, to whom was referred Senate Bill No. 246, by Porter, entitled:



An Act amending 72 O. S. 1941 § 1, and § 3 of said title as amended by Section 2, Chapter 1, Title 72, Oklahoma Session Laws 1943, relating to hawking and peddling by ex-service persons, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr. President: We, your Committee on Veterans' Affairs, to whom was referred Engrossed House Bill No. 375, by Bailey, entitled:

An Act authorizing the excise board and board of county commissioners to use two (2) mills of the mills allocated to the county for county government to be used for the purpose of constructing a county memorial for Veterans of World War I and Veterans of World War II, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Engrossed House Bill No. 150, by Rowe, entitled:

An Act amending 36 O. S. 1941, Section 2, providing that contracts of insurance hereafter entered into shall contain a provision that said contracts shall be construed according to the laws and decisions 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Senate Bill No. 257, by Logan, Gary, Porter, Finney, Speck, Chapman, Counts, White, Nevins, Nichols, Brown, Worthington, Braden, Neill, Dacus, Irby, Paul, Anderson, entitled:

An Act providing that when any person elected to a public office has failed to qualify and enter upon the duties

of such office for any reason or cause at the time and in the manner provided by law, and for two years or more thereafter has not qualified and entered upon the duties of said office shall be deemed vacant and shall be filled by the officer or board authorized to fill such vacancy, providing for the surrender of the office to the person so appointed, making provisions of Act retroactive as well as prospective, repealing 51 O. S. 1941 § 3 and Acts and parts of Acts in so far as they 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 committee substitute be placed on the calendar, without recommendation from the committee.

PRUETT, Chairman.

Mr President We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 273, by Counts and Nichols, entitled

An Act relating to workmen's compensation; limiting claimant and respondent to the testimony of two physicians each in hearing before the state industrial commission; authorizing the commission of its own motion to order any claimant examined by other physicians; repealing all laws and parts of laws in conflict herewith; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Mr President: We, your Committee on Veterans' Affairs, to whom was referred Engrossed House Bill No. 158, by Committee on Veterans' Affairs, entitled

An Act relating to soldiers relief commission amending 72 O. S. § 51 and 72 O. S. § 53, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

Mr President We, your Committee on Veterans' Af-



fairs, to whom was referred Senate Bill No. 245, by Porter, entitled:

An Act making appropriations to the Veterans of Foreign Wars for the employment of a service officer to assist members of the armed forces, veterans, their families and dependents, and to pay other expenses necessary and incident to such service work, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COWDEN, Chairman.

As provided under a previous motion, the Senate adjourned to meet at 1.30 o'clock, April 4, 1945.

FIFTY-EIGHTH LEGISLATIVE DAY

Wednesday, April 4, 1945.

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

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—38.

Excused Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Dacus, Ronald Sanders, of Oklahoma City, was made an Honorary Page for this legislative day.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

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

ENGROSSED HOUSE BILL NO. 324—By Langley of the House and Collier of the Senate,

An Act relating to depositories for public funds, authorizing and prescribing a unit collateral pledge of se-



curities running to the State of Oklahoma for the use and benefit of the State and its several counties, cities, towns, and boards of education, to secure the deposit of public funds by the several treasurers thereof; providing that this Act shall be cumulative with all laws now existing for the establishment of public depositories and the taking of securities but making this Act applicable in the absence of other laws, prescribing full procedures for designation of depositories as already provided, for making of deposits, for offering, approving, and safekeeping of such securities as herein prescribed; providing for withdrawal thereof and for disposition in event of insolvency; providing for notice to treasurers of cities, towns, and boards of education of depository security afforded thereby or the alteration 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 324.

MR. PRESIDENT

I am directed by the House of Representatives to return herewith.

ENGROSSED SENATE BILL NO. 217—By Burns and Rinehart,

An Act amending 68 O. S. 1941 §15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 217 was ordered referred for enrollment.

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MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 278—By Tankersley,

An Act authorizing Boards of County Commissioners to rent road machinery and equipment on a monthly basis, such rental contracts to provide that if the Board of County Commissioners rents such machinery as equipment for thirty months or lesser term the lessor shall execute and deliver a bill of sale thereto to the Board of County Commissioners, prohibiting the Board of County Commissioners from obligating the county beyond the fiscal year in which the rental contract or the extension thereof is entered into, declaring intention of the Act; and declaring an emergency, and,

ENGROSSED HOUSE BILL NO. 117—By Rowe,

An Act to provide for appeals from Municipal Court to the District Court; amending 11 O. S. 1941 § 845, 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 117 and 278.

MR. PRESIDENT:

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

ENGROSSED HOUSE BILL NO. 286—By Langley,

An Act relating to surplus in building funds created under the provisions of Section Ten (10), Article Ten (10), Oklahoma Constitution; providing that such surplus tax collections shall be refunded to the taxpayers by using same to reduce tax levies to comply with the restrictions of Section Nineteen (19), Article Ten (10), Oklahoma Constitution and declaring an emergency; and,



ENGROSSED HOUSE BILL NO. 455—By Hawthorne, Biles, Barr, Taylor and Foley,

An Act relating to teachers; requiring the State Board of Education to renew and extend valid teachers' certificates held by persons serving in the military service or the United States Merchant Marine or any branch of the armed service or any auxiliary thereof in World War II; providing that this Act shall not apply to war emergency certificates; prescribing period of renewal and extension; repealing all laws and parts of laws in conflict herewith, and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 344—By Arrington of the House and Rinehart of the Senate,

An Act authorizing and directing the corporation commission of the State of Oklahoma to issue certificate as to the facts and development for the production of oil and gas of tracts of land within the State of Oklahoma, as disclosed by its records; providing a fee therefor; providing for the recording of such certificates; prescribing the effect thereof; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 456—By Shipley and Gibbs of the House and Nevins of the Senate,

An Act amending Section 26, sub-section (d), Title 19, Chapter 6, page 69, Oklahoma Session Laws 1943 (the same being House Bill No. 259 of the Nineteenth Session of the Oklahoma Legislature) relating to counties and county officers and their salaries and compensation, 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 286, 344, 455 and 456.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

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**ENGROSSED SENATE BILL NO. 43—By NICHOLS,**

An Act amending 35 O. S. 1941 §161, relating to the admission of honorably discharged exservice persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section, 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 43 was ordered referred for enrollment.

**MR. PRESIDENT·**

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

**ENGROSSED SENATE CONCURRENT RESOLUTION NO. 18—By Rinehart of the Senate and Barnhart of the House,**

A Resolution paying tribute to Colonel Charles Clark Kegelman of El Reno, 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 18 was ordered referred for enrollment.

**MR. PRESIDENT:**

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

**ENROLLED HOUSE BILL NO. 292—By Williams,**

An Act relating to county officers, deputies and assistants; amending 20 O. S. 1941 §§246 and 254 to prescribe the duties and salaries of the assistant county attorney and the deputy court clerk of the Henryetta division of the



Superior Court of Okmulgee 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 in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 292 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.

MR. PRESIDENT·

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 158—By Thornton,

An Act relating to the State Department of Agriculture and the functions and activities thereof, amending Section 2, Chapter 1, Title 2, Oklahoma Session Laws 1943 to provide that work and services of divisions of the Department of Agriculture supported in whole or in part by the Department of Agriculture Trust Fund may be combined; providing that claims against the Department of Agriculture Trust Fund shall be filed with the State Auditor for audit and approval, requiring the President of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this Act severable; repealing all laws and parts of laws 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, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 158 were read, as follows, and concurred in by the Senate upon motion of Senator Thornton.

Amendment No. 1. Page 3, Section 2. Line 5 of the printed Engrossed Senate Bill by changing the period at the end of line 5 to a semicolon and adding the following: "But the trust fund created hereby shall not in any event

be used in paying the expenses of the employees whose salaries are paid out of the General Revenue Fund of the State of Oklahoma, or to increase or supplement the salaries of those employees."

Amendment No. 2. Page 1, Section 1, Line 1 of the printed Engrossed Senate Bill by adding a new Section 1, as follows. SECTION 1. Section 1, Chapter 1, Title 2, Oklahoma Session Laws 1943, is hereby amended to read as follows. The President of the State Board of Agriculture may, whenever he deems such action proper, enter into cooperative contracts and agreements with the United States Department of Agriculture, or any other Federal or State Agency, person or firm, upon such terms and conditions as may be mutually agreed upon, providing for the grading, sampling, and inspection of processed and unprocessed foods, livestock, poultry, seeds, fruits, vegetables, and all other agricultural commodities and products. *The President of the State Board of Agriculture shall promulgate a schedule of fees to be charged and collected under the provisions of this Act, from the person or agency for whom such grading, sampling, or inspection service is rendered; Provided that the schedule of fees adopted shall be filed in the office of the Secretary of State and be open to the public and any subsequent change in such fees shall not be operative until such change has been filed in the office of the Secretary of State.*

Amendment No. 3. Renumbering the succeeding sections, and by correcting title accordingly.

ENGROSSED SENATE BILL NO. 158, as amended by the Honorable House, was read at length.

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

Ayes Anderson, Anglin, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—30.

Not Voting Brown, Chapman, Finney, Lowery, Mahan, Norton, Paul, Wheeler.—8.

Excused Cobb, Porter, White, Williams.—4.



Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—30.

Not Voting: Brown, Chapman, Finney, Lowery, Mahan, Norton, Paul, Wheeler.—8.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendments to Engrossed Senate Bill No. 158 and ordered the bill, as amended, referred for enrollment.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

Gentlemen:

This is to advise you that on April 2, 1945, I signed  
ENROLLED SENATE BILL NO. 105—By Anglin,

An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property; authorizing specified credits on such taxes, providing that in order to secure benefits of Act the taxes or balance due on the

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principal amount thereof must be paid in full on or before April 20, 1945; providing nothing in Act shall effect 1945 resale or advertising therefor, requiring County Treasurer to give notice of the provisions of Act by publication, providing that Act shall not be a precedent for future legislatures, making provisions of Act severable, repealing Chapter 11a, Title 68, Page 172, Session Laws 1943, and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

#### RESOLUTION

The following Resolution was introduced, ordered printed and placed upon the Calendar.

SENATE CONCURRENT RESOLUTION NO. 19—By Anglin, of the Senate, and Standley, of the House—A Concurrent Resolution memorializing Congress to waive payment of interest and authorize refund of interest heretofore paid on deficiencies in income taxes arising out of the Oklahoma Community property law being invalidated for Federal Income tax purposes by the Supreme Court of the United States.

#### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 122, 147, 251, 261, 262, 272, 280 and 287, each, correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 122, 147, 251, 261, 262, 272, 280 and 287 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 Legal Advisory, to whom was referred Engrossed House Bill No. 206, by Oerke, entitled:

An Act amending Section 1716, Title 21, Oklahoma Statutes 1941, relating to the larceny of livestock and making any person who steals any horse, jackass, jennet, mule, cow, hog, sheep, or goat, guilty of a felony, and fixing the punishment, 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 Committee Substitute therefor do pass.

DUFFY, Chairman.

Mr President We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 284, by Braden, Mahan, Counts and White, entitled.

An Act relating to legal assistants to justices of the supreme court, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 275, by Nevins, entitled.

An Act relating to salaries and compensation of county officers, deputies and part-time deputies, amending Section 26. Subdivision (d), Chapter 6, Title 19, Oklahoma Session Laws 1943, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 277, by Pruett, entitled

An Act to provide moral instruction for children in connection with the public schools,

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 Education.

IRBY, Chairman.

Senate Bill No. 277 was ordered referred to the Committee on Education for further consideration.

Mr. President We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 252, by Ritzhaupt, entitled

An Act relating to food, drugs and cosmetics; providing a State Uniform Food, Drug, and Cosmetic Act, defining terms, authorizing prohibition of Acts; providing for injunctions, proceedings; authorizing penalties, and guarantees; providing for seizure requirements, etc., repealing 63 O. S. 1941, Sections 181 to 195 inclusive, and Sections 197 to 200 inclusive, and Sections 202 to 212 inclusive, and any and all other Acts, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 125, by Braden, entitled:

An Act creating a State Industrial Commission consisting of five members to be appointed by the Governor by and with the advice and consent of the Senate, fixing the terms and qualifications of the chairman and members thereof, giving the Governor the power of removal under certain conditions, creating the office of Secretary and other employees, prescribing duties and fixing salaries, 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.

BURNS, Chairman.

Mr. President. We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 354, by Weaver, Billingsley, Levergood, Speakman and Wallace (Carter), entitled:



An Act amending Section 95 of Title 12, Oklahoma Statutes 1941, so as to extend the statute of limitations on open accounts to a period of five (5) years,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

BURNS, Chairman.

Senator Lowery asked unanimous consent, which was granted, that SENATE BILL NO. 285, by Burns and Rinehart, of the Senate, and McCarty, of the House, be ordered withdrawn from the Committee on Agriculture and referred to the Committee on Appropriations for further consideration.

#### SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated

SENATE BILL NO. 295—By Paul—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE BILL NO. 470—By House Appropriations Committee—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

#### GENERAL ORDER

Upon request of Senator Nance, HOUSE BILL NO. 360, by Gibbs, as amended, was taken up for consideration and read at length.

Upon motion of Senator Nance, House Bill No. 360, 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. 360, as amended, 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:

Ayes Anderson, Braden, Brown, Carrier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—28.

Nays: Burns, Norton.—2.

Not Voting Anglin, Chapman, Collier, Leonard, Mahan, Neill, Paul, Speck.—8.

Excused. Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes. Anderson, Braden, Brown, Carrier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Nays Burns.—1.

Not Voting: Anglin, Chapman, Collier, Leonard, Mahan, Neill, Speck.—7

Excused Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service Fine, Phillips.—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. 360, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 131, by White and Counts, was taken up for consideration and read at length.



Senator Rinehart submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 131, line 4, page 4, by striking after the word, "the" and before the word, "Chairman," all the rest of line 4 and all of lines 5 and 6, to the word, "Members," in line 7 and by adding the word, "each," after the words, "per annum" in line 8.

RINEHART.

Senator Thornton submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 131, line 5, page 4, by striking the words and figures, "Forty-two Hundred (\$4200.00) Dollars," and inserting the words and figures, "Thirty-six Hundred (\$3600.00) Dollars."

THORNTON

Senator Counts moved to table the Thornton amendment, which motion failed of adoption.

Senator Lowery moved that further consideration of Senate Bill No. 131 be indefinitely postponed.

Senator Logan asked unanimous consent that further consideration of Senate Bill No. 131 be deferred until tomorrow, which request he withdrew.

Senator Lowery asked unanimous consent, which was granted, to withdraw his pending motion.

Senator Lowery moved that the previous question be now put, which motion prevailed.

The vote occurring on the Thornton amendment, the roll call thereon being as follows, the President declared a tie vote and after casting his vote as "Aye," declared the Thornton amendment adopted:

Ayes: Braden, Brown, Burns, Carrier, Chapman, Collier, Cowden, Duffy, Gary, Grennell, Jones Lowery, Ritzhaupt, Sears, Thornton, Trussel.—16.

Nays: Anglin, Counts, Dacus, Finney, Ginder, Goodpaster, Irby, Leonard, Logan, Nance, Neill, Nichols, Paul, Pruett, Rinehart, Worthington.—16.

Not Voting: Anderson, Mahan, Nevins, Norton, Speck, Wheeler.—6.

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Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 131, lines 7 and 8, page 4, by changing the words and figures, "Four Thousand (\$4000.00) Dollars," to "Thirty-six Hundred (\$3600.00) Dollars."

THORNTON.

Senator Nance moved that Senate Bill No. 131 be referred to a Special Committee of 5, the bill to retain its place on the Calendar, which motion prevailed, the President appointing as such Special Committee Senators Nance, Lowery, Thornton, Burns and Counts.

Senator Nance asked to be relieved of the duty of serving on the Special Committee appointed under Senate Bill No. 131 and that Senator Logan be appointed in his stead, which was the order.

Senator Burns asked to be relieved of the duty of serving on the Special Committee appointed under Senate Bill No. 131 and that Senator Collier be appointed in his stead, which was the order.

Referring further to SENATE BILL NO. 233, by Leonard:

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

Ayes Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Lowery, Norton, Paul, Ritzhaupt.—4.

Not Voting Burns, Mahan, Nevins, Nichols.—4.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 233 was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 134, by Hughes, 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. 134, line 17, page 4, between the words, "county" and "issuing" insert the words and figures, "of less than 65,000 population" and on line 6, page 5, by adding after the word, "population," the following: "For the reason that the fee provided for said tag agents in all counties in excess of 65,000 population for the issuance of auto license tags is sufficient to compensate said tag agents for services rendered in the issuance of Drivers' Licenses."

NANCE.

Upon motion of Senator Nance, House Bill No. 134, 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. 134, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Rinehart presiding.

### THIRD READING

HOUSE 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:

Ayes. Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel.—29.

Nays: Anglin, Ginder, Lowery, Neill, Norton, Paul, Thornton.—7

Not Voting: Wheeler, Worthington.—2.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel.—30.

Nays: Anglin, Ginder, Lowery, Neill, Norton, Thornton.—6.

Not Voting: Wheeler, Worthington.—2.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 134, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 170, by Braden, was taken up for consideration and read at length.

Upon motion of Senator Braden, Senate Bill No. 170 was advanced to engrossment and third reading.

Upon motion of Senator Braden, the rules of the Senate were suspended and Senate Bill No. 170 was considered engrossed and placed upon third reading and final passage.



## THIRD READING

SENATE BILL NO. 170 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Mahan, Nance, Neill, Nichols, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel.—28.

Not Voting: Counts, Cowden, Grennell, Logan, Lowery, Nevins, Norton, Pruett, Wheeler, Worthington.—10.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel.—30.

Not Voting: Cowden, Grennell, Lowery, Nevins, Norton, Pruett, Wheeler, Worthington.—8.

Excused: Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 170 was ordered referred for engrossment.

GENERAL ORDER

SENATE BILL NO. 258, by Finney, was taken up for consideration and read at length:

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

Mr President. I move to amend Senate Bill No. 258 by substituting therefore the following:

"AN ACT AMENDING 4 O. S. 1941 §94 RELATING TO THE RESTRAINT OF DOMESTIC ANIMALS, PROVIDING THAT THE SECTION SHALL NOT APPLY TO PARTS OF McCURTAIN COUNTY

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 4 O. S. 1941 §94 is hereby amended to read as follows:

§94. All domestic animals shall be by the owner thereof restrained at all times and seasons of the year from running at large in the State of Oklahoma. Damages sustained by reason of such domestic animals trespassing upon the lands of another shall be recovered in the manner provided by law in Chapter 39, Article 4, of the Compiled Oklahoma Statutes, 1931. This Act shall not be construed or interpreted to preclude the owner of such domestic animals recovering damages occasioned to such animals, while running at large, in violation of the provisions of this Act; provided, the provisions of this Act shall not apply to the following Counties: Adair, Pushmataha, Cherokee, Delaware, \* \* \* LeFlore, Atoka, Latimer, and all of that portion of Sequoyah County lying North of the main line of the Missouri Pacific Railroad running through said County and all of Township 12 North, Range 21 East, lying and being in said Sequoyah County, and all of that portion of Mayes County lying East of the Grand River, and all of that portion of Wagoner County lying East of Grand River, and all that part of Ottawa County beginning at a point where Grand River crosses the Ottawa County line, thence in a northeasterly direction along the east bank of said Grand River, to a point where Grand River crosses United States Highway No. 60, thence in a



northeasterly direction along United States Highway No. 60 to the east line of Ottawa County, thence south along the east line of Ottawa County, thence south along the east line of Ottawa County to the south line of Ottawa County, thence west along the south line of Ottawa County, to the place of beginning, and all of McCurtain County lying and being north of the St. Louis, San Francisco Railroad right-of-way, and all that part of McCurtain County lying south of the St. Louis San Francisco Railroad right-of-way and east of a line extending south from the St. Louis San Francisco Railroad right-of-way along the section line on the east boundary of Section 27, Township 6 South, Range 21 East, thence on south along said Section line to the southwest corner of Section 23, Township 7 South, Range 21 East, and north of the line running east from said point on said Section line to the south side of the St. Louis San Francisco Railroad right-of-way, and also that part of McCurtain County lying east of a line extending south from the St. Louis San Francisco Railroad right-of-way along the Range line between Ranges 24 and 25 East; thence on south along said range line to the southwest corner of Section 7, Township 9 South, Range 25 East; thence East one mile to southeast corner of said Section 7, thence south along said Section line to the Red River "

#### FINNEY

Upon motion of Senator Finney, Senate Bill No. 258, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules 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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy,

Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—34.

Not Voting: Grennell, Nance, Pruett, Wheeler.—4.

Excused Cobb, Porter, White, Williams.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 258 was ordered referred for engrossment.

Senator Finney asked unanimous consent that Donald Roy Biles, Son of Representative Biles, and Jerdy Gary, son of Senator Gary, be made Honorary Pages for this legislative day, which was the order.

### GENERAL ORDER

SENATE BILL NO. 165, by Ritzhaupt, was taken up for consideration and read at length.

President Berry presiding.

Upon motion of Senator Ritzhaupt, Senate Bill No. 165 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 165 was considered engrossed and placed upon third reading and final passage.

Senator Cobb asked to be recorded present, which was the order.

### THIRD READING

SENATE BILL NO. 165 was read for the third time at length.

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Car-



rier, Chapman, Cobb, Collier, Counts Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Nance, Neill, Nevins, Nichols, Paul, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—31.

Not Voting: Goodpaster, Jones, Lowery, Mahan, Norton Pruett, Rinehart, Wheeler.—8.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service Fine, Phillips.—2.

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

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Logan, Nance, Neill, Nevins, Nichols, Paul, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—31.

Not Voting: Goodpaster, Jones, Lowery, Mahan, Norton Pruett, Rinehart, Wheeler.—8.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 165 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 259, by Finney, was taken up for consideration and read at length.

Upon motion of Senator Finney, Senate Bill No. 259 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Sen-

ate were suspended and Senate Bill No. 259 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 259 was read for the third time at length.

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

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—30.

Not Voting: Braden, Chapman, Gary, Goodpaster, Lowery, Norton, Pruett, Rinehart, Wheeler.—9.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service Fine, Phillips.—2.

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

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

Ayes Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—30.

Not Voting: Braden, Chapman, Gary, Goodpaster, Lowery, Norton, Pruett, Rinehart, Wheeler.—9.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service Fine, Phillips.—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. 259 was ordered referred for engrossment.

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

The Senate reassembled, in open session, with the President presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Burns, advised and consented to the confirmation of the executive nomination of DEAN BAUGH, of Oklahoma City, Oklahoma, as a Member of the Oklahoma Employment Security Commission to represent employees, to succeed Guy Pafford, said term to expire May 20, 1949.

The Senate, in executive session and upon motion of Senator Burns, advised and consented to the confirmation of the executive nomination of C. R. ANTHONY, Oklahoma City, Oklahoma, as a Member of the Oklahoma Employment Security Commission to represent employers for a term to expire May 20, 1949, to succeed E. J. O'Connor, whose term has expired.

The Senate, in executive session and upon motion of Senator Sears, advised and consented to the confirmation of the executive nomination of JACK HEATH, Tulsa, Oklahoma, as a Member of the Oklahoma Employment Security Commission, to succeed Harry Schwartz, for a term of six years, beginning May 21, 1945, and ending May 20, 1951.

#### GENERAL ORDER

Upon request of Senator Duffy, SENATE JOINT RESOLUTION NO. 5, by Duffy and Ritzhaupt, of the Senate, and Focht, et al, of the House, was taken up for consideration and read at length.

Senator Braden submitted the following amendment:

Mr President: I move to amend Senate Joint Resolution No. 5, line 8, page 5, as follows. By striking after the word "the" and before the word "of", the words "qualified electors" and inserting in lieu thereof "ad valorem taxpayers shown by receipts of payment of ad valorem taxes for the previous year to that of the year of the election."

BRADEN.

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Senator Thornton moved to table the Braden amendment, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Brown, Carrier, Dacus, Duffy, Ginder, Grennell, Irby, Nance, Nevins, Nichols, Rinehart, Speck, Thornton, Trussel, Worthington.—16.

Nays: Anglin, Braden, Burns, Chapman, Cobb, Counts, Cowden, Finney, Logan, Lowery, Pruett, Ritzhaupt.—12.

Not Voting Collier, Gary, Goodpaster, Jones, Leonard, Mahan, Neill, Norton, Paul, Sears, Wheeler.—11.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service. Fine, Phillips.—2.

Upon motion of Senator Duffy, Senate Joint Resolution No. 5 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Joint Resolution No. 5 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 5 was read for the third time at length.

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

Ayes: Burns, Carrier, Duffy, Finney, Ginder, Jones, Logan, Nance, Nevins, Nichols, Ritzhaupt, Speck, Thornton, Trussel.—14.

Nays: Anderson, Anglin, Braden, Brown, Chapman, Cobb, Counts, Cowden, Dacus, Grennell, Irby, Leonard, Lowery, Pruett, Rinehart, Worthington.—16.

Not Voting Collier, Gary, Goodpaster, Mahan, Neill, Norton, Paul, Sears, Wheeler.—9.

Excused: Porter, White, Williams.—3.

Excused on Account of Military Service. Fine, Phillips.—2.



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.

Senator Thornton moved that the Senate Auditor be authorized to purchase \$15.00 worth of stamps for the members of the Senate, the President of the Senate, and for himself, which motion prevailed.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn to meet under the rule, which motion prevailed.

#### FIRST READING

By unanimous consent, the following Bills and Resolution were introduced and read for the first time:

SENATE BILL NO. 296—By Logan of the Senate and Oerke and Johnson (Comanche) of the House—An Act relating to issue and sale of street improvement bonds; providing for a cushion fund to guarantee payment of bonds coming due the last year; and declaring an emergency

SENATE BILL NO. 297—By Rinehart and Collier—An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the second World war, authorizing such contracts to be re-negotiated with the original contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency.

SENATE BILL NO. 298—By Chapman of the Senate and Wallace and Evans of the House—An Act authorizing the Board of Regents of the University of Oklahoma to accept gifts and bequests in regard to the Southern Oklahoma Hospital; directing manner and method of administering and holding same; defining kinds of gifts or bequests; prescribing authority of said Board of Regents in regard to such gifts and bequests; setting effective date hereof and declaring an emergency.

SENATE BILL NO. 299—By Irby—An Act to provide that all appointive officers who are confirmed by the State Senate and whose term of office is not fixed by the Constitution shall be submitted to the Senate and confirmed each two years; providing for date of submission

and confirmation and in the event submission and confirmation fails, the term of office automatically expires; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 11—By Worthington of the Senate and Levergood of the House—A Joint Resolution directing the attorney general of the State of Oklahoma to appear in the Supreme Court of the State of Oklahoma and intervene in Case No. 29,126, in behalf of the State of Oklahoma, and to take such steps as are necessary therein to have said opinion therein recalled, rewritten and amended by the said court in said case in behalf of the state wherein error was committed by the said court in that the court made a declaration based upon a "*presumption*" as to the payment of the mandatory "*mortgage tax*," which declaration of the court does violence to the plain intention of the legislature as expressed in "*Sections 12351-12358 O. S. 1931, (Secs. 1171-1178, 68 O. S. 1941)*," and which declaration in said opinion in said Case No. 29,126 is contrary to the settled doctrine as heretofore determined by said court to be the law. That the said opinion of said court dealing in a presumption as to the payment of a state revenue establishes a *dangerous and unsound "precedent,"* whereby the State of Oklahoma, its schools and taxpayers may be deprived of this revenue by connivance and agreement to defeat said mortgage tax law, which revenue flows to the support of the common schools of the state; that this inadvertence in said opinion may be corrected to the end that the courts over the state may not "*assume*" the legislative functions of government but construe the mortgage tax law as it is written, and enforce the law as intended by the legislative department in accordance with the Constitution for the purpose of giving permanency to the mortgage tax law as heretofore determined to be the law by said court.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House concurs in Senate Amendments to:



## ENGROSSED HOUSE BILL NO. 346—By Singleton,

An Act amending paragraphs (e), (f) and (i) of Section 9-a, Chapter 6, Title 19, Oklahoma Session Laws 1943, fixing the salaries of the Court Clerk, County Judge, and County Commissioners of counties in the state having a population in excess of 14,750 and not to exceed 15,765 and an assessed net valuation in excess of \$4,000,000.00 and not to exceed \$8,000,000.00; and declaring an emergency,

and the Bill has been passed by the House of Representatives, as amended, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration

## ENGROSSED HOUSE BILL NO. 486—By Bailey,

An Act amending 11 O.S. 1941 §651, relating to License Tax on Occupations, providing that the City Council shall have authority to levy and collect a License Tax on mail order houses or agencies; and declaring an emergency, and,

ENGROSSED HOUSE BILL NO. 497—By Bullard, Wallace (Carter), and Bradley,

An Act relating to and providing for the apportionment and payment of certain state income taxes to the several counties of the State for the use and benefit of the common schools thereof, and for the apportionment and payment of the amounts so received by said counties to said schools; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 498—By Johnson (Creek) and Wallace (Oklahoma),

An Act amending 47 O. S. 1941 §22.2 and Paragraph 1 of 47 O. S. 1941 § 225; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the Motor Vehicle License and Registration Act of this state, provided that the minimum annual license fee for automobiles, as defined in said Motor Vehicle License and Registration Act, shall be not less than five dollars (\$5.00), and declaring an emergency,

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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,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 486, 497 and 498.

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 488—By Cantrell,

An Act levying a tax on Telephones, providing for the collection and disposition of the proceeds; 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 488.

#### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 43 and 217, and Senate Concurrent Resolution No. 18 correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 43 and 217 were each 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.

The President, in open session, signed Enrolled Senate Concurrent Resolution No. 18 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 Prohibition Enforcement, to whom was referred Senate Bill No. 242, by Cobb, Lowery and Ginder, entitled:

An Act relating to certain alcoholic beverages, authorizing county option; providing for elections in counties to prohibit or permit manufacture, sale or other distribution; providing procedure; fixing penalties; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

GINDER, Chairman.

Mr. President. We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 126, by Braden, entitled:

An Act amending Sections 1, 2 and 3, Chapter 1, Title 85, Oklahoma Session Laws 1943; relating to the Workmen's Compensation Laws of this State, defining physically impaired persons suffering disability from previous injury; providing for awards of compensation for disability resulting from later injuries and providing for awards therefor under the Workmen's Compensation Law; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 168, by Rinehart, entitled.

An Act amending Section 121, Title 85, Oklahoma Statutes Annotated, 1941, being Section 133403, Oklahoma Statutes 1931, relating to causes of action that survive in cases coming under the provisions of the Workmen's Compensation Law when death results from injuries compensable under said law; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

BRADEN, Chairman.

Mr. President: We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 70, by Finney, entitled:

An Act consolidating the institute for colored deaf, blind and orphans, the State Hospital for Negro insane and the State Training school for Negro girls; providing for control to be under prescribing duties of said board, prescribing statutory functions and procedure; repealing all laws or parts of laws in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEELER, Chairman.

Mr President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 439, by Frix, Mountcastle and Wiley, entitled:

An Act amending Title 19, Chapter 6, Section 29, Oklahoma Session Laws of 1943,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr President. We, your Committee on Hospitals and Charities, to whom was referred Engrossed House Bill No. 13, by Reed, entitled

An Act to provide for expenses of last illness and burial of recipients; authorizing the Public Welfare Commission to establish a last illness and burial fund, from which fund last illness and burial expenses of recipients shall be paid, providing the manner and payment of same; fixing the maximum, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEELER, Chairman.



Mr. President We, your Committee on Hospitals and Charities, to whom was referred Engrossed House Bill No. 49, by Tolbert and Foley, entitled

An Act creating a revolving fund in the State Treasury for the Pauls Valley State Hospital for Epileptics, Pauls Valley, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursements; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the Governor's Emergency and Contingency Fund the sum of One Thousand (\$1,000) Dollars; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEELER, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 367, by Weaver and Washington, entitled:

An Act requiring a serological blood test for syphilis of pregnant women; defining the duties of attending physician; taking a sample of the blood of such women, and submitting such blood sample to an approved laboratory for a standard serological test for syphilis; defining the duties of all physicians and non-licensed practitioners in attendance of such women; describing methods and defining words used in this Act; requiring report and certificate of every birth and stillbirth by the physician or others; providing penalties for violations 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.

IRBY, Chairman.

Mr. President We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 77, by Starr, Hathcoat, Bradley and Weaver, entitled

An Act providing for the creation, powers and duties of the State Board of Health and for the appointment, removal and compensation of its members; authorizing the

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appointment of a State Commissioner of Health and prescribing his qualifications, 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.

IRBY, Chairman.

As provided under a previous motion, the Senate adjourned to meet at 1:30 p.m., Thursday, April 5, 1945.



## FIFTY-NINTH LEGISLATIVE DAY

Thursday April 5, 1945

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

Upon roll call, the following members were present

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused Porter, Sears.—2.

Excused on Account of Military Service Fine, Phillips.—2.

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

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your signature

ENROLLED HOUSE BILL NO. 346—By Singleton,

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943 (House Bill 259) only as to the following sections thereof, to-wit: Section 9, 9a and 10 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained

in said statewide uniform salary 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 346 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.

MR. PRESIDENT:

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

ENROLLED SENATE BILL NO. 43—By Nichols,

An Act amending 35 O. S. 1941 § 161, relating to the admission of honorably discharged ex-service persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section, and declaring an emergency, and

ENROLLED SENATE BILL NO. 217—By Burns and Rinehart,

An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 43 and 217 were, each, ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



ENROLLED SENATE CONCURRENT RESOLUTION NO. 18—By Rinehart of the Senate and Barnhart of the House,

A Resolution paying tribute to Colonel Charles Clark Kegelman of El Reno, Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 18 was ordered referred to the Secretary of State.

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 12—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of equipment at and for the following named State institutions of higher learning, and

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 13—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of library books and periodicals at and for the following named State institutions of higher learning, and

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 14—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the

Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of foundation livestock at and for the following named State institutions of higher learning, and

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the buildings, improvements, special equipment, and other capital needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said system of higher education, in order that said regents may have information in relation thereto, and

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriations out of the public building fund and out of the General Revenue Fund made by Engrossed House Bill No. 236 to the Oklahoma State Regents for Higher Education for allocation to and among the several institutions comprising said system of higher education in order that said regents may have information in relation thereto, 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolutions Nos. 12, 13, 14, 16 and 18 were each ordered printed and placed upon the Calendar.

Senator Paul having served notice that he would move to consider the vote by which SENATE BILL NO. 233,



by School Land Committee, was passed asked unanimous consent, which was granted, to withdraw that notice.

Senator Speck submitted the following Committee Report

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 134, 360 and Senate Bills Nos. 170, 233, 258 and 259 each correctly engrossed and Senate Bill No. 158 correctly enrolled.

SPECK, Vice Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 134 and 360, each as amended, and ordered the bills returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 170, 233, 258 and 259 and ordered each bill transmitted to the Honorable House for consideration.

Senate Bill No. 158 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.

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. 280, by Parrish, entitled.

An Act providing for the cooperation of the State of Oklahoma with the Council of State Governments; making an appropriation for the payment of Oklahoma's part for the maintenance of said council of State Governments,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Engrossed House Bill No. 62, by Underwood, entitled.

An Act requiring that before any student in any in-

stitution of higher education in the State of Oklahoma may receive a degree he shall have a credit of six (6) semester hours instruction in College American History; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Senate Education Committee substitute for House Bill No. 62 do pass.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Senate Bill No. 281, by Speck, Dacus and Wheeler of the Senate and Shelton of the House, entitled

An Act relating to the public schools, authorizing the State Board of Education, in calculating minimum program, to consider certain schools as separate units, making provisions for calculating transportation in certain districts in which orphanages are maintained; 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 Oil and Gas, to whom was referred Senate Bill No. 289, by Mahan, entitled:

An Act authorizing oil companies, as defined herein, to appoint and employ special agents for the protection of company property and preservation of public peace and order vesting such agents with state-wide authority co-extensive with that of sheriffs, constables and peace officers in the arrest and apprehension of persons committing crimes upon company property; providing that such companies shall be liable for official acts of such agents to the same extent as for acts of its agents and employees; and declaring an 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, Chairman.

Mr. President: We, your Committee on Oil and Gas,



to whom was referred Senate Bill No. 282, by Jones, entitled:

An Act amending Section 126, Title 52, Oklahoma Statutes, 1941, as amended by Section 2, Chapter 3, Title 52, Session Laws of 1943; and amending Section 127, Title 52, Oklahoma Statutes, 1941, as amended by Section 3, Chapter 3, Title 52, Session Laws of 1943, and amending Section 4, Chapter 3, Title 52, Session Laws of 1943, providing for employees of the conservation department of the Corporation Commission, fixing their salaries, duties, and qualifications; providing for payment and method of payment of traveling expenses; providing that all salaries and expenses of employees of said department be paid from the 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.

JONES, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 200, by Mahan, Jones, Norton and Goodpaster, entitled:

An Act relating to the production or use of natural gas for the manufacture of carbon black or furnace black; conferring authority upon the Corporation Commission with reference thereto; making the violation of the Act a misdemeanor; and providing civil remedies for its violation, and declaring an 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, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 240, by Pruett, entitled:

An Act giving jurisdiction and management over certain "capitol building lands" to Oklahoma State Board of Public Affairs; authorizing sale of such lands at public sale; and reserving certain of the mineral rights therein; prescribing procedure therefor; directing disposition of proceeds; and declaring an emergency,

beg leave to report that we had the same under considera-

tion and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

Mr President: We, your Committee on Education, to whom was referred Senate Bill No. 277, by Pruett, entitled:

An Act to provide moral instruction for children in connection with the public schools,

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 Judiciary Number Two, to whom was referred Engrossed House Bill No. 299, by Mountcastle, entitled:

An Act amending 84 O. S. 1941 § 260 relating to service by publication and mailing notice to defendants, by correcting the word "sixty" therein to read "six", and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, striking the emergency clause.

BURNS, Chairman.

Mr President: We, your Committee on Agriculture, to whom was referred House Bill No. 317, by Foley, Cantrell, Choate, Hathcoat, Klinglesmith, Ownby, Shelton and Shumate, entitled:

An Act authorizing the quarantine of substandard dairy products and prescribing remedies of the owners thereof; providing for the grading of cream and for price differential between grades of cream; requiring the churning or processing of cream into butter within a reasonable time after purchase; providing that information be furnished concerning illegal cream; prescribing a definition for butter; providing for inspection and approval of cream buying stations; prescribing violations; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.



Senator Finney submitted the following Committee Report, which was adopted upon his motion:

Mr President:

We, your Committee on Rules and Procedure having had under consideration the preparation of the rules of the Senate for the Twentieth Session of the Legislature of the State of Oklahoma, beg leave to report that we have considered the same and recommend that the permanent rules of the Nineteenth Session of the Legislature be made the permanent rules of the Twentieth Session.

We further recommend that the Secretary of the Senate be instructed to prepare the appropriate addenda for the Rule Book, and to deliver said permanent rules as adopted and the addenda to the Committee on Public Printing.

Respectfully submitted,  
FINNEY, Chairman.

#### RESOLUTION

The following Resolution was introduced and, by unanimous consent, taken up for consideration, read at length as follows and adopted upon motion of Senator Braden:

SENATE CONCURRENT RESOLUTION NO. 20.—By BRADEN, LOWERY, NORTON, MAHAN, CARRIER, GINDER, JONES, SEARS, COUNTS, BURNS, GARY, BROWN, ANGLIN, WORTHINGTON, ANDERSON, LEONARD, WHITE, SPECK NEILL, COWDEN, DUFFY, THORNTON, DACUS, RITZHAUPT, COLLIER, WILLIAMS, GRENNELL, NANCE, NEVINS, IRBY.

A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the time for adjournment sine die of the Regular Session of the Twentieth Legislature is now near at hand, and matters 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 (3) days without the consent of the other; and

WHEREAS, no hour for the final adjournment of the Regular Session of the Twentieth Legislature of the State of Oklahoma has been specifically fixed in pursuance of said constitutional provisions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN, that the hour of Twelve o'clock noon, April Fourteenth (14th), 1945, be, and the same is hereby fixed as the hour and day of the final adjournment sine die of the Regular Session of the Twentieth Legislature of the State of Oklahoma.

Senate Concurrent Resolution No. 20 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. 296—By Logan of the Senate and Oerke and Johnson (Comanche) of the House—Referred to Committee on Municipal Corporations.

SENATE BILL NO. 297—By Rinehart and Collier—Referred to Committee on Roads, Highways and Aviation.

SENATE BILL NO. 298—By Chapman of the Senate and Wallace and Evans of the House—Referred to Committee on Hospitals and Charities.

SENATE BILL NO. 299—By Irby.

Upon request of Senator Irby, Senate Bill No. 299 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE JOINT RESOLUTION NO. 11—By Worthington of the Senate and Levergood of the House—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 324—By Langley of the House and Collier of the Senate—Referred to Committee on Banks and Banking.

ENGROSSED HOUSE BILL NO. 456—By Shipley and Gibbs of the House and Nevins of the Senate.

Upon request of Senator Nevins, House Bill No. 456



was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 344—By Arrington of the House and Rinehart of the Senate—Referred to Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 455—By Hawthorne, Biles, Barr, Taylor and Foley—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 286—By Langley—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 278—By Tankersley—Referred to Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 117—By Rowe—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 498—By Johnson (Creek) and Wallace (Oklahoma)—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 497—By Bullard, Wallace (Carter) and Bradley—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 486—By Bailey—Referred to Committee on Insurance.

ENGROSSED HOUSE BILL NO. 488—By Cantrell—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

#### GENERAL ORDER

Upon motion of Senator Nichols, SENATE BILL NO. 22, by Nichols, was ordered stricken from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 19, by Anglin, of the Senate, and Standley, of the House, was taken up for consideration and read at length.

Upon motion of Senator Anglin, Senate Concurrent Resolution No. 19 was adopted and ordered referred for engrossment.

Upon motion of Senator Nevins, SENATE BILL NO. 275, by Nevins, was ordered stricken from the Calendar.

The President announced matters were on his desk for the consideration of the Senate in executive session.

Upon motion of Senator Finney, the Senate closed its doors and went into executive session.

The Senate reassembled, in open session, with the President presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Mahan, seconded by Senator Lowery, advised and consented to the confirmation of FRED DRUMMOND, Hominy, Oklahoma, located in the First Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of eight years, said term to expire April 2, 1953.

The Senate, in executive session and upon motion of Senator White, advised and consented to the confirmation of O. L. LACKEY, Hitchita, Oklahoma, located in the Second Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of six years, said term to expire April 2, 1951.

The Senate, in executive session and upon motion of Senator Irby, seconded by Senator Goodpaster, advised and consented to the confirmation of R. T. STUART, Caddo, Oklahoma, located in the Third Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of five years, said term to expire April 2, 1950.

The Senate, in executive session and upon motion of Senator Norton, seconded by Senator Nichols, advised and consented to the confirmation of ELMER HARBER, Shawnee, Oklahoma, located in the Fourth Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of three years, said term to expire April 2, 1948.

The Senate, in executive session and upon motion of Senator Burns, seconded by Senator Worthington, advised and consented to the confirmation of P. E. HARRILL, Oklahoma City, Oklahoma, located in the Fifth Congressional District, as a Member of the Board of Regents for



the Oklahoma Agricultural and Mechanical Colleges for a term of one year, said term to expire April 2, 1946.

The Senate, in executive session and upon motion of Senator Lowery, seconded by Senators Logan and Rinehart, advised and consented to the confirmation of the executive nomination of EARL RUSSELL, Duncan, Oklahoma, located in the Sixth Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of four years, said term to expire April 2, 1949.

The Senate, in executive session and upon motion of Senator Anderson, advised and consented to the confirmation of the executive nomination of EDWARD T. DAVIS, Erick, Oklahoma, located in the Seventh Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of seven years, said term to expire April 2, 1952.

The Senate, in executive session and upon motion of Senator Trussel, seconded by Senator Paul, advised and consented to the confirmation of the executive nomination of JOHN PAT CARPENTER, Red Rock, Oklahoma, located in the Eighth Congressional District, as a Member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term of two years, said term to expire April 2, 1947.

The Senate, in executive session and upon motion of Senator Norton, advised and consented to the confirmation of the executive nomination of DIAL CURRIN, Shawnee, Oklahoma, as a Member of the Oklahoma State Regents for Higher Education to succeed himself for a term of nine years, said term beginning May 17, 1945 and ending May 16, 1954.

#### GENERAL ORDER

SENATE BILL NO. 172, by Thornton and Leonard, was taken up for consideration and read at length.

President Pro Tempore Paul presiding.

Upon motion of Senator Thornton, Senate Bill No. 172 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Logan, Nevins, Nichols, Paul, Pruett, Rinehart, Speck, Thornton, Trussel, Wheeler, Worthington.—25.

Nays: Leonard.—1.

Not Voting: Carrier, Counts, Goodpaster, Grennell, Irby, Jones, Lowery, Mahan, Nance, Neill, Norton, Ritzhaupt, White, Williams.—14.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Thornton, the emergency section to Senate Bill No. 172 was ordered stricken and the title amended, by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 172 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 114, by Thornton, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 114 was advanced to engrossment and third reading.

By unanimous consent, 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.

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Lowery, Nance, Neill, Nichols, Rinehart, Ritzhaupt, Speck, White, Worthington.—23.

Nays: Ginder, Irby, Leonard, Nevins, Paul, Pruett, Thornton, Trussel.—8.

Not Voting: Counts, Goodpaster, Grennell, Jones, Logan, Mahan, Norton, Wheeler, Williams.—9.

Excused: Porter, Sears.—2.

Excused on Account of Military Service. Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Leonard, Lowery, Nance, Neill, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, White, Worthington.—30.

Nays: Nevins, Trussel.—2.

Not Voting: Counts, Grennell, Jones, Logan, Mahan, Norton, Wheeler, Williams.—8.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 114 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 263, by Cobb, was taken up for consideration and read at length.

Senator Nichols moved that the Senate work under a Call, which motion prevailed.

The roll of the Senate was ordered called and the following were noted absent: Senators Carrier, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nichols, Norton, Ritzhaupt, Wheeler and Worthington.

The Sergeant-at-Arms was directed to immediately notify the absent members of the Senate's order.

Senators Carrier, Mahan, Nichols and Norton asked to be recorded present, which was the order

Senator Goodpaster presiding.

Referring further to SENATE BILL NO. 263.

Senator Norton presiding.

Senators Ritzhaupt, Lowery, Jones, Irby, Wheeler and Worthington asked to be recorded present, which was the order

Upon motion of Senator Nance, Senate Bill No. 263 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 263 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 263 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results.

Ayes. Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Irby, Jones, Lowery, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Wheeler, White, Worthington.—27



Nays. Carrier, Cowden, Ginder, Leonard, Mahan, Norton, Speck, Thornton, Trussel, Williams.—10.

Not Voting Grennell, Logan.—2.

Excused. Duffy, Porter, Sears.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Wheeler, White, Worthington.—31.

Nays: Carrier, Ginder, Norton, Thornton, Trussel, Williams.—6.

Not Voting: Grennell, Logan.—2.

Excused: Duffy, Porter, Sears.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 263 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President. The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 20 and Senate Bill No. 165, each, correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed En-

grossed Senate Concurrent Resolution No. 20 and Engrossed Senate Bill No. 165 and ordered each transmitted to the Honorable House for consideration.

Senators Grennell and Logan asked to be recorded present, which was the order.

Upon request of Senator Paul, Senator Chapman was excused for the purpose of conferring with the Attorney General.

### GENERAL ORDER

HOUSE BILL NO. 226, by Wallace (Oklahoma), was taken up for consideration and read at length.

Upon motion of Senator Collier, House Bill No. 226 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and House Bill No. 226 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 226 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Chapman, Porter, Sears.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results



Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused. Chapman, Porter, Sears.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Bill No. 226 and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 56, by House Committee on Appropriations, was taken up for consideration and read.

Senator Thornton submitted the following amendment, which was adopted.

Mr. President. I move to amend House Bill No. 56, page 2, by striking therefrom the Enacting Clause.

#### THORNTON.

Upon motion of Senator Thornton, House Bill No. 56, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 56, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—37

Nays: Lowery, Wheeler.—2.

Excused: Chapman, Porter, Sears.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 56, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 8, by House Appropriations Committee, was taken up for consideration and read.

Senator Thornton submitted the following amendment, which was adopted

Mr. President: I move to amend House Concurrent Resolution No. 8, by striking lines 15 to 18, page 2.

THORNTON.

President Berry presiding.

Upon motion of Senator Thornton, House Concurrent Resolution No. 8, as amended, was adopted and ordered referred for engrossment.

SENATE BILL NO. 288, by Speck, of the Senate, and Jones, of the House, was taken up for consideration and read at length.

Upon motion of Senator Speck, Senate Bill No. 288 was advanced to engrossment and third reading.

Upon motion of Senator Speck, the rules of the Senate were suspended and Senate Bill No. 288 was considered engrossed and placed upon third reading and final passage.



## 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:

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—37.

Nays: Braden, Cowden, Wheeler.—3.

Excused: Porter, Sears.—2.

Excused on Account of Military Service. Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—37

Nays: Braden, Cowden, Wheeler.—3.

Excused Porter, Sears.—2.

Excused on Account of Military Service. Fine, Phillips.—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. 288 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 231, by Duffy, was taken up for consideration and read at length.

Upon motion of Senator Duffy, Senate Bill No. 231 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 231 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 231 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays. Cowden, Mahan, Paul.—3.

Excused. Porter, Sears.—2.

Excused on Account of Military Service Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37

Nays: Cowden, Mahan, Paul.—3.



Excused: Porter, Sears.—2.

Excused on Account of Military Service. Fine, Phillips.—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. 231 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 19 and Senate Bill No. 172, each, correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 19 and Engrossed Senate Bill No. 172 and ordered each transmitted to the Honorable House for consideration.

### GENERAL ORDER

SENATE BILL NO. 249, by Burns, was taken up for consideration and read at length.

Upon motion of Senator Burns, Senate Bill No. 249 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 249 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 249 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby,

Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Nays. Logan.—1.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Nays: Logan.—1.

Excused. Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 249 was ordered referred for engrossment.

Senator Wheeler asked unanimous consent, which was granted, to be excused for fifteen minutes.

#### GENERAL ORDER

HOUSE BILL NO. 268, by Billingsley, was taken up for consideration and read at length.

Upon motion of Senator Nichols, House Bill No. 268 was advanced to engrossment and third reading.



Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 268 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 268 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Nays: Logan.—1.

Excused: Porter, Sears, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Nays: Logan.—1.

Excused: Porter, Sears, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 268, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 236, by Ritzhaupt, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr President I move to amend Senate Bill No. 236, line 11, page 2, by striking all of Section 3 and renumbering the remaining sections.

RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr President: I move to amend Senate Bill No. 236, line 5, page 3, by striking after the figures "28" and before the word "Section" the words "as amended by" and inserting the word "and."

RITZHAUPT.

Senator Norton presiding.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 236, line 7, page 3, by striking after the figures "148" and before the word "hereby" the word "is" and insert the word "are."

RITZHAUPT.

Upon motion of Senator Ritzhaupt, Senate Bill No. 236, 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. 236, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 236 was read for the third time at length.



The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Nays. Cobb.—1.

Excused Porter, Sears, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Nays: Cobb.—1.

Excused: Porter, Sears, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 236 was ordered referred for engrossment.

### MESSAGE

The following Message from the Honorable House was received and read.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 14—By Ritzhaupt, Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Grennell, Irby, Nevins, Nichols, Thornton and Worthington,

An Act relating to Langston University, providing that the operation, management and control of said University shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said board and other details, 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 and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 14 was ordered referred for enrollment.

Senator Mahan presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 263 and House Concurrent Resolution No. 8 each correctly engrossed and Senate Bill No. 14 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 263 and Engrossed House Concurrent Resolution No. 8 and ordered each transmitted to the Honorable House.

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.



## COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and adopted by unanimous consent:

Mr. President. We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 470, by Cantrell, entitled.

An Act relating to the taxation of gasoline or motor fuel; levying an excise tax of two cents (.02c) per gallon to provide additional funds to the State Highway Commission in order that the State of Oklahoma may participate in the federal program of highway construction; providing certain exemptions; providing the method of collection and distribution of the tax; providing for termination of the Act December 31, 1946, making Act severable,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

## GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 470, by Cantrell, was taken up for immediate consideration.

Section 1 was read.

Senator Rinehart submitted the following amendment

Mr. President. I move to amend House Bill No. 470, page 1, by striking Section 1 and substituting in lieu thereof the following. "There is hereby levied a gross production tax equal to ten per centum (10%) of the gross value of the production of petroleum or other crude or mineral oil, based on forty-two (42) U. S. gallons of 231 cubic inches per gallon, computed at a temperature of 60 degrees Fahrenheit for oil measurements and a tax equal to ten (10) per centum of the gross value of the production of natural gas and/or casinghead gas."

## RINEHART

Senator Wheeler asked to be recorded present, which was the order.

Senator Nance moved to table the Rinehart amend-

ment, which motion prevailed, the roll call thereon being as follows:

Ayes Anderson, Anglin, Brown, Cobb, Counts, Duffy, Finney, Gary, Ginder, Goodpaster, Jones, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton Pruett, Ritzhaupt, Trussel, White.—22.

Nays Braden, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Grennell, Irby, Leonard, Logan, Paul, Rinehart, Speck, Thornton, Wheeler, Williams, Worthington.—18.

Excused. Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Thornton submitted the following amendment, which was tabled upon motion of Senator Counts:

Mr President: I move to amend House Bill No. 470, line 7, page 2, by striking the word "Nothing" on line 7 and all of lines 8, 9, and 10.

THORNTON.

Upon motion of Senator Nance, Section 1 was adopted.

Section 2 was read and adopted by unanimous consent.

Section 3 was read.

Senator Norton submitted the following amendment.

Mr. President: I move to amend House Bill No. 470, line 11, page 5, by adding after the word "paints" and before the word "rubber" the following: "the cleaning of typewriters, parts or machinery."

NORTON.

The vote occurring on the Norton amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes Braden, Burns, Carrier, Cowden, Duffy, Ginder, Irby, Leonard, Mahan, Norton, Rinehart, Speck, Thornton, Trussel, Williams.—15.

Nays. Anderson, Anglin, Brown, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Grennell,



Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Wheeler, White, Worthington.—25.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Section 3 was adopted by unanimous consent.

By unanimous consent, Senator Thornton submitted the following amendment:

Mr. President. I move to amend House Bill No. 470, line 9, page 11, by adding a new Section as follows: "Section 7 A special election is hereby ordered to be held throughout the State on the 24th day of April, 1945, 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 shall not be in force until it is approved by a majority of the votes cast thereon at said special election. Said bills shall be referred as provided by law.

#### BALLOT TITLE

State Question No.---- Legislative Referendum No.----

The gist of the proposition is·

Shall House Bill No. 470 of the Twentieth Oklahoma Legislature levying a tax of two cents (2c) per gallon upon the sale of gasoline for the purpose of matching Federal funds for the construction of Farm to Market Roads and State and Federal highways be approved?

Shall the Bill be approved?

☐ Yes

☐ No."

#### THORNTON

Senators Rinehart, Braden, Wheeler, Cowden, Burns, Norton, Carrier, Williams, and Anglin asked unanimous consent, which was granted, to be made co-authors of the Thornton amendment.

Senator Braden moved that the previous question be now put, which motion prevailed.

Senator Nance asked that he be permitted to close the debate on the Thornton amendment and the Presiding Officer ruled that the author of the amendment would be allowed to close the debate.

Senator Paul raised a point of order against the ruling of the Chair, citing Rule 39, Subsection (b), which point was sustained by the Chair.

The vote occurring on the Thornton amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Braden, Burns, Carrier, Cowden, Duffy, Ginder, Norton, Rinehart, Thornton, Trussel, Williams, Worthington.—13.

Nays: Anderson, Brown, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Speck, Wheeler, White.—27.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Section 4 was read.

Senator Irby submitted the following amendment; which was tabled upon motion of Senator Counts:

Mr. President: I move to amend House Bill No. 470, line 12, page 10, by striking after the word "terminate" and before the word "and" the words and figures "December 31, 1946" and insert in lieu thereof the words and figures "June 30, 1946."

IRBY.

Section 4 was adopted by unanimous consent.

Sections 5 and 6 were read and adopted by unanimous consent.

Senator Duffy submitted the following amendment, which was tabled upon motion of Senator Nance:

Mr President: I move to amend House Bill No. 470, line 9, page 11, by adding a Section to be numbered Section 7, said new section to read as follows: "Section 7. Provided,



however, that in counties which border on, and adjoin other states which levy a lower rate of taxes on motor fuels, than the total motor fuel taxes levied in Oklahoma after the effective date of this Act, in such border counties, the total Oklahoma state motor fuel taxes levied and collected after the effective date of this Act shall be five and one-half cents ( $5\frac{1}{2}$ c) per gallon."

#### DUFFY

Upon motion of Senator Nance, House Bill No. 470 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 470 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 470 was read for the third time at length.

Senator Lowery moved that the previous question be now put, which motion prevailed.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes Anderson, Brown, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Jones, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Wheeler, White, Worthington.—23.

Nays: Anglin, Braden, Burns, Carrier, Cowden, Duffy, Ginder, Grennell, Irby, Leonard, Lowery, Norton, Rinehart, Speck, Thornton, Trussel, Williams.—17.

Excused: Porter, Sears.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Nance moved that House Bill No. 470 be made an emergency measure, and submitted the following amendment:

Mr. President: I move to amend House Bill No. 470,

page 11, by adding a new Section "Number 7" to read as follows: "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."

NANCE.

By unanimous consent, further consideration of House Bill No. 470 was deferred until Monday, April 9, 1945.

Upon motion of Senator Finney, the Call of the House was ordered lifted.

Senator Finney moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 1:30 p. m., Monday, April 9, 1945, which motion prevailed.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 14—By Ritzhaupt, Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Grennell, Irby, Nevins, Nichols, Thornton, and Worthington,

An Act relating to Langston University, providing that the operation, management, and control of said University shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said board and other details, 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 read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 14 was ordered referred to the Governor for consideration.



MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 158—By Thornton,

An Act relating to the State Department of Agriculture and the functions and activities thereof, amending Section 1, Chapter 1, Title 2, Oklahoma Session Laws 1943, to provide President of State Board of Agriculture may promulgate schedule of fees to be charged and collected, providing schedule of fees adopted be filed with Secretary of State, change in schedule of fees not operative until change is filed in office of Secretary of State, amending Section 2, Chapter 1, Title 2, Oklahoma Session Laws 1943, to provide that work and services of divisions of the Department of Agriculture supported in whole or in part by the Department of Agriculture trust fund may be combined; providing trust fund shall not be used to pay or increase salaries of employees paid out of general revenue fund of state; providing that claims against the department of agriculture trust fund shall be filed with the State Auditor for audit and approval; requiring the President of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this Act severable, repealing all laws and parts of 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 158 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 349—By Johnson (Creek),

An Act amending Section 369, Title 47, Oklahoma Statutes, 1941; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 348—By Johnson (Creek),

An Act relating to the State Highway Commission; authorizing said commission to purchase automobiles at not to exceed seventeen hundred fifty dollars (\$1750.00), for use by said commission and its employees in carrying out the duties now or hereafter imposed on said commission by the laws of the state; limiting the number of passenger automobiles that may be owned, used or maintained by said commission; providing the manner of making such purchases; repealing 69 O. S. 1941 § 45, insofar as it conflicts 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills No. 348 and 349.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 304—By Speakman,

An Act relating to unemployment compensation, amending subsections (b) and (e) of Section 213; subsection (e) of Section 214, subsection (f) of Section 215; Section 218; subsection (h) of Section 224; subsection (e) of Section 229; and subdivision (6) of subsection (f) of Section 229, Title 40, Oklahoma Statutes 1941; amending subdivisions (2) and (7) of subsection (c) of Section 217, Title 40, O. S. Supp. 1943 (2) and (7) of (c), Sec. 1, Ch. 6, Title 40, S. L. 1943); repealing subsection (f) of Section 214, Title 40, Oklahoma Statutes 1941; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 448—By Gullett, Carey, McCarty, Sherman, Wallace (Oklahoma) and Washington,



An Act amending Section 31 (h), Title 19, Chapter 6, Page 76, Oklahoma Session Laws 1943, (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries; providing for deputy sheriffs for certain areas; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 357—By Carmichael of the House and Anderson of the Senate,

An Act amending 19 O. S. 1941, § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employes, where required; 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 and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 304, 357 and 448.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 444—By Sherman,

An Act making provisions for Community Property Law; providing that the Act shall apply to all husbands and wives residing in this state or owning property in this state; providing that the Act shall cease to apply to husbands and wives and their property upon the death of one of them or upon a decree of divorce being rendered; defining the separate property and the community property of the husband and wife; providing for the management, control and disposition thereof and the rights and remedies of creditors in relation thereto; providing that either spouse may give or convey his or her interest in community property to the other, providing for disposition of the community property on dissolution of the marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings, in the management, control and disposition of community prop-

erty, providing for the administration and distribution of the interest of a deceased spouse in community property, providing for the making and recording of schedules of separate property of each spouse; repealing conflicting laws, and particularly Oklahoma Statutes 1941, Title 32, Articles 51 to 65, inclusive, making provisions of Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 444.

#### 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 Substitute for Senate Bill No. 85, by Ritzhaupt, Nevins, Dacus and Gary, entitled

An Act establishing a compulsory school attendance law; requiring attendance at school of certain children; specifying exemptions; providing for the appointment of county visiting teachers, assistants and district visiting teachers; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the original Senate Bill No. 85 do pass as amended.

RITZHAUPT, Chairman.

Mr. President. We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 295, by Paul, entitled.

An Act making an appropriation out of the State highway construction and maintenance fund to make improvements on Rush Creek near Pauls Valley, Oklahoma, to protect U. S. Highway No. 77 from overflow and floods,



prescribing details relating to the improvements, and declaring an emergency,

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 Roads, Highways and Aviation, to whom was referred Engrossed House Bill No. 72, by Committee on Roads, Highways and Aviation, entitled

An Act relating to surplus monies to accrue to the general revenue fund of the state for the fiscal year ending June 30, 1945, providing that after sufficient monies have been set aside to pay the state's bonded indebtedness, any surplus accruing to the general revenue fund of the state for the fiscal year ending June 30, 1945, shall be transferred to the state highway construction and maintenance fund to be used for the purpose for which said fund is dedicated and appropriated, and declaring an emergency,

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 State and County Affairs, to whom was referred Engrossed House Bill No. 234, by Judiciary No. 2 Committee, entitled:

An Act relating to the acquisition of federal surplus property by the state, its political subdivisions, agencies and instrumentalities, and by state departments and institutions, providing for a state agent, etc.,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

ANDERSON, Chairman.

Mr. President We, your Committee on Penal Institutions, to whom was referred Senate Bill No. 286, by Goodpaster, entitled:

An Act relating to railway company policemen, authorizing arrests by said policemen, vesting such police-

men with statewide authority; amending 66 O. S. A. 1941, Section 183; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COUNTS, Chairman.

Mr. President We, your Committee on Education, to whom was referred Senate Bill No. 137, by Dacus and Anderson, entitled:

An Act relating to salaries of county superintendents of public instruction, providing for a state-wide uniform basic scale of salaries based upon qualification in all counties, said basic scale to be uniformly increased by an increment depending upon the number of teachers employed, 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.

### RESOLUTION

By unanimous consent, the following Resolution was introduced and ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 21—By Anglin, of the Senate, and Standley, of the House—A Resolution memorializing Congress to pass H. R. 2376 (79th Congress, 1st Session) Establishing a Veterans' Hospital at Boley, Oklahoma, for Negro Veterans.

### FIRST READING

By unanimous consent, the following bills were introduced and read for the first time:

SENATE BILL NO. 300—By Rinehart—An Act authorizing the planning, designation, construction, use, regulation, alteration, improvement, maintenance, and vacation of limited access highway facilities; authorizing cooperation of cities and counties with state and federal agencies and with each other for the construction thereof; providing for the financing thereof, including the authority



to cities to issue bonds in payment of the whole or part of such costs; the establishment of local service roads and the prohibition of certain Acts upon limited access facilities; and declaring an emergency.

SENATE BILL NO. 301—By Nichols of the Senate and Billingsley of the House—An Act amending Sections 7598 7599, 7601, 7602, and 7603, Oklahoma Statutes 1931, providing for widows' pensions; increasing allowances to widows and children under eighteen, providing apportionment of funds available; defining class of widows entitled thereto; and declaring an emergency

SENATE BILL NO. 302—By Ritzhaupt—An Act relating to the state war council for nursing service, making said council an agency of the state, making appropriations for the support and maintenance of said council for the next biennium, authorizing the governor of the State of Oklahoma to allocate and transfer moneys from the governor's contingency and emergency fund for the support and maintenance of said council for the remainder of the fiscal year 1944-1945, and declaring an emergency.

SENATE BILL NO. 303—By Brown of the Senate and Meads of the House—An Act creating a County Law Library in Rogers County, Oklahoma, and providing for the maintenance of the same and for rules and regulations governing its use and declaring an emergency.

SENATE BILL NO. 304—By Lowery, Anglin, Brown, Carrier, Duffy, Goodpaster, Irby, Jones, Nichols, Nance, Paul, Ginder, Ritzhaupt, Speck, Thornton, Sears, Worthington and Wheeler of the Senate and Gullett, Arms, Arrington, Bailey, Billingsley, Bradley, Dees, Evans, Hathcoat, Hinds (Cherokee), Musgrave, Parrish, Speakman, Tankersley, Wallace (Carter), Ward, Washington and Weaver of the House—An Act relating to the adoption of children, providing for comprehensive code therefor; prescribing procedure; prescribing penalties for violation of this Act; validating prior adoptions; and repealing all laws and parts of laws in conflict herewith.

SENATE JOINT RESOLUTION NO. 12—By Gary and Irby of the Senate and Biles of the House—A Joint Resolution making appropriation and authorizing the State Board of Public Affairs to compensate Marshall and Bryan Counties in the State of Oklahoma and their governmental

subdivisions for losses due to orders of the State Board of Affairs cancelling and abating taxes on tracts of land involved in closing out the Aylesworth Prison Farm project, and prescribing conditions.

As previously provided, the Senate was declared adjourned to meet at 1:30 p.m., Monday, April 9, 1945.



## SIXTIETH LEGISLATIVE DAY

Monday, April 9, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry

Upon roll call, the following members were present

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37

Excused. Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

Senator Burns advised the Senate of the birth of his Grandson, Dow Markin, Jr., born at Wesley Hospital on Sunday, March 8th, to Mrs. Dow Markin, wife of 2nd Lieutenant Dow Markin who made the supreme sacrifice in the Battle of the Ardennes on December 20, 1944.

Upon motion of Senator Braden, Timmie Leonard, son of Senator Leonard, was made an Honorary Page for this legislative day

Upon motion of Senator Logan, Shirley Collier, daughter of Senator Collier, was made an Honorary Page for this legislative day.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 56 and Senate Bills Nos. 114, 231, 236, 249 and 288, each, correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 56, as amended, and ordered it returned to the Honorable House.

The President, in open session, signed Engrossed Senate Bills Nos. 114, 231, 236, 249 and 288 and ordered each bill transmitted to the Honorable House for consideration.

The following Committee Report was submitted, the bill 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. 298, by Chapman of the Senate and Wallace and Evans of the House, entitled:

An Act authorizing the Board of Regents of the University of Oklahoma to accept gifts and bequests in regard to the Southern Oklahoma Hospital; directing manner and method of administering and holding same, defining kinds of gifts or bequests; prescribing authority of said board of regents in regard to such gifts and bequests; setting effective date 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, as amended.

WHEELER, Chairman.

#### RESOLUTION

The following Resolution was introduced and ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 22—By Pruett—A Concurrent Resolution requesting and authorizing the Chief Executive of the State and the President of the Senate and the Speaker of the House to communicate with like authorities in the principal mid-continent oil and natural gas producing states and seek to agree upon a fair



and uniform gross production tax on crude oil and natural gas so as to bring an adequate tax return to the State for the loss of this great natural resource and prevent discrimination in the markets and report to the next meeting of the Legislature.

### FIRST READING

The following bill was introduced and read for the first time

SENATE BILL NO. 305—By Irby and Burns—An Act amending Section 89, Title 69, Oklahoma Statutes 1941, relating to audits of the books, records and files of the State Highway Commission; authorizing the expenditure of the sum of fifteen thousand (\$15,000.00) dollars annually out of the State Highway Construction and Maintenance Fund for the payment of the costs of making said audits; providing for the making of special audits; providing for payment of the costs thereof; and declaring an emergency.

### SPECIAL COMMITTEE REPORT

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 Committee Substitute for Senate Bill No. 131, by Counts and White, entitled:

An Act relating to the State Industrial Commission; amending 85 O. S. 1941 § 71, as amended by Title 74, Chapter 10, Section 10, Session Laws 1943, to provide for the terms of members of the State Industrial Commission; fixing their compensation; providing for seven (7) reporters for the commission; providing that there shall be appropriated to the commission not less than five hundred dollars (\$500.00) annually for extra help; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COLLIER, Chairman.

SECOND READING

The following bills and Joint Resolution were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 300—By Rinehart.

Upon request of Senator Rinehart, Senate Bill No. 300 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 301—By Nichols of the Senate and Billingsley of the House—Referred to Committee on Social Security.

SENATE BILL NO. 302—By Ritzhaupt—Referred to Committee on Veterans Affairs.

SENATE BILL NO. 303—By Brown of the Senate and Meads of the House.

Upon request of Senator Brown, Senate Bill No. 303 was ordered printed and placed upon the Calendar without reference to a Committee.

SENATE BILL NO. 304—By Lowery, Anglin, Brown, Carrier, Duffy, Goodpaster, Irby, Jones, Nichols, Nance, Paul, Ginder, Ritzhaupt, Speck, Thornton, Sears, Worthington and Wheeler of the Senate and Gullett, Arms, Arrington, Bailey, Billingsley, Bradley, Dees, Evans, Hathcoat, Hines (Washita), Musgrave, Parrish, Speakman, Tankersley, Wallace (Carter), Ward, Washington and Weaver of the House—Referred to Committee on State and County Affairs.

SENATE JOINT RESOLUTION NO. 12—By Gary and Irby of the Senate and Biles of the House—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 304—By Speakman—Referred to Committee on Social Security.

ENGROSSED HOUSE BILL NO. 448—By Gullett, Carey, McCarty, Sherman, Wallace (Oklahoma) and Washington—Referred to Committee of Fees and Salaries.

ENGROSSED HOUSE BILL NO. 357—By Carmichael of the House and Anderson of the Senate—Referred to Committee on State and County Affairs.



ENGROSSED HOUSE BILL NO. 349—By Johnson (Creek)—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 348—By Johnson (Creek)—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE BILL NO. 444—By Sherman—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 441—By Bullard,

An Act amending 56 O. S. 1941 § 164, relating to the qualifications and requirements necessary for eligibility to receive assistance under the Social Security Act; requiring all of said persons to be citizens of the United States in addition to the other requirements with respect thereto; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 441.

### GENERAL ORDER

SENATE BILL NO. 244, by Rinehart, was taken up for consideration and read at length.

Upon motion of Senator Rinehart, Senate Bill No. 244 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Cowden, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Sears, White, Williams.—26.

Nays. Chapman, Counts, Irby.—3.

Not Voting: Ginder, Grennell, Nance, Porter, Speck, Trussel, Wheeler, Worthington.—8.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service. Fine, Phillips.—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 Rinehart, the emergency section to Senate Bill No. 244 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 244 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 295, by Paul, was taken up for consideration and read at length.

Upon motion of Senator Paul, Senate Bill No. 295 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and Senate Bill No. 295 was 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Wheeler, White, Williams.—30.

Not Voting: Braden, Ginder, Grennell, Nance, Speck, Trussel, Worthington.—7.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Wheeler, White, Williams.—30.

Not Voting: Braden, Ginder, Grennell, Nance, Speck, Trussel, Worthington.—7.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 295 was ordered referred for engrossment.

### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 21, by Anglin of the Senate and Standley of the House, was taken up for consideration, read at length and adopted upon motion of Senator Anglin.

Senate Concurrent Resolution No. 21 was ordered referred for engrossment.

SENATE CONCURRENT RESOLUTION NO. 13, by Nichols, was taken up for consideration, read at length and adopted upon motion of Senator Nichols.

Senate Concurrent Resolution No. 13 was ordered referred for engrossment.

SENATE JOINT RESOLUTION NO. 10, by Gary, Cobb and Irby of the Senate and Batson and Biles of the House, was taken up for consideration and read at length.

Upon motion of Senator Gary, Senate Joint Resolution No. 10 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and Senate Joint Resolution No. 10 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 10 was read for the third time at length.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Logan, Lowery, Neill, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—30.

Not Voting: Grennell, Leonard, Nance, Nevins, Paul, Trussel, Williams.—7.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.



The Resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Resolution become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Logan, Lowery, Neill, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—30.

Not Voting: Grennell, Leonard, Nance, Nevins, Paul, Trussel, Williams.—7

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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 Joint Resolution No. 10 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 174, by Counts, Porter, Nevins and Braden, was taken up for consideration and read at length.

Senator Anderson submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 174, line 3, page 1, by striking after the word, "of," the words and figures, "Thirty-six Hundred (\$3600.00) Dollars," and inserting the words and figures, "Three Thousand (\$3000.00) Dollars."

#### ANDERSON.

Upon motion of Senator Porter, Senate Bill No. 174, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 174, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 174 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, White, Worthington.—30.

Not Voting: Cowden, Ginder, Grennell, Leonard, Sears, Wheeler, Williams.—7.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, White, Worthington.—30.

Not Voting: Cowden, Ginder, Grennell, Leonard, Sears, Wheeler, Williams.—7.

Excused: Cobb, Goodpaster, Mahan, Norton, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 174, as amended, was ordered referred for engrossment.

### FIRST READING

By unanimous consent, the following Bill was introduced and read for the first time:

SENATE BILL NO. 306—By Burns—An Act requiring all section, bridge and building and maintenance of way motor cars operated by any railroad in this state to be equipped with electric head lamps and rear lamps; providing a penalty; providing if any section, sentence or clause shall be declared invalid, other sections or parts of the Act shall not be affected thereby.

### GENERAL ORDER

SENATE BILL NO. 85, by Ritzhaupt, was taken up for consideration and read at length.

Senator Logan submitted the following amendment, which was tabled upon motion of Senator Nevins:

Mr. President: I move to amend Senate Bill No. 85, line 18, page 2, by striking after the word, "require," all words on line 18 and all words on line 1, page 3, and the word, "work" on line 2, page 3.

LOGAN.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, line 15, page 2, by striking after the word, "school" and before the word, "and," these words: "and the school board of any Independent School District."

PRUETT.

Upon motion of Senator Ritzhaupt, Section 3 was ordered stricken and the title amended, by striking the words "AND DECLARING AN EMERGENCY"

Upon motion of Senator Ritzhaupt, Senate Bill No.



85, 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. 85 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

By unanimous consent, Senator Counts submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 85, lines 16 and 17, page 2, by striking the words "are hereby required to" and substituting therefor the word "may."

### COUNTS.

Senator Norton asked to be recorded present, which was the order.

SENATE BILL NO. 85 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results.

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Nevins, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—23.

Nays: Leonard, Logan, Lowery, Norton.—4.

Not Voting: Braden, Cowden, Ginder, Irby, Nance, Neill, Nichols, Paul, Porter, Speck, White.—11.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 85 was ordered referred for engrossment.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 295 correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 295 and ordered it transmitted to the Honorable House for consideration.

Senator Rinehart moved that ENGROSSED HOUSE BILL NO. 77, by Starr, et al, be re-referred to the Committee on Public Health and Welfare for further consideration, which motion was tabled upon motion of Senator Ritzhaupt.

Senator Rinehart moved that SENATE BILL NO. 252, by Ritzhaupt, be recommitted to the Committee on Public Health and Welfare, which motion, by unanimous consent, he withdrew.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 174, 244, Senate Joint Resolution No. 10, and Senate Concurrent Resolution No. 13, each, correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Bills Nos. 174 and 244, Senate Joint Resolution No. 10, and Senate Concurrent Resolution No. 13 and ordered each transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 151, by Burns, was taken up for consideration and read at length.

Upon motion of Senator Burns, Senate Bill No. 151 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 151 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE BILL NO. 151 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes. Anderson, Burns, Counts, Dacus, Duffy, Lowery, Neill, Nichols, Porter, Sears, Trussel, Worthington.—12.

Nays: Anglin, Brown, Carrier, Collier, Cowden, Finney, Gary, Grennell, Jones, Leonard, Logan, Paul, Pruett, Ritzhaupt, Wheeler, White, Williams.—17

Not Voting. Braden, Chapman, Ginder, Irby, Nance, Nevins, Norton, Rinehart, Speck.—9.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service Fine, Phillips.—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.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 189, by Sherman, et al, was taken up for consideration and read at length.

Senator Nevins presiding.

Upon motion of Senator Finney, House Bill No. 189 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and House Bill No. 189 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes. Anderson, Anglin, Brown, Burns, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Braden, Carrier, Chapman, Irby, Lowery, Nance, Norton, Rinehart.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Braden, Carrier, Chapman, Irby, Lowery, Nance, Norton, Rinehart.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 189, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 219, by Sherman, was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, House Bill No. 219 was advanced to engrossment and third reading.



By unanimous consent, House Bill No. 219 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes. Anglin, Brown, Burns, Collier, Counts, Cowden, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—27.

Not Voting: Anderson, Braden, Carrier, Chapman, Dacus, Irby, Lowery, Nance, Norton, Rinehart, Williams.—11.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Finney moved to amend House Bill No. 219 by striking Section 3, which is the emergency section, and renumbering Section 4 to read Section 3, which motion prevailed.

House Bill No. 219 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 243, by Collier, was taken up for consideration and read at length.

Upon motion of Senator Collier, Senate Bill No. 243 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and Senate Bill No. 243 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 243 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Braden, Dacus, Ginder, Irby, Lowery, Norton, Rinehart, Wheeler.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Braden, Dacus, Ginder, Irby, Lowery, Norton, Rinehart, Wheeler.—8.

Excused. Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 243 was ordered referred for engrossment.



### GENERAL ORDER

SENATE BILL NO. 241, by Brown, et al, was taken up for consideration and read at length.

Upon motion of Senator Brown, Senate Bill No. 241 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 241 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Collier, Irby, Jones, Norton, Paul, Rinehart, Speck, Williams.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Collier, Irby, Jones, Norton, Paul, Rinehart, Speck, Williams.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service. Fine, Phillips.—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. 241 was ordered referred for engrossment.

Senator Finney moved that consideration of the vote on the emergency clause of HOUSE BILL NO. 470 be deferred until the next legislative day

Senator Paul moved to amend the Finney motion by providing that it be deferred until such time as the Floor Leader might call for its consideration, which motion prevailed.

The vote occurring on the Finney motion, as amended, it was declared adopted.

#### GENERAL ORDER

HOUSE BILL NO. 75, by Committee on Insurance, was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 75 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 75 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 75 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Worthington.—28.

Nays: Ginder.—1.



Not Voting: Anglin, Braden, Irby, Logan, Nance, Norton, Rinehart, Speck, Williams.—9.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 75, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 289, by Montgomery, was taken up for consideration and read at length.

Upon motion of Senator Sears, House Bill No. 289 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and House Bill No. 289 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 289 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anglin, Braden, Irby, Logan, Lowery, Norton, Rinehart, Speck.—8.

Excused. Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority

of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes. Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anglin, Braden, Irby, Logan, Lowery, Norton, Rinehart, Speck.—8.

Excused: Cobb, Goodpaster, Mahan, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 289, and ordered the same returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 273, by Counts, et al, was taken up for consideration and read at length.

Senator Counts submitted the following amendment, which was adopted:

Mr President: I move to amend Senate Bill No. 273, line 4, page 1, as follows: By adding after the word "physicians" and before the word "provided," the following language "where the evidence of any additional physician would be cumulative testimony"

### COUNTS.

Senator Cowden asked to be excused for the balance of this legislative day, which was the order.

Upon motion of Senator Counts, Senate Bill No. 273, as amended, was advanced to engrossment and third reading.



Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 273 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Anderson, Anglin, Braden, Grennell, Irby, Norton, Wheeler.—7

Excused: Cobb, Cowden, Goodpaster, Mahan, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Anderson, Anglin, Braden, Grennell, Irby, Norton, Wheeler.—7.

Excused: Cobb, Cowden, Goodpaster, Mahan, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 273 was ordered referred for engrossment.

Senator Paul moved that HOUSE BILL NO. 367, by Weaver, et al, be referred to the Committee on Judiciary No. 1 for the purpose of redrafting and to be placed in the same form that it reached the Senate from the House, which motion prevailed.

### GENERAL ORDER

HOUSE BILL NO. 188, by Johnson (Creek), was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 188 was advanced to engrossment and third reading.

Upon motion of Senator Jones, 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:

Ayes. Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting. Anglin, Braden, Ginder, Lowery, Nance, Wheeler.—6.

Excused: Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes. Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting. Anglin, Braden, Ginder, Lowery, Nance, Wheeler.—6.

Excused. Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 188, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 347, by Johnson (Creek), was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 347 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 347 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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

Ayes. Anderson, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting. Anglin, Braden, Carrier, Grennell, Nance, Wheeler.—6.

Excused Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Anglin, Braden, Carrier, Grennell, Nance, Wheeler.—6.

Excused: Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 347, and ordered the same returned to the Honorable House.

#### MESSAGES

The following Messages from the Honorable House were received and read.



MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 268—By Billingsley,

An Act amending Section 36, Chapter 6, Title 19, page 39, Oklahoma Statutes 1943, relating to travel expenses of each County Treasurer, County Clerk, Court Clerk, County Judge and County Attorney in the respective counties of the State by increasing the allowance for each mile traveled from four (4c) cents to five (5c) cents for each mile traveled; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 226—By Wallace (Oklahoma),

An Act relating to the liquidation and sale of assets of insolvent state banks; authorizing and empowering the Bank Commissioner of the State of Oklahoma to lease for oil and/or gas purposes lands vested in the Bank Commissioner as assets of insolvent banks in the same manner as sale of other assets of insolvent banks; validating all oil and/or gas leases heretofore made by the Bank 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 226 and 268 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION No. 24—by Wright of the House, and Paul of the Senate,

A Resolution requesting the members of the Oklahoma Delegation in Congress to memorialize the United States Secretary of Navy to make a full and complete investiga-

tion of certain practices in the United States Naval Training Hospital at Norman, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 24 was ordered printed and placed upon the Calendar.

### GENERAL ORDER

HOUSE BILL NO. 322, by Biles, was taken up for consideration and read at length.

Upon motion of Senator Gary, House Bill No. 322 was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and House Bill No. 322 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Braden, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting Anglin, Brown, Grennell, Leonard, Nance, Wheeler.—6.

Excused: Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.



The question being, 'Shall the Bill become an emergency measure?' the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Williams, Worthington.—30.

Not Voting: Anglin, Brown, Grennell, Leonard, Nance, Wheeler.—6.

Excused: Cobb, Cowden, Goodpaster, Mahan, Norton, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 322, and ordered the same returned to the Honorable House.

Senator Finney moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill 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. 403, by Barr, entitled:

An Act authorizing and directing the State Highway Commission to comply with the order of the court in cause No. 32246 in the justice of the peace court of Ben Lafon; Oklahoma City District, Oklahoma County, by paying the sum of Sixty-two Dollars and Fifty Cents (\$62.50), authorizing the payment to be made to Wayland E. McCarty as successor to Ben Lafon as such justice of the peace; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 274—By Committee on Revenue and Taxation,

An Act amending Section 873, Title 68, Oklahoma Statutes of 1941, 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 presiding officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 274 was read, as follows, and further consideration deferred for this legislative day:

Amendment No. 1. By striking the title and in lieu thereof substitute the following:

An Act relating to income tax; amending 68 O. S. 1941 § 873 to require the Oklahoma Tax Commission to reserve the sum of three million (\$3,000,000.00) dollars out of income tax collections on and after February 1st of each year for apportionment during the succeeding fiscal year to the general revenue fund of the state for such succeeding fiscal year; and declaring an emergency.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 314—By Billingsley,  
An Act relating to the cleaning, pressing and dyeing



industry; amending Subsection (5), Section 744, Title 59, O. S. 1941; amending Section 745, Title 59, O. S. 1941, providing for a license as a prerequisite to engaging in the business of cleaning, pressing and dyeing and authorizing the collection of a fee therefor; authorizing the State Dry Cleaners' Board to approve price agreements on a county-wide basis as to minimum prices for cleaning, pressing and dyeing services, and prescribing the manner of making investigations, and hearing proof relating to said price agreements; providing for judicial review of the acts of said board, providing the provisions of this Act are severable; 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 Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 314.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 363—By Committee on Game and Fish,

An Act relating to the taking of game and non-game fish; defining game fish, regulating the size of such fish which may be taken lawfully from the waters of this state, the number respectively of each species and in the aggregate which may be taken, which may be in possession, and which may be in possession of a non-resident on leaving the state; prohibiting the sale, exchange or offering for sale of game fish except those taken from privately owned lakes not containing fish or spawn received from the state; making it unlawful for any person to take any game fish except with baited hook and line attached to pole or rod or by use of artificial lures, throw line or trot line, said trot line not containing more than one hundred (100) hooks; making it unlawful for any person to take any non-game fish except in the same manner as game fish, but authorizing the taking of certain non-game fish by the use of gigs or spears having not more than five points and

two barbs and the taking of certain non-game fish, except during April and May, by the use of seines not more than one hundred (100) feet long with meshes not smaller than two and one-half ( $2\frac{1}{2}$ " ) inches, after registration of said seine with the state game and fish commission and payment of one dollars (\$1.00) fee, and registration tag being secured thereto, but prohibiting any netting or seining except in the presence of some game ranger or peace officer; repealing 29 O. S. 1941 § § 261, 262, 263 and 264, and Section 1, Chapter 6, Title 29, Oklahoma Session Laws 1943, fixing penalties; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 303—By Welch,

An Act relating to public health, authorizing the State Department of Health to cooperate with Federal agencies in public health programs, and to accept grants of money, personnel and property for the programs relating to public health, providing system for accounting and disbursing federal funds granted to the State Health Department, authorizing State Health Department to accept grants and donations from foundations and other persons and agencies for public health purposes, 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 303 and 363.

MR. PRESIDENT

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 459—By Ward and Shelton,

An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this State, having a population of not less than twenty-one thousand five hundred (21,500) nor more than twenty-two thousand (22,000) and an assessed net valuation of eight million dollars (\$8,000,000.00) or less, creat-



ing a County Law Library Fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such law library and library fund; creating a board of trustees for such law library and defining their duties; declaring provisions of this Act to be severable and repealing all laws and parts of laws in conflict therewith; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 146—By Impson,

An Act authorizing the County Election Board in each county in its discretion to disregard township boundary lines in establishing, creating, or consolidating voting precincts, or in altering or changing boundaries of voting precincts, repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency, and,

ENGROSSED HOUSE BILL NO. 449—By Bradley, Arms, Ash, Bailey, Barry, Billingsley, Burkhart, Choate, Dees, Flanagan, Foley, Hathcoat, Hawthorne, Impson, Levergood, McCarty, Meads, Mitchelson, Morris, Parrish, Reed, Russell, Shelton, Starr, Tankersley, Underwood and Weaver,

An Act relating to Workmen's Compensation; amending Subsection 5, Section 22, Chapter 2, Title 85, Oklahoma Statutes 1941, relating to schedule of compensation, to provide minimum and maximum limitation of weekly payment, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 146, 449 and 459.

MR. PRESIDENT·

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 503—By Committee on Education,

An Act permitting school districts authorized to fur-

nish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act; making the provisions of this Act cumulative to existing laws; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 503.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.



SIXTY-FIRST LEGISLATIVE DAY

Tuesday, April 10, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cobb.—1.

Excused on Account of Military Service Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain, Rev. H. C. Dawson, Pastor of the Capitol Hill Christian Church, Oklahoma City.

The Journal for the last legislative day was declared approved.

MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT.

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. 56—By House Appropriations Committee,

An Act making appropriations from the general revenue fund of the State of Oklahoma, from the revolving

funds of certain State Institutions and from the public building fund of the State of Oklahoma, for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans' Homes, the Eleemosynary and Penal Institutions, and the Petroleum Experiment Station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth Legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this appropriation Act to any other item herein in any state institution mentioned herein; and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferable, providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferable, providing further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each of the fiscal years, ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable,

and asks for a conference thereon, and has appointed as House Conferees on said House Bill, the following: Parrish, Bullard, Van Dyck, King and Price.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Gary, the request of the Honorable House for a conference on Engrossed House Bill No. 56 was ordered granted and the President appointed as Senate Conferees thereunder Senators Thornton, Paul, Gary, Duffey and Carrier

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.



ENGROSSED HOUSE BILL NO. 36—By Holt, Medlock, Welch and Wilson,

An Act relating to the practice of embalming and funeral directing in this State; amending 59 O. S. 1941 § § 396.3, 396.4, 396.12, 396.14, 396.17 and 396.18, and Section 1, Chapter 9, Title 59, Oklahoma Session Laws 1943; repealing Sections 2 and 3, Chapter 9, Title 59, Oklahoma Session Laws 1943; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Reading of Engrossed House Bill No. 36.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 289—By Montgomery,

An Act amending Section 664 of Title 20 of the Oklahoma Statutes, 1941, relating to court reporters and bailiffs in courts of common pleas, by changing the procedure for the selection and fixing of salaries of court reporters; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 347—By Johnson (Creek),

An Act relating to the Department of Public Safety, making the Governor the chief officer thereof, providing that the Commissioner of Public Safety shall execute the lawful orders of the Governor and be responsible to him for the operation and administration of said department, authorizing Commissioner of Public Safety to purchase automobile for Governor; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 188—By Johnson (Creek),

An Act amending Section 28, Title 19, Chapter 6, Page 72, Oklahoma Session Laws 1943 (19 Oklahoma Statutes Supplement 1943 § 180.39) relating to counties and county officers and their salaries and compensation; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 188, 289 and 347 were, each, read at length for the fourth time, the enrolled copies signed, in open session, by the President and ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 6—By Weaver,

An Act providing for the reemployment of persons who left positions with the State, or any County, City, Town, or School District, to serve in the armed forces of the United States on or after September 16, 1940, and prior to the termination of the present war, providing such honorably discharged persons shall, on their application, be restored to their former position, or to a position of like seniority, status and pay; providing the man or woman applying for the same position, the first in service shall have priority; prohibiting their discharge without cause within one (1) year after such restoration, providing other details; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 508—By Wilson, Speakman, Arms, Barr, Focht, Foley, Gibbs, Harshbarger, Holt, Hunt, Klinglesmith, McCarty, McCubbins, Medlock, Oerke, Reed, Sherman, Shipley, Singleton, Starr, Toaz, Van Dyck, Weaver, Williams and Wright,

An Act amending Section 2, Title 85, Oklahoma Session Laws 1943, by providing a different measure of payment to "physically impaired persons" who receive a subsequent injury; providing for an appropriation out of the



Governor's Contingency Fund to supplement the special indemnity fund set up and provided for in Section 3, Title 85, Oklahoma Session Laws 1943; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 132—By Toaz, Biles, Oerke, Taylor and Wright,

An Act amending Title 68, Oklahoma Statutes 1941, Section 432d, relating to resale of real estate, providing highest bidder may have three (3) years in which to pay full purchase price; prescribing conditions thereto, defining duties of county treasurer; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 366—By Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Speakman,

An Act amending Title 74, Section 276, Oklahoma Statutes 1941, by providing for the appointment of a legal secretary for the justice of the supreme court, including chief justice thereof, and fixing their salaries; 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,  
H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 6, 132, 366 and 508.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 355—By Holt, Barnhart, Langley, Rowe and Segrest,

An Act amending 21 O. S. 1941 § 1836; relating to the recording of deeds or other instruments which purport to convey any right, title, or interest in restricted Indian homesteads, and to the execution and recording of any such instruments relating to any lands where the grantor therein is without color of title and clouding the title to such real estate; providing that such acts shall be a mis-

demeanor and fixing the penalty therefor; setting forth procedure for removal of such clouds, and repealing conflicting laws, and

ENGROSSED HOUSE BILL NO. 446—By Miles, Reed and Weaver,

An Act making unlawful the sale in Oklahoma of certain defined drugs, commonly called barbiturates, except by licensed drug stores and upon written prescriptions by persons licensed in this State to practice medicine and surgery, osteopathy, dentistry and veterinary medicine; fixing penalty for violation thereof, and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 482—By Montgomery, Barr, Billingsley, Harshbarger, Hughes, Levergood, Long and Wallace (Oklahoma),

An Act making orders of the boards of county commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 355, 446 and 482.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6—By Wallace (Oklahoma),

A Concurrent Resolution transmitting to the Oklahoma Regents for Higher Education the budget needs of



several of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriations out of the general revenue fund made by Committee Substitute for House Bill No. 101 to the Oklahoma State Regents for Higher Education for allocation among certain institutions comprising part of the system of higher education, in order that said Oklahoma State Regents for Higher Education may have information in relation thereto,

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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 6 was ordered printed and placed upon the Calendar

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 15—By Nichols, Cowden, Rinehart, Gary, Nance, Paul, Logan and Carrier of the Senate and Billingsley of the House,

A Resolution memorializing the President, the Secretary of State and the Congress of the United States, in arranging peace conferences to provide that enlisted men who have actually engaged in combat shall be represented on the delegation of this nation at all such peace conferences,

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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 15 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE JOINT RESOLUTION NO. 9—By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones, Lowery, Irby, Sears, Carrier, Thornton, Dacus, Wheeler, Chapman, Porter, Neill, Duffy and Gary of the Senate and Holt, Johnson (Creek), Whitford and Starr of the House,

A Joint Resolution authorizing and directing the State Game and Fish Commission to accept in the name of the State of Oklahoma lands of Former Senator Gid Graham; to maintain same as a game refuge for all time and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Joint Resolution No. 9 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 462—By Cordray and McNally of the House, and Williams and Ginder of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the Campus of Northwestern State College at Alva, East Central State College at Ada, Central State College at Edmond, Southwestern Institute of Technology at Weatherford, and Southeastern State College at Durant, all in the State of Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of



such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 154—By Medlock,

An Act amending 59 O. S. 1941 § 83; relating to the sanitary inspection of barber shops in Oklahoma; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 502—By Rowe,

An Act relating to county officers and salaries; amending Section 12 and 12a, Title 19, Chapter 6, Session Laws 1943, to provide that the county treasurer and county judge shall each receive the sum of Two Thousand One Hundred Dollars (\$2,100.00) per year; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 154, 462 and 502.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 42 — By Langley, Taylor, Foley, Underwood, Thompson, Hoffsommer and Williams,

An Act relating to Old Age Assistance, amending Sections 165, and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive old age assistance who has a total income and resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis. Provided, that such payments shall be on equal basis of payments by the State and Federal Government. This proviso shall be inapplicable unless approved by the Federal Social Security Board, 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 as AMENDED BY SAID REPORT

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 42 was read, as follows, and adopted upon motion of Senator Worthington.

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. 42, by Langley, Taylor, Foley, Underwood, Thompson, Hoffsommer and Williams,

An Act relating to Old Age Assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive Old Age Assistance who has a total income and resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than sixty (\$60.00) dollars per month shall be deemed to be in need of Old Age Assistance and all assistance grants shall be paid each month on that basis. Provided, that such payments shall be on equal basis of payments by the State



and Federal Government. This proviso shall be inapplicable unless approved by the Federal Social Security Board, and declaring an emergency,

beg leave to report that we have had same under consideration and return the same with the Conference Committee Substitute therefor and recommend that the Conference Committee Substitute for Engrossed House Bill No. 42 do pass.

House Conferees:

LANGLEY  
FOLEY  
SEGREST  
FLANAGAN  
UNDERWOOD

Senate Conferees:

WORTHINGTON  
NANCE  
LEONARD  
ANGLIN  
GARY

COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 42—By LANGLEY, FOLEY, HOFF-SOMMER, TAYLOR, THOMPSON, UNDERWOOD and WILLIAMS.

AN ACT RELATING TO OLD AGE ASSISTANCE, AMENDING SECTIONS 165 AND 169, TITLE 56, OKLAHOMA STATUTES 1941; PROVIDED, THAT ON AND AFTER MAY 1, 1945, ANY PERSON NOW RECEIVING OR HEREAFTER ELIGIBLE TO RECEIVE OLD AGE ASSISTANCE WHO HAS A TOTAL INCOME OR RESOURCES (INCLUDING THE VALUE OF CURRENTLY USED RESOURCES, BUT EXCEPTING CASUAL INCOME AND INCONSEQUENTIAL RESOURCES) OF LESS THAN SIXTY (\$60.00) DOLLARS PER MONTH SHALL BE DEEMED TO BE IN NEED OF OLD AGE ASSISTANCE AND ALL ASSISTANCE GRANTS SHALL BE PAID EACH MONTH ON THAT BASIS: PROVIDED, THAT SUCH PAYMENTS SHALL BE ON EQUAL BASIS OF PAYMENTS BY THE STATE AND FEDERAL GOVERNMENT; THIS PROVISIO SHALL BE INAPPLICABLE UNLESS APPROVED BY THE FEDERAL SOCIAL SECURITY BOARD; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 56 Oklahoma Statutes, 1941; Section 165, is hereby amended to read as follows:

“The amount of assistance which any person shall

receive under the provisions of this Act shall be determined with due regard to the resources, the income and need of the individual and other conditions existing in each case and in accordance with funds available and rules and regulations of the Commission, but in no case shall it be an amount which, when added to the income of the applicant from all other sources, is more than necessary to provide such person with reasonable subsistence compatible with decency and health. *Provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive Old Age Assistance who has a total income and resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance and all assistance grants shall be paid each month on that basis. Provided, that such payments shall be on equal basis of payments by the State and Federal Government. This proviso shall be inapplicable unless approved by the Federal Social Security Board.*

SECTION 2. 56 Oklahoma Statutes, 1941, Section 169, is hereby amended to read as follows:

*"All assistance grants made under this Act shall be reinvestigated by the Department as frequently as may be required by the Commission. In all cases, the Department shall have the power to modify or revoke its former grant. The same right of hearing shall be accorded an aggrieved recipient as provided in Section 8 thereof. Provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive Old Age Assistance who has a total income and resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance and all assistance grants shall be paid each month on that basis. Provided, that such payments shall be on equal basis of payments by the State and Federal Government. This proviso shall be inapplicable unless approved by the Federal Social Security Board.*

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.



ENGROSSED HOUSE BILL NO. 42, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Logan, Nance, Nevins, Nichols, Porter, Pruett, Sears, Thornton, Wheeler, White, Williams, Worthington.—28.

Excused: Cobb, Norton.—2.

Not Voting: Cowden, Ginder, Grennell, Leonard, Lowery, Mahan, Neill, Paul, Rinehart, Ritzhaupt, Speck, Trussel.—12.

Excused on Account of Military Service; Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes:: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Logan, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Sears, Thornton, Wheeler, White, Williams, Worthington.—30.

Excused: Cobb, Norton.—2.

Not Voting: Cowden, Grennell, Leonard, Lowery, Mahan, Neill, Paul, Ritzhaupt, Speck, Trussel.—10.

Excused on Account of Military Service; Fine, Phillips.—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. 42, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Gary moved that the President Pro Tempore appoint a Committee of 5, with instructions to prepare and present to the Senate a bill with reference to the re-districting of the State as to State Senatorial Districts, which motion prevailed, the President Pro Tempore appointing Senators Burns, Chairman, Logan, Nichols, Pruett and Counts as such Committee.

Senator Ritzhaupt asked unanimous consent, which was granted, that SENATE BILL NO. 302, by Ritzhaupt, be ordered withdrawn from the Committee on Veterans' Affairs and referred to the Committee on Appropriations.

#### COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 219, Senate Concurrent Resolution No. 21, and Senate Bills Nos. 85, 241, 243 and 273, each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 219, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 21 and Engrossed Senate Bills Nos. 85, 241, 243 and 273 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 Banks and Banking, to whom was referred House Bill No. 324, by Logan of the House, and Collier of the Senate,

An Act relating to depositories for public funds, authorizing and prescribing a unit collateral pledge of securities running to the State of Oklahoma for the use and benefit of the State and its several counties, 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.

COLLIER, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 319, by Holt, Barr, Medlock, Reed and Shumate, entitled:

An Act authorizing cities and towns to establish and build up an emergency fund from income from utilities; providing said fund shall be non-fiscal and excluded from items of cash on hand in making estimates for appropriations, providing this Act shall be accumulative; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

### RESOLUTIONS

The following Resolutions were introduced and ordered printed and placed upon the Calendar:

SENATE CONCURRENT RESOLUTION NO. 23—By Thornton—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the budget needs of the State University Hospital for the hospitalization of War Veterans, said hospital being one of the various State Institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the General Revenue Fund of the State of Oklahoma, said appropriation being made in Senate Bill No. \_\_\_\_ by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the System of Higher Education, in order that the said Oklahoma State Regents for Higher Education may have information relative thereto.

SENATE CONCURRENT RESOLUTION NO. 24—By Brown and White—A Resolution memorializing the Congress of the United States of America to speedily enact legislation to create an Indian Claims Commission for the special purpose of considering, adjusting and settling Indian claims against the Government.

**FIRST READING**

The following bill was introduced and read for the first time:

**SENATE BILL NO. 307**—By Thornton—An Act making appropriation from the General Revenue Fund of the State of Oklahoma, not otherwise appropriated, for the fiscal year ending June 30, 1946, and the fiscal year ending June 30, 1947, to the Oklahoma State Regents for Higher Education, to be used for the hospitalization of war veterans at the State University Hospital at Oklahoma City, Oklahoma; said appropriation for the fiscal year ending June 30, 1946 to be non-fiscal and any funds unexpended on June 30, 1946 shall be available for expenditure until June 30, 1947, 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. 305**—By Irby and Burns—Referred to Committee on Judiciary No. 2, then to Committee on Appropriations.

**SENATE BILL NO. 306**—By Burns—Referred to Committee on Roads, Highways and Aviation.

**ENGROSSED HOUSE BILL NO. 441**—By Bullard—Referred to Committee on Social Security.

**ENGROSSED HOUSE BILL NO. 459**—By Ward and Shelton—Referred to Committee on State and County Affairs.

**ENGROSSED HOUSE BILL NO. 449**—By Bradley, Arms, Ash, Bailey, Barry, Billingsley, Burkhart, Choate, Dees, Flanagan, Foley, Hathcoat, Hawthorne, Impson, Levergood, McCarty Meads, Mitchelson, Morris, Parrish, Reed, Russell, Shelton, Starr, Tankersley, Underwood and Weaver.

Upon request of Senator Rinehart, House Bill No. 449 was ordered printed and placed upon the Calendar, without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 146**—By Impson—Referred to Committee on Privileges and Elections.



ENGROSSED HOUSE BILL NO. 503—By Committee on Education—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 363—By Committee on Game and Fish—Referred to Committee on Game and Fish.

ENGROSSED HOUSE BILL NO. 303—By Welch—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 314—By Billingsley.

Senator Goodpaster asked unanimous consent, to which Senator Duffy objected, that House Bill No. 314 be ordered printed and placed upon the Calendar without reference to a Committee.

Referred to Committee on Manufacturing and Industry.

#### GENERAL ORDER

SENATE BILL NO. 298, by Chapman, of the Senate, and Wallace and Evans, of the House, was taken up for consideration and read at length.

Upon motion of Senator Chapman, Senate Bill No. 298 was advanced to engrossment and third reading.

Upon motion of Senator Chapman, the rules of the Senate were suspended and Senate Bill No. 298 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Williams, Worthington.—31.

Not Voting: Braden, Cowden, Finney, Grennell, Jones, Mahan, Neill, Thornton, Trussel.—9.

Excused: Cobb, Norton.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Williams, Worthington.—31.

Not Voting: Braden, Cowden, Finney, Grennell, Jones, Mahan, Neill, Thornton, Trussel.—9.

Excused: Cobb, Norton.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 298 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 216, by Anderson, was taken up for consideration and read at length.

Senator Rinehart moved that further consideration of Senate Bill No. 216 be indefinitely postponed, which motion, by unanimous consent, he withdrew.

Upon motion of Senator Anderson, Senate Bill No. 216 was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and Senate Bill No. 216 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE BILL NO. 216 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Duffy, Gary, Jones, Leonard, Nichols, Porter, Pruett, Speck, White, Williams.—13.

Nays: Anglin, Carrier, Collier, Counts, Cowden, Dacus, Irby, Logan, Lowery, Neill, Nevins, Rinehart, Sears, Thornton, Trussel, Wheeler, Worthington.—17.

Not Voting: Braden, Chapman, Finney, Ginder, Goodpaster, Grennell, Mahan, Nance, Paul, Ritzhaupt.—10.

Excused: Cobb, Norton.—2.

Excused on Account of Military Service; Fine, Phillips.—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.

### GENERAL ORDER

SENATE BILL NO. 131, by Counts and White, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was tabled upon motion of Senator Logan:

Mr President: I move to amend Senate Bill No. 131, line 7, page 4, by changing the words and figures, "Four Thousand (\$4000.00)," to the words and figures, "Thirty-six Hundred (\$3600.00) "

THORNTON.

Upon motion of Senator Logan, Senate Bill No. 131 was advanced to engrossment and third reading.

Referring further to ENGROSSED SENATE BILL NO. 274, by Committee on Revenue, Taxation and Constitutional Amendments, as amended by the Honorable House:

Upon motion of Senator Nance, the Senate concurred

in Engrossed House Amendment to Engrossed Senate Bill No. 274.

ENGROSSED SENATE BILL NO. 274, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Anderson, Braden, Chapman, Gary, Ginder, Grennell, Mahan, Neill.—8.

Excused: Cobb, Norton.—2.

Excused on Account of Military Service; Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—32.

Not Voting: Anderson, Braden, Chapman, Gary, Ginder, Grennell, Mahan, Neill.—8.

Excused. Cobb, Norton.—2.

Excused on Account of Military Service; Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed engrossed House



Amendment to Engrossed Senate Bill No. 274 and ordered the bill, as amended, referred for enrollment.

Senator Counts moved that the rules of the Senate be suspended and SENATE BILL NO. 131, as amended, be considered engrossed and placed upon third reading and final passage, which motion prevailed.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Nance, Nevins, Nichols, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Wheeler, White, Worthington.—28.

Nays. Carrier, Cowden, Lowery, Paul, Thornton, Trussel, Williams.—7.

Not Voting: Braden, Ginder, Grennell, Mahan, Neill.—5.

Excused: Cobb, Norton.—2.

Excused on Account of Military Service, Fine, Phillips.—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 Counts, the emergency section to Senate Bill No. 131 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 131 was ordered referred for engrossment.

Senator Cobb asked to be recorded present, which was the order.

Senator White presiding.

## GENERAL ORDER

SENATE BILL NO. 290, by Veterans' Affairs of the Senate and House, was taken up for consideration and read at length.

Senator Duffy submitted the following amendment, which was tabled upon motion of Senator Jones:

Mr. President: I move to amend Senate Bill No. 290, line 9, page 2, by adding after the period the following: "Funds received by said Institutions for "costs of instruction" shall be used exclusively for educational benefits for veterans of World War II."

DUFFY.

Senator Duffy submitted the following amendment, which was tabled upon motion of Senator Jones:

Mr President: I move to amend Senate Bill No. 290, line 5, page 2, by striking after the first "the," and before the word, "funds," the word, "revolving," and substituting therefor the words, "official depository."

DUFFY

Upon motion of Senator Duffy, Senate Bill No. 290 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, 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.

Ayes Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting Braden, Brown, Ginder, Logan, Neill.—5.



Excused: Norton.—1.

Excused on Account of Military Service, Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting Braden, Brown, Ginder, Logan, Neill.—5.

Excused: Norton.—1.

Excused on Account of Military Service, Fine, Phillips.—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. 290 was ordered referred for engrossment.

Senator Paul moved that the Senate work under a Call, which motion prevailed.

The roll was ordered called and the following were noted absent: Senators Braden, Cobb, Logan, Neill and Wheeler.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's orders.

#### SPECIAL COMMITTEE REPORT

The following Special Committee Report was submitted, the bill ordered printed and placed upon the Calendar, unless otherwise indicated

Mr. President: We, your Special Committee, to whom was referred Senate Bill No. 29, by Ritzhaupt, entitled:

An Act relating to instruction in public health and education in the public elementary and secondary schools of the State; providing for appointment of a State Supervisor of Health and Physical Education; 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.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill 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. 455, by Hawthorne, Biles, Barr, Taylor and Foley, entitled:

An Act relating to teachers; requiring the State Board of Education to renew and extend valid teachers' certificates held by persons serving in the military service of the United States Merchant Marine, 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.

Senator Logan asked to be recorded present, which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 312, by Standley, was taken up for consideration and read at length.

Upon motion of Senator Anglin, House Bill No. 312 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 312 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE BILL NO. 312 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes · Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Nays · Mahan.—1.

Absent · Braden, Cobb, Neill, Wheeler.—4.

Excused: Finney, Norton.—2.

Excused on Account of Military Service; Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes · Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Nays · Mahan.—1.

Absent · Braden, Cobb, Neill, Wheeler.—4.

Excused · Finney, Norton.—2.

Excused on Account of Military Service, Fine, Phillips.—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. 312, and ordered the same returned to the Honorable House.

Senators Cobb, Wheeler and Norton asked to be recorded present, which was the order.

#### GENERAL ORDER

SENATE BILL NO. 245, by Porter, was taken up for consideration and read at length.

Upon motion of Senator Porter, Senate Bill No. 245 was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 245 was considered engrossed and placed upon third reading and final passage.

#### 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent: Braden, Neill.—2.

Excused: Norton.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chap-



man, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent: Braden, Neill.—2.

Excused: Norton.—1.

Excused on Account of Military Service; Fine, Phillips.—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. 245 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 246, by Porter, was taken up for consideration and read at length.

Upon motion of Senator Porter, Senate Bill No. 246 was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 246 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent: Braden, Neill.—2.

Excused: Norton.—1.

Excused on Account of Military Service; Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Absent. Braden, Neill.—2.

Excused: Norton.—1.

Excused on Account of Military Service, Fine, Phillips.—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. 246 was ordered referred for engrossment.

Referring further to ENGROSSED HOUSE BILL NO. 470, by House Appropriations Committee.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Wheeler, White, Worthington.—31.

Nays: Burns, Carrier, Duffy, Ginder, Irby, Rinehart, Sears, Thornton, Trussel Williams.—10.

Absent: Neill.—1.



Excused on Account of Military Service. Fine, Phillips.—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. 470, as amended, was ordered referred for engrossment.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and adopted by unanimous consent:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 498, by Johnson (Creek) and Wallace (Oklahoma), entitled.

An Act amending 47 O. S. 1941 § 22.2 and Paragraph 1 of 47 O. S. 1941 § 22.5, relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the motor vehicle license and registration Act of this State, providing that the minimum annual license fee for automobiles, as defined in said motor vehicle license and registration Act, shall be not less than Five Dollars (\$5.00); 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 Engrossed House Bill No. 498 do pass.

NANCE, Chairman.

### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 498, by Johnson (Creek), et al, was taken up for immediate consideration and read at length.

Upon motion of Senator Nance, House Bill No. 498 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 498, as amended,

was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Nays: Braden, Carrier, Cobb, Ginder, Goodpaster, Norton, Williams.—7

Absent: Neill.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Nays: Braden, Carrier, Cobb, Ginder, Goodpaster, Norton, Williams.—7.

Absent: Neill.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 498 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 298 and House Bill No. 470 each correctly engrossed and Senate Joint Resolution No. 9 and Senate Concurrent Resolution No. 15 each correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 298 and ordered it transmitted to the Honorable House for consideration.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 470 and ordered it returned to the Honorable House.

Senate Joint Resolution No. 9 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.

The Presiding Officer in open session signed Enrolled Senate Concurrent Resolution No. 15 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Finney moved that when the Clerk's desk is cleared, the Senate adjourn to meet under the rules, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable Governor were received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on April 10, 1945, I signed

ENROLLED SENATE BILL NO. 14—By Ritzhaupt, Anderson, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Grennell, Irby, Nevins, Nichols, Thornton, and Worthington,

An Act relating to Langston University, providing that the operation, management and control of said University shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said Board and other details, repealing all Acts and parts of Acts in conflict therewith, and declaring an emergency, and,

ENROLLED SENATE BILL NO. 217—By Burns and Rinehart,

An Act amending 68 O. S. 1941 § 215.38 relating to County Boards of Equalization and County Excise Boards by striking certain qualifications prescribed for members thereof; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 43—By Nichols,

An Act amending 35 O. S. 1941 § 161, relating to the admission of honorably discharged ex-service persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN

This is to advise you that on April 10, 1945, I signed

ENROLLED SENATE BILL NO. 158—By Thornton,

An Act relating to the State Department of Agriculture and the functions and activities thereof, amending Section 1, Chapter 1, Title 2, Oklahoma Session Laws 1943, to provide President of State Board of Agriculture may



promulgate schedule of fees to be charged and collected, providing schedule of fees adopted be filed with Secretary of State, change in schedule of fees not operative until change is filed in office of Secretary of State; amending Section 2, Chapter 1, Title 2, Oklahoma Session Laws 1943, to provide that work and services of divisions of the Department of Agriculture supported in whole or in part by the Department of Agriculture Trust Fund may be combined; providing Trust Fund shall not be used to pay or increase salaries of employees paid out of general revenue fund of State; providing that claims against the Department of Agriculture Trust Fund shall be filed with the State Auditor for audit and approval; requiring the President of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 339—By Arrington, Billingsley, Gibbs, Gullett, Johnson (Creek), Medlock, Morgan, and Musgrave,

An Act authorizing and relating to the unitized management, operation and development, in whole or in part, of common sources of supply of oil, oil and gas, or gas distillate in this State; defining common source to which Act is applicable; conferring authority upon and defining the duties of the Corporation Commission in regard thereto; authorizing the organization of units and prescribing the procedure therefor, including the right and method of appeal from orders of the Corporation Commission, and the right to proceed in and appeal from the district courts, to the supreme court for equitable relief; defining the purposes, nature, functions and powers of such units; author-

izing the inclusion of public lands within the unit area of a unit; limiting the effect of anti-trust laws; making operations within a unit area by persons other than unit unlawful,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 339.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16—By Nichols and Nevins of the Senate, and Billingsley of the House,

A Resolution memorializing the members of the Oklahoma Delegation in Congress to revive and secure the adoption of the Disney Bill providing for an average price increase of Thirty-five Cents (35c) per barrel on crude oil,

and to advise you, and through you, the Honorable Senate, that the same has been adopted, AS AMENDED, by the House of Representatives and signed by the Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 16 was read, as follows, and consideration thereof deferred for this legislative day.

Amendment No. 1: By adding the following members of the House of Representatives as co-authors Arrington, Bellamy, Billingsley, Burkhart, Evans, Foley, Harshbarger, Hathcoat, Holt, Madrano, Medlock, Montgomery, Musgrave, Segrest, Standley and Wallace (Carter).

MR. PRESIDENT

I am directed by the House of Representatives to transmit herewith for your consideration.



ENGROSSED HOUSE BILL NO. 342—By Mountcastle,

An Act relating to determination of life estates and estates in joint tenancy; amending 58 O. S. 1941, 911; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 343—By Mountcastle,

An Act providing that in any proceedings had in administration of intestate estates or for the probate of wills, or for the termination of life estates or joint tenancies, the official notification by the Government of the United States of the death of any person while in the military or naval service shall be prima facie of the fact of death; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 368—By Miles,

An Act requiring land owners to cooperate in the extermination of prairie dogs; providing the method thereof and penalty for violation; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 491—By McCarty, Carey, Sherman, Wallace (Oklahoma) and Washington,

An Act amending Title 39, Section 25, Oklahoma Statutes 1941, pertaining to justice of the peace court districts in rural districts of counties having a population in excess of *two hundred thousand (200,000)*, according to the last federal decennial census; fixing the number of justices of the peace and constables in incorporated cities and towns; and repealing all Acts or parts of Acts in conflict herewith; and,

ENGROSSED HOUSE BILL NO. 437—By Impson and Bradley,

An Act requiring one balloting or voting place for the election of any unopposed nominee for office in municipalities and counties of the State, including candidates for the State Legislature; requiring appointment of officials to conduct said election; prescribing hours polls shall be open; providing for certificates of election; authorizing any voter possessing a valid registration certificate in any precinct of the municipality or county to vote at such an election; making the provisions of this Act cumulative to general

election laws, except where a conflict exists, 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 342, 343, 368, 491 and 437

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE JOINT RESOLUTION NO. 9—By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones, Lowery, Irby, Sears, Carrier, Thornton, Dacus, Wheeler, Chapman, Porter, Neill, Duffy, Gary of the Senate, and Holt, Johnson (Creek), Whitford and Starr of the House,

A Joint Resolution authorizing and directing the State Game and Fish Commission to accept in the name of the State of Oklahoma lands of former Senator Gid Graham, to maintain same as a game refuge for all time and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children of Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time, the enrolled copy signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Joint Resolution No. 9 was ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 15—By Nichols, Cowden, Rinehart, Gary, Nance, Paul, Logan and Carrier of the Senate, and Billingsley of the House,



A Resolution memorializing the President, the Secretary of State, and the Congress of the United States, in arranging peace conferences to provide that enlisted men who have actually engaged in combat shall be represented on the delegation of this nation at all such peace conferences,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 15 was ordered referred to the Secretary of State.

#### FIRST READING

By unanimous consent, the following Bills were introduced and read for the first time:

SENATE BILL NO. 308—By Ritzhaupt—An Act relating to schools, providing for the transfer of colored high school pupils, and declaring an emergency.

SENATE BILL NO. 309—By Anderson and Irby—An Act relating to cosmetology; authorizing the Board of Cosmetology to approve agreement and fix minimum prices for cosmetology work and services in cities and towns; declaring the legislative policy concerning this Act; vesting certain powers in the Board of Cosmetology relating to the administration and enforcement thereof; prescribing penalties for violations, making the provisions of this Act severable; providing that the provisions hereof shall be cumulative to 59 O. S. 1941 § § 198-198.27, inclusive, as amended; repealing all laws or parts of laws in conflict herewith; 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 Municipal Corporations, to whom was referred Senate Bill No. 254, by

Chapman of the Senate, and Wallace and Evans of the House, entitled:

An Act amending paragraph (G), Section 24c, Chapter 6, Article 19, Oklahoma Session Laws 1943, relating to the compensation of the assistants and stenographers of the county attorney's office of all counties in this State having a population of 43,000 to 45,000, and an assessed valuation of \$14,000,000.00 to \$21,000,000.00; fixing the salaries of assistants and stenographers in the office of said county attorneys, and the minimum and maximum 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 the Committee Substitute for Senate Bill No. 254 do pass.

SEARS, Chairman.

Mr. President · We, your Committee on Appropriations, to whom was referred Senate Bill No. 278, by Cobb of the Senate, and Wright of the House, entitled.

An Act making consolidated appropriations from the general revenue fund of the State for the fiscal year ending June 30, 1945, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education, said appropriation to be non-fiscal and to be made available for expenditure until June 30, 1947, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

As provided under a previous motion, the Senate adjourned to meet at 1:30 p. m., Wednesday, April 11, 1945.



SIXTY-SECOND LEGISLATIVE DAY

Wednesday, April 11, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry, who announced the absence from the State of Governor Robert S. Kerr, for which reason he would be Acting Governor and unable to preside over the Senate.

Senator Nance presiding.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—40.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Presiding Officer announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

Senator Jones asked unanimous consent, which was granted, that Buddy Campbell, son of Mrs. Grace Campbell, Vice Chairman of the Democratic Central Committee of Oklahoma County, be made an Honorary Page for this legislative day.

Upon request of Senator Logan, his little niece, Patricia Gayle Hickman, was made Honorary Page for this legislative day.

**COMMITTEE REPORT**

The following Committee Report was submitted and adopted, upon motion of Senator Ritzhaupt:

Mr. President: We, your Committee on Education, to whom was referred Engrossed House Bill No. 139, by Committee on Education, entitled:

An Act relating to public schools; creating the State Common School Fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days, \* \* \* \* and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Senate Committee Substitute for Engrossed House Bill No. 139 do pass.

RITZHAUPT, Chairman.

**GENERAL ORDER**

By unanimous consent, HOUSE BILL NO. 139, by Committee on Education, as amended, was taken up for immediate consideration and read.

Senator Nevins submitted the following amendment;

Mr. President: I move to amend House Bill No. 139, line 3, page 5, by striking after the word, "Dollars," and before the word, "annually," the figures, "\$1050.00)" and substitute therefor "\$1200.00)" and in line 5, page 5, by striking after the word, "Dollars," and before the word, "annually," the figures, "\$1275.00)" and substitute therefor "\$1500.00)" and in line 8, page 5, by striking after the word, "Dollars," and before the word, "annually," the figures, "\$1500.00)" and substitute therefor the figures, "\$1,800.00)"

NEVINS.

Senator Gary moved to table the Nevins' amendment which motion failed of adoption the roll call thereon being as follows:

Ayes Anglin, Carrier, Chapman, Collier, Counts, Duffy, Finney, Gary, Grennell, Leonard, Pruett, Ritzhaupt, Sears, Thornton, Trussel, White.—16.



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Nays: Anderson, Brown, Cowden, Dacus, Ginder, Goodpaster, Irby, Jones, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Speck, Wheeler, Worthington.—18.

Not Voting: Burns, Cobb, Logan, Mahan, Norton, Rinehart.—6.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Lowery moved that the previous question be now put, which motion prevailed.

The vote occurring on the Nevins' amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Anderson, Cobb, Counts, Dacus, Ginder, Goodpaster, Irby, Jones, Nance, Neill, Nevins, Norton, Paul, Porter, Ritzhaupt, Speck, Wheeler, White, Worthington.—19.

Nays: Anglin, Brown, Carrier, Chapman, Collier, Cowden, Duffy, Finney, Gary, Grennell, Leonard, Logan, Lowery, Mahan, Pruett, Rinehart, Sears, Thornton, Trussel.—19.

Not Voting. Burns, Nichols.—2.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Lowery, House Bill No. 139, 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. 139, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 139 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—38.

Not Voting: Burns, Nichols.—2.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Ritzhaupt moved that House Bill No. 139, as amended, become an emergency measure and submitted the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 139, by adding as Section 7 the following and by amending the title, by adding the words, "AND DECLARING AN EMERGENCY:"

"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."

#### RITZHAUPT.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—38.

Not Voting: Burns, Nichols.—2.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 139, as amended, was ordered referred for engrossment.

Upon request of Senator Thornton, the Senate Conferees under HOUSE BILL NO. 56, composed of Senators Thornton, Paul, Gary, Duffy and Carrier, were excused for the purpose of Conference Committee work.

### RESOLUTION

The following Resolution was introduced, ordered printed and placed upon the Calendar:

**SENATE CONCURRENT RESOLUTION NO. 25—**By Goodpaster—A Resolution memorializing the Congress of the United States to adjust the salaries of Postal employees to conform with the increased cost of living.

### MESSAGES

The following Messages from the Honorable House were received and read:

**MR. PRESIDENT:**

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. 8—**By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the operations budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth (20th) Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said system of higher education, in order that said Regents may have information in relation thereto,

and asks for a conference thereon and you are advised

that the House has named as House Conferees the following members: Parrish, Bradley, Mountcastle, Hughes, Bullard, Weaver, and Huey

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Concurrent Resolution No. 8 was ordered granted and the Presiding Officer appointed as Senate Conferees thereunder Senators Thornton, Chairman, Leonard, Jones, Duffy, Nance, Anglin, Wheeler and Finney.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 153—By Medlock,

An Act relating to the practice of barbery in this state, making certain acts or failures to act unlawful; fixing penalties, 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 153.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE BILL NO. 244—By Dees, Biles, Flowers, Hawthorne, Parrish and Shumate,

An Act to provide for the retirement for meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits, to determine membership and con-



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ditions of membership in said fund, to provide for a board of trustees of said retirement fund, to provide for officers and to define their duties; to provide for the management of the funds of said system and to provide a method of financing said system; repealing Title 70, Chapter 27, Session Laws 1943; making the provisions of this Act severable; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 260—By Mountcastle and Wiley,

An Act making a non-fiscal re-appropriation to the State Board of Public Affairs in the amount of sixty-nine thousand three hundred thirty-one and twenty-five one-hundredths (\$69,331.25) dollars, being portion of an appropriation made by the Nineteenth Legislature, 1943, from the general revenue fund for the fiscal year ending June 30, 1943; also a supplemental appropriation in the amount of twenty thousand (\$20,000.00) dollars from the general revenue fund of the fiscal year beginning July 1, 1945; the combined amounts to be expended for the construction of a central heating, power and laundry building, purchase of boilers and other necessary equipment therefor, at the State Hospital for Negro Insane, 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of  
Engrossed House Bills Nos. 244 and 260.

MR. PRESIDENT.

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. 177—By Taylor,

An Act amending 56 O. S. 1941, Section 164 by striking provisions therein under Sub-section 3 of Sub-division A, and Sub-division 4 of Section B of said Section 164 auth-

orizing inmates of institutions to make application for assistance and relief; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 258—By Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt,

An Act relating to the revolving fund of the Western Oklahoma State Hospital, Clinton, Oklahoma; creating a "petty cash fund" in said revolving fund, prescribing the purposes for which said petty cash fund may be expended; providing the manner in which said petty cash fund may be reimbursed; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 116—By Bradley,

An Act providing that no real property of a deceased person shall be liable for debts of such person unless letters testamentary or of administration be granted within six years from date of death of such decedent, with proviso excepting lien of any mortgage, upon specific real property, existing and recorded at date of death of decedent; and providing that nothing in this Act shall prevent real property of a person deceased for six years prior to the going into effect of this Act from such liability where letters testamentary or of administration shall be issued prior to one year after the going into effect of this Act; and,

ENGROSSED HOUSE BILL NO. 134—By Hughes, Bullard, Carmichael, Dees, Hathcoat, Hussey, Klingle Smith and Langley,

An Act amending 47 O. S. 1941 § 288, extending period of driver's licenses; amending 47 O. S. 1941 § 312, relating to issuance of operator's and chauffeur's licenses and fees thereof; providing that tag agent issuing such licenses may retain ten (10c) cents of license fee under certain conditions; and declaring an emergency,

and the Bills have been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:



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ENGROSSED HOUSE BILL NO. 505—By Weaver,

An Act relating to the appointment of a conservator of the estate and property of an absentee as defined and provided in House Bill No. 123 of the Twentieth Oklahoma Legislature; amending Section 1, of said House Bill No. 123 by providing the manner of the appointment of such conservator and prescribing the manner of giving notice of hearing the petition for the appointment of such conservator, amending Section 3, of said House Bill No. 123 by prescribing the authority and powers of such conservator; 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 Presiding Officer in open session,

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 505.

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration.

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 28—By Ward,

A Resolution memorializing the United States Veterans Administration and the Congress of the United States to investigate the feasibility of dividing into small tracts lands owned by the Government in the operation of the Oklahoma Ordnance Works, and offering the houses located thereon for sale to disabled ex-service men and women and Merchant Marines of World Wars I and II; and,

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 27—By Langley, Flanagan, Foley, Segrest, Taylor and Underwood of the House, and Nevins, Dacus, Irby and Worthington of the Senate,

A Resolution memorializing Congress to enact a law (1) providing an increase in federal payments to States for old age assistance, and (2) providing that State agencies cooperating with the Federal Social Security Board shall have the postal franking privilege; and,

**ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 26**—By Weaver, Arrington and Camp of the House, and Jones of the Senate,

A Concurrent Resolution recognizing the accomplishments of the Oklahoma A. and M. College in the field of athletics during the school year 1944-45, and expressing the good wishes of the Twentieth Session of the Oklahoma Legislature to the members of the football team and basketball team and to the coaching staff of the College; and,

**ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23**—By Hughes and Wallace (Oklahoma),

A Concurrent Resolution memorializing Congress to enact such legislation as will prohibit the Federal Land Banks, the Federal Farm Credit Corporation, and other agencies of the United States from engaging in the practice of reserving the minerals (including oil or gas) or part thereof when lands acquired by them are sold,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolutions Nos. 23, 26, 27 and 28 were each ordered printed and placed upon the Calendar.

**MR. PRESIDENT:**

I am directed by the House of Representatives to transmit herewith for your signature:

**ENROLLED HOUSE BILL NO. 42**—By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams,

An Act relating to Old Age Assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive old age assistance who has a total income or resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than sixty



(\$60.00) dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis; provided, that such payments shall be on equal basis of payments by the state and federal government, this proviso shall be inapplicable unless approved by the Federal Social Security Board, and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 312—By Standley,**

An Act appropriating the sum of five hundred ninety-six dollars and ninety-one cents (\$596.91) for the use of the State Board of Public Affairs in paying certain claims against the State Training School, Boley, Oklahoma; providing the manner of paying said claims; and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 75—By Committee on Insurance,**

An Act repealing Title 36, O. S. 1941, Sections 243 and 244, prescribing the standard form of fire insurance policy to be issued on property in the State of Oklahoma on and after January 1, 1946; and fixing the effective date of Act as January 1, 1946, and

**ENROLLED HOUSE BILL NO. 322—By Biles,**

An Act relating to registration of warrants; amending 62 O. S. 1941 § 475 to provide that dependent school districts warrants may be delivered by the county treasurer to any member of the board issuing the same or to any person authorized in writing by any member of said board to receive such warrants; and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 189—By Sherman, Billingsley, Choate, Flanagan, Gibbs, Hunt, McCarty, Shipley, Toaz and Wright,**

An Act relating to the Pardon and Parole Board, fixing the compensation of the chairman and members of said board; providing for the payment of such compensation and the expenses of the chairman and members while engaged in the performance of their duties, giving the chairman and members of the Pardon and Parole Board and the pardon and parole officer authority and power to administer oaths to witnesses appearing before the pardon and parole board; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 42, 75, 189, 312 and 322 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 78—By Nichols,

An Act relating to soil conservation, the State Soil Conservation Board, and supervisors of soil conservation districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the State Soil Conservation Board three (3) members who shall be farmers as the term is defined herein, prescribing their qualifications and method of appointment; providing for the employment of an executive director by the State Soil Conservation Board and prescribing for Board reorganization, terms of office, per diem and traveling expenses for certain members of the Board; amending 2 O. S. 1941, Section 807, to provide for election of officers of the Board of Supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941, Section 808, Sub-section B (9), to provide for contracts or negotiations with federal agencies and co-operation therewith in soil conservation matters; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same has passed the House, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 78 was read as follows:



ENGROSSED HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 78—By SPECIAL COMMITTEE ON EROSION, RECLAMATION AND DRAINAGE.

AN ACT RELATING TO SOIL CONSERVATION, THE STATE SOIL CONSERVATION BOARD, AND SUPERVISORS OF SOIL CONSERVATION DISTRICTS; AMENDING 2 O. S. 1941 § 804 TO PROVIDE FOR THE APPOINTMENT UPON THE STATE SOIL CONSERVATION BOARD OF FIVE (5) MEMBERS WHO SHALL BE FARMERS AS THE TERM IS DEFINED HEREIN; PRESCRIBING THEIR QUALIFICATIONS AND METHOD OF APPOINTMENT; CREATING FIVE (5) STATE AREAS FOR THE PURPOSE OF SELECTING LISTS OF PERSONS TO BE APPOINTED AS MEMBERS OF THE SOIL CONSERVATION BOARD; PROVIDING FOR THE EMPLOYMENT OF AN EXECUTIVE DIRECTOR BY THE STATE SOIL CONSERVATION BOARD AND PRESCRIBING FOR BOARD REORGANIZATION, TERMS OF OFFICE, PER DIEM AND TRAVELING EXPENSES FOR CERTAIN MEMBERS OF THE BOARD; AMENDING 2 O. S. 1941 § 807 TO PROVIDE FOR ELECTION OF OFFICERS OF THE BOARD OF SUPERVISORS, PROVIDING FOR PER DIEM AND TRAVELING EXPENSES; AMENDING 2 O. S. 1941 § 808, SUB-SECTION B (9), TO PROVIDE FOR CONTRACTS OR NEGOTIATIONS WITH FEDERAL AGENCIES AND COOPERATION THEREWITH IN SOIL CONSERVATION MATTERS; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL LAWS AND PARTS OF LAWS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 2 O. S. 1941 § 804 is hereby amended to read as follows:

§ 804.A. There is hereby established, to serve as an agency of the State and to perform the functions conferred upon it in this Act, a State Soil Conservation Board. The Board shall consist of *five (5) members whose qualifications and manner of appointment shall be as hereinafter designated. Such five (5) members shall be farmers actually living upon the land or en-*

gaged in agriculture or stock raising as their principal means of livelihood, and such members shall have, prior to and at the time of their appointment, been engaged in the practice of soil conservation upon their own land and shall be practitioners of soil and water conservation; provided, further, that no person who resides within a duly constituted soil conservation district shall be eligible to appointment as a member of said Board unless he shall have entered into the required cooperating agreements with the supervisors of such district and has continued to meet the requirements of such district as to soil conservation measures. Such five (5) members of the Board shall be selected in the manner hereinafter specified. The State of Oklahoma is hereby divided into five (5) State Areas for the purpose of selecting the members of the State Soil Conservation Board. Each of the State Areas shall be composed of the following counties:

*State Area No. 1 comprising fifteen (15) counties:*

Cimarron	Ellis	Woods	Grant
Texas	Woodward	Major	Garfield
Beaver	Dewey	Blaine	Kingfisher
Harper	Canadian	Alfalfa	

*State Area No. 2 comprising fifteen (15) counties:*

Kay	Pawnee	Lincoln	Garvin
Noble	Oklahoma	Murray	Pottawatomie
Logan	Cleveland	Love	Carter
Payne	McClain	Seminole	

*State Area No. 3 comprising sixteen (16) counties:*

Osage	Okmulgee	Muskogee	Sequoyah
Creek	Nowata	Craig	Adair
Washington	Rogers	Mayes	Delaware
Tulsa	Wagoner	Cherokee	Ottawa

*State Area No. 4 comprising fifteen (15) counties:*

Roger Mills	Jackson	Tillman	Grady
Beckham	Custer	Caddo	Stephens
Greer	Washita	Comanche	Jefferson
Harmon	Kiowa	Cotton	



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*State Area No. 5 comprising sixteen (16) counties:*

<i>Okfuskee</i>	<i>Marshall</i>	<i>Pittsburg</i>	<i>Pushmataha</i>
<i>Hughes</i>	<i>Coal</i>	<i>McIntosh</i>	<i>Choctaw</i>
<i>Pontotoc</i>	<i>Atoka</i>	<i>Haskell</i>	<i>LeFlore</i>
<i>Johnston</i>	<i>Bryan</i>	<i>Latimer</i>	<i>McCurtain</i>

*And in addition there is hereby established an Advisory Committee to the State Soil Conservation Board. The Advisory Committee shall consist of the President of the Oklahoma Agricultural and Mechanical College, the Director of the Oklahoma Agricultural and Mechanical College Extension Division, the Director of the State Agricultural Experiment Station, located at Stillwater, the State Supervisor of Vocational Agriculture Education, the President of the State Board of Agriculture, and the State Conservationist of the Soil Conservation Service of the United States Department of Agriculture.*

*Persons now serving as members of the State Soil Conservation Committee, heretofore created by law, shall continue to serve until the new members of the State Soil Conservation Board are selected, appointed and qualify as hereinafter provided. Within forty-five (45) days after this Act becomes effective, the Chairman of the State Soil Conservation Committee shall notify the Soil Conservation District Supervisors within each State Area of the time and place that an Area Convention is to be held as hereinafter provided. A Soil Conservation District shall be considered as being located in the State Area within which the greatest acreage of the District is located. A convention for each State Area shall be held within ninety (90) days after this Act becomes effective. Each Soil Conservation District shall elect one (1) member of its Board of Supervisors as the district delegate to the State Area Convention and at such convention, by ballot, the delegates from each State Area shall select three (3) persons from such area. Each State Area shall thereupon submit to the Governor of the State a list of three (3) persons selected by the delegates from such State Area and the Governor is authorized and empowered to appoint one (1) of such three (3) persons from each State Area to serve on the State Soil Conservation Board. Upon the appointment and qualifi-*

cation of such five (5) members, the Chairman of the State Soil Conservation Committee, serving as such at the time of the passage of this Act, shall call a meeting of the entire Board, at which time one (1) of said five (5) additional members provided for herein shall be elected Chairman of the State Soil Conservation Board. The appointments authorized herein to be made by the Governor shall be confirmed by the Senate. The terms of the five (5) members of the State Soil Conservation Board appointed by the Governor shall be as follows: The member from State Area No. 1 shall serve for one (1) year, the member from State Area No. 2 for two (2) years, the member from State Area No. 3 for three (3) years, the member from State Area No. 4 for four (4) years, and the member from State Area No. 5 for five (5) years, and thereafter each member shall serve for a period of five (5) years and shall be removed only for cause. In the event of a vacancy, the vacancy shall be filled in the same manner as the original appointment was made and by the same appointing authority.

The Board may invite the Secretary of Agricultural Department of the United States of America to appoint one person to serve with the above mentioned members as a member of the Board. The Board shall keep a record of its official actions, shall adopt a seal, which seal shall be judicially noticed, and may perform such acts, hold such public hearings and promulgate such rules and regulations as may be necessary for the execution of its functions under this Act.

B. The State Soil Conservation Board may employ an *Executive Director* and such technical experts and such other agents and employees, permanent and temporary, as it may require, and shall determine their qualifications, duties and compensation, *except that such Executive Director shall, as a condition to his eligibility to appointment, have been engaged in soil conservation work for at least three (3) years prior to his appointment.* The Board may call upon the Attorney General of the State for such legal services as it may require. It shall have authority to delegate to its Chairman, to one or more of its members, or to one or more agents or employees, such



powers and duties as it may deem proper. *Offices shall be provided by the State Board of Affairs in the Capitol Building, Oklahoma City.* Upon request of the Board for the purpose of carrying out any of its functions, the supervising officer of any State agency, or any State institution of learning, shall, in so far as may be possible under available appropriations and having due regard to the needs of the agency to which the request is directed, assign or detail to the Board members of the staff or personnel of such agency or institution of learning, and make such special reports, surveys, or studies as the Board may request.

C. *The Board shall reorganize annually and select a Chairman from one of the five additional members who shall serve for one (1) year from the date of his appointment. A member of the Board shall hold office so long as he shall retain the office by virtue of which he shall be serving on the Board. The Chairman of the State Soil Conservation Board shall by virtue of his chairmanship serve as a member of the Oklahoma Planning and Resources Board, created in Senate Bill No. 107 of the Sixteenth Legislature of the State of Oklahoma. A majority of the Board shall constitute a quorum, and the concurrence of a majority in any matter within their duties shall be required for its determination. The Chairman and members of the Board shall receive a per diem of Six Dollars (\$6.00) for each day or fraction thereof actually engaged in official work of the Board; provided, that such per diem allowance as to each member shall not exceed fifty (50) days in any year. The Chairman and members of the Board shall also be entitled to receive reimbursement for actual traveling expenses necessarily incurred in the performance of their duties of the Board; and provided, further, that only such members not otherwise compensated or paid from public funds shall be entitled to the per diem allowance. The Board shall provide for the execution of surety bonds for all employees and officers who shall be entrusted with funds or property; shall provide for the keeping of a full and accurate record of all proceedings and of all resolutions, regulations, and orders issued or adopted; and shall provide for an annual audit*

of the accounts of receipts and disbursements which shall be filed with the State Treasurer together with the annual audits of all districts and shall be open for public inspection.

D. In addition to the duties and powers hereinafter conferred upon the State Soil Conservation Board, it shall have the following duties and powers:

(1) To offer such assistance as may be appropriate to the supervisors of soil conservation districts, organized as provided hereinafter, in the carrying out of any of their powers and programs.

(2) To keep the supervisors of each of the several districts organized under the provisions of this Act informed of the activities and experience of all other districts organized hereunder, and to facilitate an interchange of advice and experience between such districts and cooperation between them.

(3) To coordinate the programs of the several soil conservation districts organized hereunder so far as this may be done by advice and consultation.

(4) To secure the cooperation and assistance of the United States and any of its agencies, and of agencies of this State, in the work of such districts and to accept donations, grants, gifts, and contributions in money, services or otherwise from the United States or any of its agencies or from the State or any of its agencies in order to carry out the purposes of this Act.

(5) To disseminate information throughout the State concerning the activities and programs of the soil conservation districts organized hereunder, and to encourage the formation of such districts in areas where their organization is desirable.

(6) The State Soil Conservation Board and the Soil Conservation Districts that may be created under this Act shall be of the official State agencies for cooperating with the Soil Conservation Service of the United States Department of Agriculture and for promulgating and enforcing land-use regulations or adjustments and carrying on soil conservation operations within the boundaries of Soil Conservation Districts as created under this Act.



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SECTION 2. 2 O. S. 1941 § 807 is hereby amended to read as follows:

§ 807. The governing body of the district shall consist of five (5) supervisors, elected or appointed as provided hereinabove. The two supervisors appointed by the *Board* shall be persons who are, by training and experience, qualified to perform the specialized skilled services which will be required of them in the performance of their duties hereunder.

The supervisors shall designate a chairman, *vice-chairman and secretary-treasurer, said secretary-treasurer to give good and sufficient bond for the faithful performance of his duties, and shall hold an election of officers every three (3) years.* The term of office of each supervisor shall be *two (2) years* except that the supervisors who are first appointed shall be designated to serve for terms of one (1) and two (2) years, respectively, from the date of their appointment. A supervisor shall hold office until his successor has been elected or appointed and has qualified. Vacancies shall be filled for the unexpired term *by the State Board.* \* \* \* A majority of the supervisors shall constitute a quorum and the concurrence of a majority in any matter within their duties shall be required for its determination. *Such supervisors shall be entitled to receive in lieu of traveling expenses and other compensation, the sum of four cents (4c) per mile actually and necessarily traveled in the performance of their duties. The county attorney shall act as the legal advisor for all Boards of Supervisors within his county and shall afford them like representation as is now provided for other county officers.*

SECTION 3. 2 O. S. 1941, Section 808, Sub-section B(9) is hereby amended to read as follows:

§ 808. B(9). To take over, by purchase, lease, or otherwise, and to administer, any soil-conservation, erosion-control, or erosion-prevention project located within its boundaries undertaken by the United States or any of its agencies, or by this State or any of its agencies; to manage, as agent of the United States or any of its agencies, or of this State or any of its agencies, any soil-conservation, erosion-control, or erosion-

prevention project within its boundaries; to act as agent for the United States, or any of its agencies, or for this State or any of its agencies, in connection with the acquisition, construction, operation, or administration of any soil-conservation, erosion-control, or erosion-prevention projects within its boundaries; to accept donations, gifts and contributions, in money, services, materials, or otherwise, from the United States or any of its agencies, or from this State or any of its agencies, and to use or expend such moneys, services, materials, or other contributions in carrying on its operations; *to enter into contracts or negotiations with any or all Federal agencies having responsibility for the distribution of surplus war or other materials suitable for utilization in soil-conservation practices for the use thereof; to enter into contracts and negotiate with any agency of the United States Government in any plan related to soil-conservation.*

SECTION 4. If any section or portion thereof of this Act be declared to be invalid, such declaration of invalidity shall not affect any other part of the Act.

SECTION 5. All acts and parts of acts in conflict herewith are hereby repealed.

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.

Senator Nichols moved that the Senate refuse to concur in Engrossed House Amendment to Engrossed Senate Bill No. 78 and request a conference thereon, which motion prevailed, the Presiding Officer appointing as the Senate conferees thereunder Senators Nichols, Paul, Leonard, Worthington and Chapman.

## COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 131, 245,



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246 and 290, each correctly engrossed and Senate Bill No. 274 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, Signed Engrossed Senate Bills Nos. 131, 245, 246 and 290 and ordered each bill transmitted to the Honorable House for consideration.

Senate Bill No. 274 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.

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Social Security, to whom was referred Senate Bill No. 301, by Nichols of the Senate, and Billingsley of the House, entitled

An Act amending Sections 7598, 7599, 7601, 7602, and 7603, Oklahoma Statutes 1931, providing for widows' pensions; increasing allowances to widows and children under eighteen; providing apportionment of funds available; defining class of widows entitled thereto; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WORTHINGTON, Chairman.

Mr. President: We, your Committee on Social Security, to whom was referred House Bill No. 304, by Speakman, entitled:

An Act relating to unemployment compensation, amending Subsections (b) and (e) of Section 213; Subsection (e) of Section 214; Subsection (f) of Section 215; Section 218; Subsection (h) of Section 224; Subsection (e) of Section 229; and Subdivision (6) of Subsection (f) of Section 229, Title 40, Oklahoma Statutes 1941; amending Subdivisions (2) and (7) of Subsection (c) of Section 217, Title 40, O. S. Supp. 1943 (2) and (7) of (c), Sec. 1, Ch. 6, Title 40, S. L. 1943); repealing Subsection (f) of Section 214, Title 40, Oklahoma Statutes 1941; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WORTHINGTON, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred House Bill No. 448, by Gullett, Carey, McCarty, Sherman, Wallace (Oklahoma) and Washington, entitled:

An Act amending Section 31 (h), Title 19, Chapter 6, page 76, Oklahoma Session Laws 1943 (19 O. S. Supp. 1943, § 180.42), relating to county officers and their salaries, providing for deputy sheriffs for certain areas, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Public Buildings, to whom was referred House Bill No. 460, by Hinds, Langley and Taylor, entitled:

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Northeastern State College at Tahlequah, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act, authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations, exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARRIER, Chairman.

Mr President: We, your Committee on Education, to whom was referred Engrossed House Bill No. 503, by Committee on Education, entitled:

An Act permitting school districts authorized to furnish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage 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.

RITZHAUPT, Chairman.

Mr. President: We, your Committee on Roads, Highways and Aviation, to whom was referred Senate Bill No. 297, by Rinehart and Collier, entitled:

An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the Second World War, authorizing such contracts to be renegotiated with the original contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency,

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 Manufacturing and Industry, to whom was referred Engrossed House Bill No. 314, by Billingsley, entitled:

An Act relating to the cleaning, pressing and dyeing industry; amending Subsection (5) Section 744, Title 59, O. S. 1941; amending Section 745, Title 59, O. S. 1941; providing for a license as a pre-requisite to engaging in the business of cleaning, pressing and dyeing and authorizing the collection of a fee therefor; 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.

PORTER, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 344, by Arrington of the House, and Rinehart of the Senate, entitled:

An Act authorizing and directing the Corporation Commission of the State of Oklahoma to issue certificate as to the facts and development for the production of oil and gas of tracts of land within the State of Oklahoma, as disclosed by its records; providing a fee therefor; providing for the recording of such certificates; prescribing the effect 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.

JONES, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 12, by Gary, entitled:

A Joint Resolution making appropriation and authorizing the State Board of Public Affairs to compensate Marshall and Bryan Counties in the State of Oklahoma and their governmental subdivisions for losses due to orders of the State Board of Affairs cancelling and abating taxes on tracts of land involved in closing out the Aylesworth prison farm project; and prescribing conditions,

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.

THORNTON, Chairman.

Mr. President: We, your Committee on Soil Conservation and Post War Planning, to whom was referred Senate Bill No. 149, by Norton and Cowden, entitled:

An Act creating a revolving fund for the division of soil conservation; creating said division in the Oklahoma Planning and Resources Board and defining its duties; pro-



viding for a director thereof; providing that director or his agents or employees shall have right of ingress and egress on all property upon which soil conservation projects are being constructed; providing said division to be free from damages and certain planning costs in any such project; providing for purchase of equipment; making appropriation therefor to be credited to said revolving 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.

NICHOLS, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 286, by Langley, entitled:

An Act relating to surplus in building funds created under the provisions of Section Ten (10), Article Ten (10), Oklahoma Constitution; providing that such surplus tax collections shall be refunded to the taxpayers by using same to reduce tax levies to comply with the restrictions of Section Nineteen (19), Article Ten (10), Oklahoma Constitution, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 310—By Nichols, of the Senate, and Medlock and Holt of the House—An Act appropriating the sum of fifteen thousand (\$15,000.00) dollars out of the Governor's Contingent Fund for the purpose of purchasing land adjacent to the East Central State Teachers' College at Ada, Oklahoma; prescribing the method and manner of the expenditure; 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. 307—By Thornton.**

By unanimous consent, Senate Bill No. 307 was ordered printed and placed upon the Calendar without reference to a Committee.

**SENATE BILL NO. 308—By Ritzhaupt.**

By unanimous consent, Senate Bill No. 308 was ordered printed and placed upon the Calendar without reference to a Committee.

**SENATE BILL NO. 309—By Anderson and Irby—**Referred to the Committee on Public Health and Welfare.

**ENGROSSED HOUSE BILL NO. 6—By Weaver—**Referred to the Committee on Education.

**ENGROSSED HOUSE BILL NO. 508 —** By Wilson, Speakman, Arms, Barr, Focht, Foley, Gibbs, Harshbarger, Holt, Hunt, Klinglesmith, McCarty, McCubbins, Medlock, Oerke, Reed, Sherman, Shipley, Singleton, Starr, Toaz, Van Dyck, Weaver, Williams and Wright.

By unanimous consent, House Bill No. 508 was ordered printed and placed upon the Calendar without reference to a Committee.

**ENGROSSED HOUSE BILL NO. 132—By Toaz, Biles, Oerke, Taylor and Wright—**Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

**ENGROSSED HOUSE BILL NO. 366—By Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Sherman—**Referred to the Committee on Fees and Salaries.

**ENGROSSED HOUSE BILL NO. 355—By Holt, Barnhart, Langley, Rowe and Segrest.**

Senator Finney asked that House Bill No. 355 be ordered printed and placed upon the Calendar without reference to a Committee, which was the order.

**ENGROSSED HOUSE BILL NO. 446—By Miles, Reed and Weaver—**Referred to the Committee on Public Health and Welfare.

**ENGROSSED HOUSE BILL NO. 482—By Montgomery, Barr, Billingsley, Harshbarger, Hughes, Levergood, Long and Wallace (Oklahoma).**



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Senator Sears asked that House Bill No. 482 be ordered printed and placed upon the Calendar without reference to a Committee, which was the order.

ENGROSSED HOUSE BILL NO. 36—By Holt, Medlock, Welch and Wilson.

Senator Lowery asked unanimous consent, which was granted, that House Bill No. 36 be referred to the Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 462—By Cordray and McNally of the House and Williams and Ginder of the Senate—Referred to the Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 154—By Medlock—Referred to the Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 502—By Rowe.

Senator Trussel asked unanimous consent, which was granted, that House Bill No. 502 be ordered printed and placed upon the Calendar, without reference to a Committee.

ENGROSSED HOUSE BILL NO. 339—By Arrington, Billingsley, Gibbs, Gullett, Johnson (Creek), Medlock, Morgan and Musgrave—Referred to the Committee on Oil and Gas.

ENGROSSED HOUSE BILL NO. 437—By Impson and Bradley—Referred to the Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 491—By McCarty, Carey, Sherman, Wallace (Oklahoma) and Washington—Referred to the Committee on State and County Affairs.

ENGROSSED HOUSE BILL NO. 368—By Miles—Referred to the Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 343—By Mountcastle—Referred to the Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 342—By Mountcastle—Referred to the Committee on Judiciary No. 1.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length, as follows, and taken up for consideration:

SENATE CONCURRENT RESOLUTION NO. 26—  
By NICHOLS and JONES of the Senate and ARRINGTON  
and WEAVER of the House.

A CONCURRENT RESOLUTION COMMENDING  
THE SERVICE TO THE STATE AND NATION OF  
JOSEPH A. COCANNOUER.

BE IT RESOLVED BY THE SENATE AND THE  
HOUSE OF REPRESENTATIVES OF THE TWENTIETH  
LEGISLATURE OF THE STATE OF OKLAHOMA:

WHEREAS, It is appropriate that this legislative  
body pay commendation and tribute to Joseph A. Cocan-  
nouer, agriculturist, soil conservationist, and educator, for  
selfless and valuable service to the State of Oklahoma and  
to the nation, and

WHEREAS, We note that though Joseph A. Cocan-  
nouer is a native of Illinois he has spent the greater por-  
tion of his life in Oklahoma and is claimed as a native  
son thereof, and

WHEREAS, Joseph A. Cocannouer was educated in  
the rural schools of Oklahoma and continued his higher  
education at Oklahoma Agricultural and Mechanical Col-  
lege (B. S. Degree); University of Philippine Islands  
(Master's Degree in Tropical Agriculture); special work  
at Kansas State College, University of Amsterdam, and  
National University of Mexico; and

WHEREAS, Joseph A. Cocannouer has devoted the  
greater portion of his life to the study and advancement  
of agriculture and soil conservation and by so doing has  
rendered a service to the state and nation impossible of  
measure but deserving of high tribute, and

WHEREAS, he is the author of books containing the  
result of his wide experience and knowledge in the field  
of soil conservation and preservation of soil resources,  
which books have been met with favorable public response,  
and

WHEREAS, he has unselfishly sacrificed time and  
effort so that future generations may receive the benefits  
of his toil and labor in the shape of improved agricultural  
and conservation measures.

NOW, THEREFORE, BE IT RESOLVED BY THE



**SENATE AND HOUSE OF REPRESENTATIVES OF  
THE TWENTIETH LEGISLATURE OF THE STATE OF  
OKLAHOMA:**

That we spread upon the records of these bodies this resolution of commendation and tribute to Joseph A Cocannouer, now serving in the public school system of the city of Stillwater, Payne County, for a long and distinguished career of service to his state, the nation, and to future generations of our citizens.

IT IS FURTHER RESOLVED that three copies of this resolution be transmitted to Joseph A. Cocannouer as an official expression of this body.

Senator Rinehart presiding.

Upon motion of Senator Nichols, Senate Concurrent Resolution No. 26 was adopted and ordered referred for engrossment.

**GENERAL ORDER**

Upon request of Senator Nance, HOUSE BILL NO. 72, by Committee on Roads and Highways, 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. 72, by substituting therefor the following:

**SENATE COMMITTEE SUBSTITUTE FOR HOUSE  
BILL NO. 72.**

AN ACT RELATING TO SURPLUS MONIES TO ACCRUE TO THE GENERAL REVENUE FUND OF THE STATE FOR THE FISCAL YEARS ENDING JUNE 30, 1945, AND JUNE 30, 1946, PROVIDING THAT AFTER SUFFICIENT MONIES HAVE BEEN SET ASIDE TO PAY THE STATE'S BONDED INDEBTEDNESS ANY SURPLUS ACCRUING TO THE GENERAL REVENUE FUND OF THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 1945, AND LIKEWISE FOR THE FISCAL YEAR ENDING JUNE 30, 1946, SHALL BE TRANSFERRED TO THE STATE HIGHWAY CONSTRUCTION AND MAINTENANCE FUND TO BE USED FOR THE

PURPOSES FOR WHICH SAID FUND IS DEDICATED AND APPROPRIATED, DECLARING ONE OF THE PURPOSES OF MAKING SUCH TRANSFERS IS TO REPLACE ANY ROAD USER REVENUES WHICH MAY HAVE BEEN DIVERTED FROM HIGHWAY PURPOSES CONTRARY TO FEDERAL AID ACTS, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. When the monies credited to the Sinking Fund created by Section 23a, Article 10, Oklahoma Constitution, page 23, Oklahoma Session Laws 1944, together with the monies set aside to pay the State's bonded indebtedness as provided by the statutes authorizing the issuance of said bonds, are sufficient to pay all outstanding bonds and coupons heretofore issued by the State of Oklahoma, as determined by the Governor, State Treasurer and Attorney General, all surplus funds thereafter accruing to the General Revenue Fund of the State for the fiscal year ending June 30, 1945, and likewise for the fiscal year ending June 30, 1946, shall be transferred and credited to the State Highway Construction and Maintenance Fund to be expended by the State Highway Commission for the purposes for which said State Highway Construction and Maintenance Fund is dedicated and appropriated. One of the purposes of making said transfers of money to the State Highway Construction and Maintenance Fund is to replace any road user revenues which may have been diverted from highway purposes to other uses contrary to Federal aid acts.

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.

NANCE.

Upon motion of Senator Nance, House Bill No. 72, 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. 72, as amended, was



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considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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

Ayes: Anglin, Brown, Burns, Cobb, Collier, Counts, Cowden, Dacus, Finney, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, White, Worthington.—31.

Not Voting. Anderson, Chapman, Goodpaster, Jones, Speck.—5.

Excused: Braden, Carrier, Duffy, Gary, Thornton, Williams.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Cobb, Collier, Counts, Cowden, Dacus, Finney, Ginder, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, White, Worthington.—31.

Not Voting: Anderson, Chapman, Goodpaster, Jones, Speck.—5.

Excused. Braden, Carrier, Duffy, Gary, Thornton, Williams.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 72, as amended, was ordered referred for engrossment.

President Pro Tempore Paul presiding.

President Pro Tempore Paul introduced to the Senate Lieutenant Colonel Alvan M. Muldrow, of the 12th Field Artillery Battalion, United States Army, who addressed the Senate.

#### GENERAL ORDER

SENATE BILL NO. 252, by Ritzhaupt, was taken up for consideration and read at length.

Senators Lowery, Rinehart and Wheeler submitted the following amendment, which was adopted:

Mr President: We move to amend Senate Bill No. 252, line 18, page 3, by striking after the word "soap", the following: "intended for cleansing purposes only"

LOWERY,  
RINEHART,  
WHEELER.

Senator Rinehart submitted the following amendment, which was adopted upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 252, line 4, page 35, by striking after the word "by" the following: "a member of the medical, dental, or veterinary profession who is licensed by law to administer such drug," and substituting in lieu thereof the following: "a physician registered by the Narcotic Bureau of the Federal Government and qualified to practice the healing art under the laws of the State of Oklahoma," and in line 8, after the word "such" by striking "member of the medical, dental, or veterinary profession," and substituting in lieu thereof the word "physician."

RINEHART.

Senator Rinehart submitted the following amendment, which was adopted upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 252, line 10, page 35, by striking after the word "by" the follow-



ing: "a member of the medical, dental, or veterinary profession" and substituting in lieu thereof, "a physician registered by the Narcotic Bureau of the Federal Government and qualified to practice the healing art under the laws of the State of Oklahoma" and in line 15, page 35, by striking after the word "such" the following: "member of the medical, dental, or veterinary profession" and substituting the word "physician", and in line 1, page 36, by striking after the word "such" the following: "member of the medical, dental, or veterinary profession" and substituting the word "physician"

RINEHART.

Senator Rinehart submitted the following amendment, which was adopted upon motion of Senator Ritzhaupt:

Mr. President: I move to amend Senate Bill No. 252, line 5, page 42, by striking after the word "disseminated" the following: "only to members of the medical, dental, or veterinary profession" and substituting in lieu thereof the following "by a physician registered by the Narcotic Bureau of the Federal Government and qualified to practice the healing art under the laws of the State of Oklahoma."

RINEHART.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr President: I move to amend Senate Bill No. 252, line 17, page 34, by striking out all of subsection (k) of Section 15, page 14 and substituting in lieu thereof the following: "(k) If it is a drug sold at retail for use by man and contains any quantity of aminopyrine, barbituric acid, cinchophen, dinitrophenol, or sulfanilamide, or their derivatives, or any other drug which has been found by the Commissioner or his agent to be unsafe for self medication and so designated by him in a regulation adopted; unless it is sold on a written prescription signed by a member of the medical or dental profession who is licensed by law to administer such drug, and its label bears the name and place of business of the seller, the serial number, and date of such prescription, and the name of such member of the medical or dental profession: Provided, that the provisions of this subsection shall not apply to preparations containing sulfanilamide or its derivatives which are intended for topi-

cal application and which may after a hearing by the Commissioner be declared exempt from its provisions."

RITZHAUPT.

Senator Irby submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 252, line 2, page 47, by inserting a new paragraph to be known as Section 26, as follows: "No provision in this Act relating to drugs shall be operative until the State Board of Pharmacy shall have by rules and regulations approved such provision. It is hereby declared to be the intent of the Legislature by this provision to vest in the State Board of Pharmacy exclusive powers to determine whether the provisions of this Act relating to drugs shall be operative."

IRBY.

Upon motion of Senator Ritzhaupt, Senate Bill No. 252, 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. 252, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 252 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Burns, Chapman, Collier, Dacus, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Worthington.—26.

Not Voting: Anderson, Anglin, Cobb, Counts, Cowden, Ginder, Grennell, Lowery, Mahan, Neill, Rinehart.—11.

Excused: Braden, Carrier, Duffy, Thornton, Williams.—5.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 252, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 456, by Shipley, et al, was taken up for consideration and read at length.

Upon motion of Senator Nevins, House Bill No. 456 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 456 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Not Voting: Anderson, Anglin, Ginder, Grennell, Irby, Neill.—6.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Not Voting: Anderson, Anglin, Ginder, Grennell, Irby, Neill.—6.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 456, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 175, by Burns, was taken up for consideration and read at length.

Senator Burns submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 175, line 2, page 1, by striking after the word "Section" and before the word "of" the figure "9" and inserting the figures "34" and in the title in line 7, after the word "Section" and before the word "of" by striking the figure "9" and inserting the figures "34."

#### BURNS.

Upon motion of Senator Burns, Senate Bill No. 175, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and Senate Bill No. 175, as amended, was considered engrossed and placed upon third reading and final passage.



### THIRD READING

SENATE BILL NO. 175 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results.

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Worthington.—26.

Nays: Cowden, Ginder, Nance, Paul.—4.

Not Voting: Anglin, Cobb, Collier, Goodpaster, Irby, Mahan, Nevins, Wheeler, White.—9.

Excused Braden, Duffy, Williams.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Burns asked unanimous consent, which was granted, that the emergency clause of Senate Bill No. 175 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY "

Senate Bill No. 175 was ordered referred for engrossment.

### GENERAL ORDER

By unanimous consent, consideration of SENATE BILLS NOS. 176 and 177 was deferred for this legislative day without losing their places upon the calendar.

HOUSE BILL NO. 376—by Wallace, was taken up for consideration and read at length.

Upon motion of Senator Nance, House Bill No. 376 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 376 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

Ayes. Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, White, Worthington.—30.

Not Voting: Anderson, Anglin, Cobb, Counts, Ginder, Mahan, Norton, Ritzhaupt, Speck, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, White, Worthington.—30.

Not Voting: Anderson, Anglin, Cobb, Counts, Ginder, Mahan, Norton, Ritzhaupt, Speck, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 376, and ordered the same returned to the Honorable House.



### GENERAL ORDER

HOUSE BILL NO. 435, by Taylor, was taken up for consideration and read at length.

Upon motion of Senator Thornton, House Bill No. 435 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 435 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 435 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, White, Worthington.—30.

Not Voting. Anderson, Anglin, Cobb, Dacus, Ginder, Nevins, Nichols, Norton, Speck, Wheeler.—10.

Excused. Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, White, Worthington.—30.

Not Voting: Anderson, Anglin, Cobb, Dacus, Ginder, Nevins, Nichols, Norton, Speck, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 435, and ordered the same returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 112, by Sears, was taken up for consideration and read at length.

Upon motion of Senator Sears, Senate Bill No. 112 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and Senate Bill No. 112 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 112 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, White.—31.

Nays: Cowden.—1.

Not Voting: Anderson, Anglin, Ginder, Nevins, Norton, Speck, Wheeler, Worthington.—8.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority



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of the votes of all members elected to and constituting the Senate was declared passed.

Senator Sears asked unanimous consent, which was granted, that the emergency clause of Senate Bill No. 112 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 112 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 212, by Leonard, was taken up for consideration and read at length.

Senator Lowery moved that consideration of Senate Bill No. 212 be postponed until some future legislative day, which motion prevailed.

Upon motion of Senator Finney, the Senate closed its doors and went into executive session.

The Senate reassembled, in open session, with President Pro Tempore Paul presiding.

Upon motion of Senator Ritzhaupt, SENATE BILL NO. 93, by Wheeler, Dacus, Nevins, Gary, Irby, Anderson and Ritzhaupt, under Third Reading, and SENATE BILL NO. 294, by Committee on Education, under General Order, were ordered withdrawn from the Calendar and re-referred to the Committee on Education.

Senator Rinehart asked unanimous consent, which was granted, that SENATE BILL NO. 306, by Burns, be ordered withdrawn from the Committee on Roads, Highways and Aviation and referred to the Committee on Public Service Corporations.

Senator Lowery presiding.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted:

Mr. President: We, your Committee on Fish and Game, to whom was referred Engrossed House Bill No. 89, by Biles, Barnhart, Barr, Batson, Dees, Dorsett, Fields, Flow-

ers, Focht, Foley, Frix, Gullett, Hathcoat, Holt, Levergood, Medlock, Oerke, Ownby, Reed, Standley, Taylor, Thompson (Pushmataha), Toaz, Underwood, Welch and Wright of the House, and Gary of the Senate, entitled.

An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 § § 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, and six (6) months after, apply to any member of the armed forces, military or naval; providing for termination of 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.

COBB, Chairman.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 89, by Biles, et al, of the House, and Gary, of the Senate, was taken up for immediate consideration, and read.

Upon motion of Senator Gary, House Bill No. 89 was advanced to engrossment and third reading.

Upon motion of Senator Gary, 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:

Ayes: Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Speck, Thornton, White, Worthington.—30.

Not Voting: Anderson, Anglin, Carrier, Grennell, Norton, Paul, Ritzhaupt, Sears, Trussel, Wheeler.—10.

Excused: Braden, Williams.—2.



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Excused on Account of Military Service. Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Pruett, Rinehart, Speck, Thornton, White, Worthington.—30.

Not Voting: Anderson, Anglin, Carrier, Grennell, Norton, Paul, Ritzhaupt, Sears, Trussel, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service. Fine, Phillips.—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. 156, by Anglin, was taken up for consideration and read at length.

Upon motion of Senator Finney, Senate Bill No. 156 was advanced to engrossment and third reading.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 139 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed En-

grossed Senate Amendments to and Engrossed House Bill No. 139, as amended, and ordered the bill returned to the Honorable House.

### GENERAL ORDER

SENATE BILL NO. 184, by Counts and White, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 184, by changing the words and figures, "Eight Hundred Thousand (\$800,000.00) Dollars" to "Four Hundred Thousand (\$400,000.00) Dollars."

THORNTON.

Upon motion of Senator Counts, Senate Bill No. 184, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 184, as amended, 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:

Ayes. Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, White, Worthington.—30.

Not Voting: Anderson, Anglin, Carrier, Grennell, Logan, Norton, Rinehart, Sears, Trussel, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, White, Worthington.—30.

Not Voting: Anderson Anglin, Carrier, Grennell, Logan, Norton, Rinehart, Sears, Trussel, Wheeler.—10.

Excused: Braden, Williams.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 184, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 498 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 498, as amended, and ordered the bill returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 278, by Cobb, of the Senate, and Wright, of the House, was taken up for consideration and read at length.

Upon motion of Senator Cobb, Senate Bill No. 278 was advanced to engrossment and third reading.

Upon motion of Senator Cobb, 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:

Ayes Brown, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Thornton, Worthington.—27

Not Voting. Anderson, Anglin, Burns, Carrier, Grennell, Logan, Norton, Rinehart, Sears, Speck, Trussel, Wheeler, White.—13.

Excused: Braden, Williams.—2.

Excused on Account of Military Service Fine, Phillips.—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 Cobb, the emergency was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY "

Senate Bill No. 278 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 Judiciary No. 2, to whom was referred Senate Bill No. 305, by Irby and Burns, entitled:

An Act amending Section 89, Title 69, Oklahoma Stat-



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utes 1941, relating to audits of the books, records and files of the State Highway Commission; authorizing the expenditure of the sum of Fifteen Thousand (\$15,000.00) Dollars annually, out of the State Highway Construction and Maintenance Fund for the payment of the costs of making said audits,

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.

Senator Nance asked unanimous consent, which was granted, that Senate Bill No. 305 be referred to the Committee on Roads, Highways and Aviation.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 357, by Carmichael of the House and Anderson of the Senate, entitled:

An Act amending 19 O. S. 1941, § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employees, where required; repealing all 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.

ANDERSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 459, by Ward and Shelton, entitled:

An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county in this State, having a population of not less than twenty-one thousand five hundred (21,500) nor more than twenty-two thousand (22,000) and an assessed net valuation of, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President We, your Committee on Fish and Game,

to whom was referred Engrossed House Bill No. 90, by Toaz, entitled:

An Act amending 29 O. S. Supp. 1943 § 263 relating to the trapping of nongame fish, fixing the license fee, providing bond, providing for inspection of traps; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

COBB, Chairman.

Mr. President: We, your Committee on Fish and Game, to whom was referred Engrossed House Bill No. 363, by Committee on Game and Fish, entitled:

An Act relating to the taking of game and non-game fish; defining game fish; regulating the size of such fish which may be taken lawfully from the waters of this state, the number respectively of each species and in the aggregate which may be taken, which may be in possession, and which may be in possession of a non-resident on leaving the state; prohibiting the sale, exchange or offering for sale of game fish except those taken from privately owned lakes not containing fish or spawn received from 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.

COBB, Chairman.

Mr. President: We, your Committee on Fish, Game and Appropriations, to whom was referred Senate Bill No. 48, by Irby, entitled:

An Act authorizing and directing the State Game and Fish Commission to complete the Fort Towson Dam on Gates Creek in Choctaw County, Oklahoma; making appropriation therefor; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

COBB, Chairman.

Mr. President: We, your Committee on Judiciary No. 1,



*Sixty-second Day, Wednesday, April 11, 1945* 1317

to whom was referred Engrossed House Bill No. 325, by Miles, entitled:

An Act relating to ordinances passed by cities and towns and the publication thereof; amending Section 1, of Chapter 14, Title 11 of the Session Laws of Oklahoma, 1943; and declaring an 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 367, by Weaver and Washington, entitled:

An Act requiring a serological blood test for syphilis of pregnant women; defining the duties of attending physician; taking a sample of the blood of such women, and submitting such blood sample to an approved laboratory for a standard serological test for syphilis; defining the duties of all physicians and non-licensed practitioners in attendance on such women; describing methods and defining words used in this Act; requiring report and certificate of every birth and stillbirth by the physician or others; providing penalties for violations 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.

PRUETT, Chairman.

### FIRST READING

By unanimous consent, the following Bills were introduced and read for the first time:

SENATE BILL NO. 311—By Counts and Chapman—An Act relating to taxation; providing that real property omitted for any year or years may be assessed for said year or years and placed upon the tax rolls; providing that the tax for such year or years may be paid without penalty, interest or costs in case the same is assessed and placed upon the tax rolls on or before September 1, 1945; and declaring an emergency.

**SENATE BILL NO. 312**—By Counts and Chapman—An Act waiving, releasing and cancelling penalties, interest and costs accruing on ad valorem taxes upon personal property for the year 1944 and all prior years, provided all taxes due for the year 1944 and all prior years are paid on or before September 1, 1945; and declaring an emergency.

**SENATE BILL NO. 313**—By Counts, White, Pruett, Goodpaster, Mahan, Burns, Porter, and Leonard—An Act relating to the judicial council as established by order of the Supreme Court of Oklahoma providing that judges and clerks of the courts of the state, sheriffs, county attorneys, and other officers of the state and its subdivisions shall cooperate with and make reports to the judicial council upon request, and declaring an emergency.

**SENATE BILL NO. 314**—By Anderson—An Act fixing the annual salary of the state examiner and inspector of the State of Oklahoma, and the annual salaries of the assistant, head deputies, deputies, and other members of his office whose positions are now created and provided by law; fixing effective date of this Act; repealing conflicting laws; and declaring an emergency.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Thursday, April 12, 1945.



## SIXTY-THIRD LEGISLATIVE DAY

Thursday, April 12, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—42.

Excused on Account of Military Service: Fine, Phillips.—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.

## 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 Fees and Salaries, to whom was referred House Bill No. 366, by Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Speakman, entitled:

An Act amending Title 74, Section 276, Oklahoma Statutes 1941, by providing for the appointment of a legal secretary for the justice of the supreme court, including chief justice thereof, and fixing their salaries; and declaring an emergency,



beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute for Engrossed House Bill 366 do pass.

GOODPASTER, Chairman.

Mr. President: He, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 462, by Cordray and McNally of the House and Williams and Ginder of the Senate, entitled:

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Northwestern State College at Alva, East Central State College at Ada, Central State College at Edmond, Southwestern Institute of Technology at Weatherford, and Southeastern State College at Durant, all in the State of Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Senate Bill No. 309, by Anderson and Irby, entitled:



An Act relating to cosmetology; providing that the provisions hereof shall be cumulative to 59 O. S. 1941 § § 198 - 198.27, inclusive, as amended; repealing all laws or parts of laws in conflict herewith; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 446, by Miles, Reed and Weaver, entitled:

An Act making unlawful the sale in Oklahoma of certain defined drugs, commonly called barbiturates, except by license drug stores and upon written prescriptions by persons licensed in this state to practice medicine and surgery, osteopathy, dentistry and veterinary medicine; fixing 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.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 154, by Medlock, entitled:

An Act amending 59 O. S. 1941 § 83; relating to the sanitary inspection of barber shops in 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.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 303, by Welch, entitled:

An Act relating to public health, authorizing the state department of health to cooperate with federal agencies in public health programs and to accept grants of money, personnel and property for the programs relating to public



health, providing system for accounting and disbursing federal funds granted to the state health department, authorizing 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.

IRBY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 278, by Tankersley, entitled:

An Act authorizing boards of county commissioners to rent road machinery and equipment on a monthly basis, such rental contracts to provide that if the board of county commissioners rents such machinery as equipment for thirty months or lesser term the lessor shall execute and deliver, 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.

ANDERSON, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 72, Senate Concurrent Resolution No. 26 and Senate Bills Nos. 112, 175, 184 and 278, each, correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 72, as amended, and ordered the bill returned to the Honorable House.

The President Pro Tempore, in open session, signed Engrossed Senate Concurrent Resolution No. 26 and Engrossed Senate Bills Nos. 112, 175, 184 and 278 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. 315—By Thornton—An Act fixing the salaries of certain state officers and employees whose salaries are payable from the general revenue fund and special funds of the state; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of act severable; repealing acts and/or parts of acts in so far as they conflict therewith; fixing effective date of act; declaring intention and providing other details; and declaring an emergency.

SENATE BILL NO. 316—By Worthington—An Act relating to school districts and annexation of territory; amending Title 70, Chapter 24, Section 10, Session Laws 1943, to provide for the detachment and return of territory annexed to school districts during certain years; and declaring an emergency.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives, to advise you, and through you, the Honorable Senate, that the House has named as additional conferees to:

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 8—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the operations budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth (20th) Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said System of Higher Education, in order that said Regents may have information in relation thereto,

the following House members: Medlock, Underwood, Doty and Van Dyck.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.



Senator Gary moved that 4 additional Senate Conferees be appointed under Engrossed House Concurrent Resolution No. 8, which motion prevailed, the President Pro Tempore announcing the appointments would be made later.

**MR. PRESIDENT:**

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. 470—By Cantrell,**

An Act relating to the taxation of gasoline or motor fuel; levying an excise tax of two cents (.02c) per gallon to provide additional funds to the State Highway Commission in order that the State of Oklahoma may participate in the federal program of highway construction; providing certain exemptions; providing the method of collection and distribution of the tax; providing for termination of the Act December 31, 1946; making Act severable, and declaring an emergency,

and the Bill has been passed by the House of Representatives AS AMENDED by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

**MR. PRESIDENT:**

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 Gibbs,**

An Act relating to the listing and publishing of notices of sale of real property at either the original tax sale or resale; requiring county treasurers to list real property in such notices as they appear on the tax rolls and according to their correct legal description; providing that failure to so publish such notices shall render tax deeds based thereon void; directing courts of this State in actions to cancel such deeds, to declare same invalid and void; making provisions of Act severable; and declaring an emergency,

and asks for a conference thereon, and has appointed as



House Conferees on said House Bill, the following: McCarty, Gullett, Montgomery and Welch.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Senator Gary moved that the request of the Honorable House for a conference on Engrossed House Bill No. 360 be granted and that 4 Senate Conferees be appointed, which motion prevailed, the President Pro Tempore announcing the appointments would be made later.

MR. PRESIDENT:

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. 498 — By Johnson (Creek) and Wallace (Oklahoma),

An Act amending 47 O. S. 1941 §22.2 and paragraph 1 of 47 O. S. 1941 §22.5; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the motor vehicle license and registration act of this State; providing that the minimum annual license fee for automobiles, as defined in said motor vehicle license and registration act, shall be not less than five dollars (\$5.00); and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Wallace (Carter), Barr and Billingsley.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Senator Gary moved that the request of the Honorable House for a conference on Engrossed House Bill No. 498 be granted and 3 Senate Conferees be appointed, which motion prevailed, the President Pro Tempore appointing as such Conferees Senators Nance, Lowery and Wheeler.

MR. PRESIDENT:

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. 78—By Nichols,

An Act relating to soil conservation, the State Soil Conservation Board, and Supervisors of Soil Conservation Districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the State Soil Conservation Board three (3) members who shall be farmers as the term is defined herein, prescribing their qualifications and method of appointment; providing for the employment of an executive director by the State Soil Conservation Board and prescribing for Board reorganization, terms of office, per diem and traveling expenses for certain members of the Board; amending 2 O. S. 1941, Section 807, to provide for election of officers of the Board of Supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941, Section 808, Subsection B (9), to provide for contracts or negotiations with federal agencies and cooperation therewith in soil conservation matters; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency,

and has appointed as Conferees, the following Representatives: Billingsley, Chairman, Arrington, Barr, Foley and Standley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

## MR. PRESIDENT:

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. 139—By Committee on Education,

An Act relating to public schools; creating the State Common School Fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this Act shall be used



to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Flowers, Chairman, Toaz, Shipley, Medlock, Hawthorne, Underwood, Parrish, Biles, Wright, Shumate, Hunt, Morris, Hathcoat, Bradley, Langley, Billingsley, Batson, Gullett, Musgrave and Taylor.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Gary moved that the request of the Honorable House for a conference on Engrossed House Bill No. 139 be granted and 20 Senate Conferees be appointed, which motion prevailed, the President Pro Tempore announcing the appointments would be made later.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

**ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22**—By Mitchelson and Russell of the House, and Porter and Goodpaster of the Senate,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named State institutions of higher learning,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 22 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



**ENGROSSED SENATE BILL NO. 66—By Nevins,**

An Act amending 19 O. S. 1941, 326, to provide regular monthly sessions of the board of county commissioners in each county to begin on the first Monday thereof; consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency, and

**ENGROSSED SENATE BILL NO. 141—By Anglin and Nichols,**

An Act amending Section 35, Title 16, Oklahoma Statutes, 1941, relating to acknowledgments, so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Oklahoma; validating acknowledgments heretofore taken before notaries public in Canada (including Newfoundland); and declaring an emergency, and

**ENGROSSED SENATE BILL NO. 116—By Collier,**

An Act authorizing trust companies subject to the laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies, under such regulations or limitations as may be prescribed by the Bank Commissioner of Oklahoma, and without regard to the amount of such obligations compared to the appraised value of mortgaged property securing the same and without limitation as to the amount of such obligations that may be owned or held by said trust company; providing that such obligations may be deposited with any official of Oklahoma under any law requiring deposits of assets of such trust companies; repealing all laws or parts of laws in conflict herewith; and declaring an emergency, and

**ENGROSSED SENATE BILL NO. 136—By Anglin,**

An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part



or all of lands, or mineral interests therein, belonging to said estates with adjacent lands for oil and gas development and operation; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 117 — By Collier and Ritzhaupt,

An Act relating to banks and trust companies; amending 6 O. S. 1941 § 108b by changing the provisions of sub-paragraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made; the term of said loans and the amortization thereof; adding a subparagraph to said section authorizing longer term loans made under authority of servicemen's readjustment act of 1944, and as may be amended; prescribing a limitation on the term of such loans and removing restrictions and limitations of said Section 108b upon such loans; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 66, 116, 117, 136 and 141 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 134—By Hughes, Bullard, Carmichael, Dees, Hathcoat, Hussy, Klinglesmith, and Langley,

An Act amending 47 O. S. 1941 § 288, extending period of driver's licenses; amending 47 O. S. 1941 § 312, relating to issuance of operator's and chauffeur's licenses and fees thereof; providing that tag agent issuing such licenses may retain ten (10c) cents of license fee under certain conditions; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 456—By Shipley and Gibbs of the House, and Nevins of the Senate,

An Act amending Section 26, Sub-section (d), Title



19, Chapter 6, Page 69, Oklahoma Session Laws 1943 (the same being House Bill No. 259 of the Nineteenth Session of the Oklahoma Legislature) relating to counties and county officers and their salaries and compensation; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 177—By Taylor,**

An Act amending Title 56, O. S. 1941, Section 164, Paragraph 3, of Sub-division (a) of said Section 1, authorizing inmates of institutions to make application for assistance and relief; amending Sub-division (d) of the said Section 1, so as to increase the age limit for assistance to dependent children; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 258—By Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt of the House, and Dacus and Wheeler of the Senate,**

An Act relating to the revolving fund of the Western Oklahoma State Hospital, Clinton, Oklahoma; creating a "petty cash fund" in said revolving fund; prescribing the purposes for which said petty cash fund may be expended; providing the manner in which said petty cash fund may be reimbursed; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 435—By Taylor,**

An Act amending Chapter 2b, Title 26, Oklahoma Session Laws 1943, House Bill No. 431, (62 O. S. Supp. 1943 § 323) relating to claims against the court fund; providing that when such funds exceed the sum of Six Thousand Dollars (\$6,000.00) the excise board may provide for sheriffs' fees, mileage, boarding prisoners and other office expenses in counties having a population of not less than 21,500 and not more than 25,000 and an assessed net valuation of Five Million (\$5,000,000.00) Dollars or less, which sum shall not be used unless approved in writing by the district judge of such county; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 376—By Wallace (Carter), Flanagan, Foley, Shumate and Speakman,**

An Act amending Section 3 of House Bill No. 83 of the Twentieth Legislature of the State of Oklahoma; providing that provisions of said House Bill shall not apply to designated associations and unions; and declaring an emergency; and,



ENROLLED HOUSE BILL NO. 116—By Bradley,

An Act providing that no real property of a deceased person shall be liable for debts of such person unless letters testamentary or of administration be granted within three years from date of death of such decedent, with proviso excepting lien of any mortgage, upon specific real property, existing and recorded at date of death of decedent; and providing that nothing in this Act shall prevent real property of a person deceased for three years prior to the going into effect of this Act from such liability where letters testamentary or of administration shall be issued prior to one year after the going into effect of this Act; and,

ENROLLED HOUSE BILL NO. 89—By Biles, Barnhart, Barr, Batson, Dees, Dorsett, Fields, Flowers, Focht, Foley, Frix, Gullett, Hathcoat, Holt, Levergood, Medlock, Oerke, Ownby, Reed, Standley, Taylor, Thompson (Pushmataha), Toaz, Underwood, Welch, and Wright of the House, and Gary of the Senate,

An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 § § 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, and six (6) months after, apply to any member of the armed forces, military or naval; providing for termination of 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 89, 116, 134, 177, 258, 376, 435 and 456 were, each, read at length for the fourth time, the enrolled copies signed in open session by President Pro Tempore Paul and ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



ENROLLED SENATE BILL NO. 274—By Committee on Revenue and Taxation,

An Act relating to income tax; amending 68 O. S. 1941 §873 to require the Oklahoma Tax Commission to reserve the sum of three million (\$3,000,000.00) dollars out of income tax collections on and after February 1st of each year for apportionment during the succeeding fiscal year to the general revenue fund of the state for such succeeding fiscal year; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 274 was ordered referred to the Governor for consideration.

Senator Burns asked to be relieved of the duty of serving as a Member of the Special Committee, appointed on April 10, with instructions to prepare and present to the Senate a bill having to do with the re-districting of the State as to State Senatorial Districts, which request was ordered granted, and the President Pro Tempore appointed Senator Nance in his stead.

Senator Nance moved that the Committee on Legislative re-districting of the Senate be included as a part of the Special Committee, to consider and write a re-apportionment bill.

Senator Nichols asked to be relieved of the duty of serving as a Member of the Special Committee, appointed on April 10, with instructions to prepare and present to the Senate a bill having to do with the re-districting of the State as to State Senatorial Districts, following which the President Pro Tempore declared the said Special Committee discharged.

The President Pro Tempore announced the Senate Committee on Congressional and Legislative Re-districting would have charge of the matter of preparing and presenting to the Senate a re-apportionment bill, as to State Senatorial Districts.

Senator Jones asked unanimous consent, which was



granted, that ENGROSSED HOUSE BILL NO. 339, by Arrington, et al, be ordered printed.

## SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 310—By Nichols of the Senate and Medlock and Holt of the House.

Upon request of Senator Thornton, Senate Bill No. 310 was ordered printed and placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 311—By Counts, Chapman and White—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 312—By Counts, Chapman and White—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

SENATE BILL NO. 313—By Counts, White, Pruett, Goodpaster, Mahan Burns, Porter and Leonard—Referred to Committee on Judiciary No. 1.

SENATE BILL NO. 314—By Anderson—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 153—By Medlock—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 505—By Weaver—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 244—By Dees, Biles, Flowers, Hawthorne, Parrish and Shumate—Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 260—By Mountcastle and Wiley—Referred to Committee on Appropriations.

## GENERAL ORDER

Senator Rinehart asked for consideration of SENATE BILL NO. 297, by Rinehart and Collier, following which the bill was read and considered.

Upon motion of Senator Rinehart, Senate Bill No. 297 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 297 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Anderson, Braden, Chapman, Gary, Goodpaster, Mahan.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—36.

Not Voting: Anderson, Braden, Chapman, Gary, Goodpaster, Mahan.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 297 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 226, by Committee on Roads, Highways and Aviation, was taken up for consideration and read at length.

Upon motion of Senator Rinehart, Senate Bill No. 226 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 226 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 226 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nancè, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.  
—35.

Not Voting: Anderson, Braden, Chapman, Counts, Gary, Goodpaster, Mahan.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:



Ayes: Anglin, Brown, Burns, Carrier, Cobb, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Not Voting: Anderson, Braden, Chapman, Counts, Gary, Goodpaster, Mahan.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 226 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 304, by Speakman, was taken up for consideration and read at length.

Upon motion of Senator Anglin, House Bill No. 304 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 304 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 304 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Nays: Williams.—1.

Not Voting: Chapman, Cobb, Counts, Gary, Goodpaster, Mahan, Nance, Norton, Wheeler.—9.



Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Cowden, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—32.

Nays: Williams.—1.

Not Voting: Chapman, Cobb, Counts, Gary, Goodpaster, Mahan, Nance, Norton, Wheeler.—9.

Excused on Account of Military Service: Fine, Phillips.—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. 304, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 307, by Thornton, was taken up for consideration and read.

By unanimous consent, upon request of Senator Thornton, Senate Bill No. 307 was advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Thornton, Senate Bill No. 307 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams.—31.

Not Voting: Brown, Chapman, Cobb, Gary, Mahan, Nance, Norton, Porter, Rinehart, Sears, Worthington.—11.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Collier, Counts, Cowden, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Pruett, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams.—31.

Not Voting: Brown, Chapman, Cobb, Gary, Mahan, Nance, Norton, Porter, Rinehart, Sears, Worthington.—11.

Excused on Account of Military Service: Fine, Phillips.—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. 307 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 23, by Thornton, was taken up for consideration, read at length and adopted upon his motion.

Senate Concurrent Resolution No. 23 was ordered referred for engrossment.



HOUSE CONCURRENT RESOLUTION NO. 12, by House Appropriations Committee, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 12, line 14, page 2, by striking all of lines 14 to 17, inclusive.

THORNTON.

Upon motion of Senator Thornton, House Concurrent Resolution No. 12, as amended, was adopted and ordered referred for engrossment.

HOUSE CONCURRENT RESOLUTION NO. 13, by House Appropriations Committee, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 13, by striking all of lines 14 to 17, inclusive, page 2.

THORNTON.

Upon motion of Senator Thornton, House Concurrent Resolution No. 13, as amended, was adopted and ordered referred for engrossment.

HOUSE CONCURRENT RESOLUTION NO. 14, by House Appropriations Committee, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 14, by striking all of lines 13 to 16, inclusive, page 2.

THORNTON.

Upon motion of Senator Thornton, House Concurrent Resolution No. 14, as amended, was adopted and ordered referred for engrossment.

HOUSE CONCURRENT RESOLUTION NO. 16, by House Appropriations Committee, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 16, by striking all of lines 14 to 17, inclusive, page 2.

THORNTON.

Upon motion of Senator Thornton, House Concurrent Resolution No. 16, as amended, was adopted and ordered referred for engrossment.

HOUSE CONCURRENT RESOLUTION NO. 18, by House Appropriations Committee, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Concurrent Resolution No. 18, by striking all of lines 2 to 5, page 3.

THORNTON.

Upon motion of Senator Thornton, House Concurrent Resolution No. 18, as amended, was adopted and ordered referred for engrossment.

SENATE BILL NO. 276, by Duffy, was read and considered.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 276, line 1, page 2, by striking after the word, "funds," and before the word, "be," the word, "shall," and inserting the word, "may."

DUFFY.

Upon motion of Senator Duffy, Senate Bill No. 276, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Duffy, 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:



Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—31.

Nays: Finney.—1.

Not Voting: Carrier, Gary, Logan, Mahan, Nance, Nichols, Norton, Speck, White, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—31.

Nays: Finney.—1.

Not Voting: Carrier, Gary, Logan, Mahan, Nance, Nichols, Norton, Speck, White, Williams.—10.

Excused on Account of Military Service: Fine, Phillips.—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. 276 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 70, by Finney, was taken up for consideration and read.

Upon motion of Senator Finney, Senate Bill No. 70 was advanced to engrossment and third reading.

By unanimous consent, Senator Finney submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 70, by adding as Section 6, the following:

"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."

FINNEY.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 70, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 70 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—34.

Not Voting: Ginder, Logan, Mahan, Nance, Speck, Wheeler, White, Williams.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy,



Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—34.

Not Voting: Ginder, Logan, Mahan, Nance, Speck, Wheeler, White, Williams.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 70, as amended, was ordered referred for engrossment.

Senator Braden asked that the record show, had he been present at the time of Third Reading and final passage of SENATE BILL NO. 297, by Rinehart and Collier, he would have voted "AYE," which was the order.

#### GENERAL ORDER

HOUSE BILL NO. 161, by Ward, was taken up for consideration and read at length.

Upon motion of Senator Goodpaster, House Bill No. 161 was advanced to engrossment and third reading.

Upon motion of Senator Goodpaster, the rules of the Senate were suspended and House Bill No. 161 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 161 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Norton,



Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—38.

Not Voting: Braden, Logan, Mahan, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—38.

Not Voting: Braden, Logan, Mahan, White.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 161, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 105, by Weaver and Committee on Veterans' Affairs, was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 105 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 105 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE BILL NO. 105 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—40.

Not Voting: Mahan, White.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—40.

Not Voting: Mahan, White.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 105, and ordered the same returned to the Honorable House.



## GENERAL ORDER

HOUSE BILL NO. 271, by Arrington, was taken up for consideration and read at length.

Upon motion of Senator Jones, House Bill No. 271 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 271 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Not Voting: Irby, Neill, Norton, Rinehart, White.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Not Voting: Irby, Neill, Norton, Rinehart, White.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 271, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 324, by Langley, of the House, and Collier, of the Senate, was taken up for consideration and read at length.

Upon motion of Senator Collier, House Bill No. 324 was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Cobb, Duffy, Goodpaster, Lowery, Nevins, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Cobb, Duffy, Goodpaster, Lowery, Nevins, Thornton, White.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 324, and ordered the same returned to the Honorable House.

Senator Norton presiding.

#### GENERAL ORDER

HOUSE BILL NO. 77, by Starr, et al, was taken up for consideration and read.

Senators Rinehart and Lowery submitted the following amendment:

Mr. President: We move to amend House Bill No. 77, line 7, page 3, by adding after the word, "Association," and before the word, "The," the following: "Provided further that one member of said Board shall be a duly licensed osteopathic physician of the State of Oklahoma."

RINEHART  
LOWERY.

Senator Gary asked to be made a co-author of the Rinehart-Lowery amendment, which was the order.

Senator Braden moved to table the Rinehart-Lowery-Gary amendment, which motion prevailed.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 77, line



15, page 4, by changing the words and figures, "Six Thousand (\$6,000.00) Dollars," to the words and figures, "Forty-eight Hundred (\$4800.00) Dollars."

THORNTON.

Senators Rinehart, Burns and Lowery submitted the following amendment:

Mr. President: We move to amend House Bill No. 77, line 7, page 3, by adding after the word, "Association," and before the word, "The," the following: "Provided further that of the remaining members of said Board one of whom shall be duly licensed by the State of Oklahoma as an osteopathic physician, one as a Dentist, one as a chiropractor and one as a veterinarian."

RINEHART  
BURNS  
LOWERY.

Senator Lowery moved the previous question be now put, which motion prevailed.

The vote occurring on the Rinehart, Burns, Lowery amendment, it was declared failed of adoption.

Senator Rinehart submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 77, line 4, page 4, by adding after the word "adopt" the following: "provided nothing in this Act shall prevent citizens of this State from the free choice of any practitioner of the healing art who is licensed to practice his profession in the State of Oklahoma, nor shall the Act be construed to permit one legalized profession of the healing art to discriminate in any manner against any other profession of the healing art so licensed to practice their profession by the State of Oklahoma."

RINEHART.

Senator Ritzhaupt raised a point of order against the Rinehart amendment saying it was not germane to the bill, that the bill does not deal with the practice of the healing art and does not in any way restrict any resident of this State from selecting any member of the healing art that he may desire, which point was ruled not well taken by the President Pro Tempore.

The vote occurring on the Rinehart amendment, it was declared adopted.

Senators Ginder and Dacus submitted the following amendment:

Mr. President: We move to amend Engrossed House Bill No. 77, line 4, page 3, as follows: By adding after the word "majority" and before the word "of," the following: "but never more than five (5)."

GINDER,  
DACUS.

Senator Jones, as a substitute, submitted the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 77, line 4, page 3, by striking after the word "State" the balance of line 4, all of lines 5 and 6 and down to and including the word "association" on line 7.

JONES.

Senator Collier moved to table the Jones amendment, which motion prevailed.

Senator Counts moved to table the Ginder amendment, which motion prevailed.

Upon motion of Senator Counts, House Bill No. 77 was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and House Bill No. 77 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—32.



Nays: Burns, Carrier, Gary, Ginder, Lowery, Rinehart, Sears, Trussel.—8.

Not Voting: Cobb, Mahan.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Cowden, Dacus, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Wheeler, White, Williams, Worthington.—32.

Nays: Burns, Carrier, Gary, Ginder, Lowery, Rinehart, Sears, Trussel.—8.

Not Voting: Cobb, Mahan.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 77 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 460, by Hinds, et al, was taken up for consideration and read at length.

Upon motion of Senator Nevins, House Bill No. 460 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 460 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 460 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—36.

Not Voting: Collier, Ginder, Norton, Pruett, Rinehart, Williams.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Counts, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—36.

Not Voting: Collier, Ginder, Norton, Pruett, Rinehart, Williams.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 460, and ordered the same returned to the Honorable House.



Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 252 and 297 and House Concurrent Resolutions Nos. 12, 13, 14, 16, and 18 each correctly engrossed and Senate Bill No. 66 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 252 and 297, and ordered them transmitted to the Honorable House for consideration.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Concurrent Resolutions No. 12, 13, 14, 16 and 18, each as amended, and ordered the Resolutions returned to the Honorable House.

Senate Bill No. 66 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.

#### GENERAL ORDER

SENATE JOINT RESOLUTION NO. 12, by Gary, et al, was taken up for consideration and read at length.

Upon motion of Senator Gary, Senate Joint Resolution No. 12 was advanced to engrossment and third reading.

By unanimous consent, Senate Joint Resolution No. 12 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE JOINT RESOLUTION NO. 12 was read for the third time at length.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Burns, Chapman, Collier, Cowden, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan,

Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—34.

Not Voting: Brown, Carrier, Cobb, Counts, Ginder, Nance, Rinehart, Williams.—8.

Excused on Account of Military Service: Fine, Phillips.—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. 12 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 Revenue and Taxation, to whom was referred Engrossed House Joint Resolution No. 8, by Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Hawthorne, Levergood, Medlock, Reed, Rowe, Segrest, Taylor and Williams, entitled:

A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the State from twenty-one (21) years to eighteen (18) years; providing for the submission of said amendment to the people for their approval or rejection,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Senate Committee Substitute for House Joint Resolution No. 8 do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Senate Joint Resolution No. 8, by 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 9, of Article X, 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 Senate Committee Substitute for Senate Joint Resolution do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 368, by Miles, entitled:

An Act requiring land owners to cooperate in the extermination of prairie dogs; providing the method thereof and penalty for violation; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.

Mr. President: We, your Committee on Revenue, Taxation and Constitutional Amendments, to whom was referred Engrossed House Bill No. 390, by Wallace (Carter), entitled:

An Act amending Section 131 of Title 68, Oklahoma Statutes of 1941; authorizing and empowering the Oklahoma Tax Commission to waive Use Tax Levies under House Bill No. 3 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States Government in the interest of National Defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; 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 the Committee Substitute hereto attached do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No.

142, by Edwards, KlingleSmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch, entitled:

An Act relating to tax resale and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or that person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute for Engrossed House Bill No. 142 do pass.

NANCE, Chairman.

The President Pro Tempore announced the report of the death of Franklin Delano Roosevelt, the President of the United States.

Senator Finney moved that a committee of three be appointed to ascertain the correctness of the report, which motion prevailed, the President Pro Tempore appointing as such Committee, Senators Burns, Chairman, Jones and Counts.

The Senate was declared at ease until the return of the Committee.

The Senate reassembled and was called to order by President Pro Tempore Paul.

Senator Burns, on behalf of the Special Committee appointed to ascertain the correctness of the report of the death of Franklin Delano Roosevelt, President of the United States, advised the Senate the report was correct.

Upon motion of Senator Finney, Mr. George O'Neal offered a prayer.

The President Pro Tempore appointed a committee, composed of Senators Jones, Chairman, Burns and Counts, to arrange suitable ceremony to be held in Joint Session, the Committee being further instructed to arrange for the placing of the United States Flag, as well as that of Oklahoma, at half mast.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 o'clock, p. m., Friday, April 13, 1945.



SIXTY-FOURTH LEGISLATIVE DAY

Friday, April 13, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTION

The following Resolution was introduced, read at length and adopted upon motion of Senator Paul:

SENATE RESOLUTION NO. 8—By PAUL.

RESOLUTION EXPRESSING REGRET AND SYMPATHY ON ACCOUNT OF THE UNTIMELY DEATH OF WILLIAM PAUL MAYS, TEST PILOT AT THE DOUGLAS AIRCRAFT PLANT ON APRIL 11, 1945.

WHEREAS, in the conduct of the war and as a part thereof in the production of various types of aircraft and the testing of said aircraft is a vital part of said war, and

WHEREAS, on the 11th day of April, 1945, William

Paul Mays, a test pilot at the Douglas Aircraft Plant in Oklahoma City, Oklahoma, had the misfortune, while testing a C-47, to crash and lose his life, and

WHEREAS, said William Paul Mays was the son of Mr. and Mrs. William P. Mays of Maysville, Garvin County, Oklahoma, and he, himself, was for a time prior to his entrance into this service, engaged in business at Pauls Valley, Oklahoma, and had distinguished himself as a test pilot after having been a flying instructor at the Ada Flying Service for more than a year, and

WHEREAS, in the death of this splendid young man, the State and the Nation has lost a man from a splendid family, with determination, bravery, courage, and genuine, loyal American patriotism, and

WHEREAS, it is fitting and proper that this body give suitable and proper recognition of the life and conduct and efforts of this young man in his untimely passing,

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF OKLAHOMA OF THE TWENTIETH SESSION OF THE OKLAHOMA LEGISLATURE:

That we express to the family and the bereaved ones our heartfelt regrets on account of the loss of their loved one, and extend our most sincere sympathy to his wife, Joy Mays, and to his son, and to his father and mother, Mr. and Mrs. William P. Mays, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be mailed to the members of the family of the deceased.

Senate Resolution No. 8 was ordered referred for engrossment.

Upon motion of Senator Paul, the Secretary was directed to have prepared and mailed to the family of William Paul Mays copies of Senate Resolution No. 8, written in long hand on kid or sheep skin.

A Committee from the Honorable House, headed by Representative Batson, was received which advised the Senate the Honorable House was ready to meet in Joint Session for the purpose of Memorial Services for Franklin Delano Roosevelt, deceased President of the United States.



The President advised the Committee from the Honorable House that the Senate would repair to the House Chamber for a Joint Session at 2:00 p. m.

Senator Paul moved that Senators Thornton, Chairman, White, Nevins, Wheeler, Worthington and Porter be appointed as a Special Committee to go to Muskogee and ascertain the destruction done to the State Institution located there and to citizens and their property, as a result of storms on yesterday, the Committee to report on Monday, April 16, which motion prevailed.

Senator Paul moved that Senators Finney, Chairman, Chapman, Lowery and Ritzhaupt be appointed as a Special Committee to go to Antlers and ascertain the damage done to State Highway Division Headquarters and to citizens and their property, as a result of storms on yesterday, the Committee to report on Monday, April 16, which motion prevailed.

Senator Paul moved that Senators Braden, Chairman, Burns and Counts be appointed as a Special Committee to go to Wilburton and ascertain the destruction done to the State Institution located there and to citizens and their property, as a result of storms on yesterday, the Committee to report on Monday, April 16, which motion prevailed.

Senator Counts advised the Senate he would be unable to act as a member of the Special Committee, appointed to go to Wilburton, and Senator Neill was appointed in his stead.

Upon motion of Senator Paul, Senators Nichols, Goodpaster and Pruett, were appointed as a Special Committee to notify the Governor the Senate will meet the Honorable House in Joint Session at 2:00 p. m., for the purpose of Memorial Services.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 77, Senate Concurrent Resolution No. 23, Senate Joint Resolution No. 12 and Senate Bills Nos. 70, 226, 276 and 307 each correctly engrossed; and Senate Bills Nos. 116, 117, 136 and 141 each correctly enrolled.

DACUS, Chairman.



The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 77, as amended, and ordered the bill returned to the Honorable House.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 23, Engrossed Senate Joint Resolution No. 12 and Engrossed Senate Bills Nos. 70, 226, 276 and 307 and ordered each transmitted to the Honorable House for consideration.

Senate Bills Nos. 116, 117 and 141 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 Anglin presiding.

Senate Bill No. 136 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.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 470—By Cantrell,

An Act relating to the taxation of gasoline or motor fuel; levying an excise tax of two cents (.02c) per gallon to provide additional funds to the state highway commission in order that the state of Oklahoma may participate in the federal program of highway construction; providing certain exemptions; providing the method of collection and distribution of the tax; providing for termination of the Act December 31, 1946; making 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 470 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 President directed that the Senate proceed to the House Chamber for the purpose of a Joint Session.

The Senate and Honorable House, in Joint Session, was called to order by President Berry.

The President ordered the roll of the Senate called, resulting as follows:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The President declared a quorum of the Senate present.

The Speaker of the Honorable House ordered the roll of the House called, resulting as follows:

Present: Arms, Arrington, Ash, Bacon, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Cantrell, Carey, Carmichael, Carr, Choate, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Hathcoat, Hawthorne, Hines (Washita), Hoffsommer, Holt, Huey, Hughes, Hunt, Impson, Johnson (Comanche), Johnson (Creek), Jones, King, Klingsmith, Langley, Levergood, Long, Madrano, McCarty, McCubbins, McNally, Meads, Medlock, Miles, Mitchellson, Morgan, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sher-



man, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Story, Tankersley, Taylor, Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson, Wright, Mr. Speaker.—97.

Excused: Bailey, Baldwin, Camp, Cordray, Edwards, Harshbarger, Hussey, Kerr, Lansden, McDonald, Mills, Montgomery, Morris, Starr, Streetman, Thompson (Lincoln), Thompson (Pushmataha).—21.

Deceased: Durant.—1.

Resigned: Hill.—1.

The Speaker declared a quorum of the House present.

The President declared a quorum of both the Senate and the Honorable House present and the Joint Session duly assembled.

Memorial Services for Franklin Delano Roosevelt, deceased President of the United States being the purpose of the Joint Session, the following Program was had:

Invocation ----- Rev. W. C. Campbell, Sulphur,  
House Chaplain.

Senator Finney submitted and had read the following Joint Concurrent Resolution, which was unanimously adopted upon motion of Speaker Hinds:

**JOINT CONCURRENT RESOLUTION NO. 1.—By ALL MEMBERS OF THE SENATE AND ALL MEMBERS OF THE HOUSE OF REPRESENTATIVES.**

**A JOINT CONCURRENT RESOLUTION EXPRESSING PROFOUND REGRET AT THE LOSS OF OUR GREAT PRESIDENT AND COMMANDER IN CHIEF, FRANKLIN DELANO ROOSEVELT.**

WHEREAS, A great man has fallen, the American people have lost their matchless President, our fighting forces have lost their Supreme Commander, the people have lost their truest friend, the world has lost its greatest friend of freedom—Franklin Delano Roosevelt is dead; and

WHEREAS, realizing the immensity of the loss that the people of Oklahoma have sustained, and realizing also the inadequacy of language to express in full measure either our people's sorrow or their sense of loss, the



Senate and House of Representatives of Oklahoma would attempt to express in simple words their appreciation of the noble services rendered by their Noble Leader, we would dispense with the extravagant eulogy that has become the proverbial blemish of funeral orations and merely notify our sense of loss and our duty of dedication; and

WHEREAS, as an imperfect monument to the man who saved his country, both from the clutches of depression and the ruin threatened by military monsters, we would dedicate ourselves to the ideals for which he wrought so mightily and for which he finally gave his life; and

WHEREAS, this day of tears is also a day for memories—we recall the darkened day on which Franklin Delano Roosevelt became President of a prostrate nation and the one authoritative voice of a helpless, if not hopeless, people. In him reposed the only confidence retained by a people who had been seared by three years of want, hunger and bankruptcy born of an unexampled depression. We remind ourselves of the eagerness with which a ruined nation turned to their chosen leader for just one word of hope and reassurance; and

WHEREAS, mighty today is the memory of the courage, resolution and unfailing patience with which our President addressed himself to the task of leading his people out of economic bondage, of the measures he fashioned to salvage the Republic from the wreckage of economic catastrophe, and of the signal success that crowned his efforts. He first took office as the President of a pauperized people. He left that people busy and prosperous when he finally cast off his weary load; and

WHEREAS, in the midst of his ceaseless labors for the betterment of his people, treason hurled its bolt against the peace and security of the world. A gathering shadow spread out from the old world's capitals and voiced the determination of tyrants to destroy the last vestige of liberty and democracy and even civilization itself. The one man among all those who presided over the destinies of the nations to appraise correctly the menace of the coming storm was Franklin Delano Roosevelt. Patiently, ceaselessly and determinedly he proceeded to arouse his people to a consciousness of danger. Patiently he sought to induce them to prepare for their defense from national annihilation. Courageously he promoted a lend-lease program to



enable the defenders of freedom to hold their battle lines until America was ready to play her positive part in the battle for civilization. Bravely he lifted his defiant face to a year-long march of successive calamities while American possessions were being overrun by the barbarian and the American flag was being lowered before the onrush of his country's foes. While the American people wept with the passion of an angry grief because they were powerless to save their riddled regiments and while the very sea was giving up its dead in the convulsion of his country, the great heart of the American Leader never failed.

Then when the tides of war had turned we were enabled to realize the immensity of the preparations made for the delivery of our country from its perils. Then we saw the mobilized might of America begin to move against the enemies of freedom. With the roar of the sullen guns was blended the jubilant notes of victory's bugles. Now the mighty battle weapon fashioned by the genius of Franklin Delano Roosevelt is at the throats of the Hun and the Nipponese. Our armies are at the gates of the Nazi capital. The house of Mussolini is no more. Our army and navy and flying avengers are strewn death in the Japanese strongholds and leveling the bastions of the Nipponese capital; and

WHEREAS, destiny would have been more kind if it had permitted the man who ruled the storm to see its final ending, but that was not to be. On the very eve of a victory beyond all precedent in its possibilities, he heard the final call of the Infinite. "God's finger touched him and he slept." Down among the murmuring pines of Dixie he became the outstanding casualty of the world's greatest war;

NOW, THEREFORE, the Senate of Oklahoma, the House of Representatives concurring therein, taking note of the life and achievements and unequalled services of its departed Leader, and gathering inspiration from his noble life and heroic death, do hereby resolve that we bear earnest and official testimony to the noble life and matchless record of the Leader we followed in life and revere in death, and we renew our allegiance to the cause of world peace promoted so earnestly by our departed President and dedicate ourselves to the task of banishing the fear of recurring wars from the entire earth; and



BE IT FURTHER RESOLVED, that we pledge our loyal support to the man who succeeds our martyred leader and hasten to help him finish the tasks his splendid predecessor has so well begun.

Memorial Address ----- John Steele Batson, Marietta,  
Member of House—  
Love County

Memorial Address ----- James C. Nance, Purcell,  
Member of Senate—  
19th District

Vocal Solo, "The Holy City" Joe Benton,  
University of Oklahoma

Violin Solo, "Ave Maria" ----- Mrs. Robert H. Sherman,  
Oklahoma City

Dr. Hope Housel, Harpist,  
Oklahoma City, Accompanist

Memorial Address ----- Governor Robert S. Kerr

Onward Christian Soldiers

Led by ----- Wallace G. Hughes, Guymon,  
Member of House—  
Texas County

Benediction ----- Rev. W. C. Dawson, Okla-  
homa City, Senate Chaplain

Upon motion of Representative Mountcastle, the Memorial Address of Governor Robert S. Kerr, as follows, was ordered printed in the Journals of the House and Senate:

Mr. President of the Senate

Mr. Speaker of the House

Ladies and Gentlemen of the Joint Session, and

My Fellow Oklahomans

President Franklin Delano Roosevelt is dead! •

The words reverberate like thunder rolling amid mighty mountains.

Their impact is felt around the world.

The ranks of the Big Three are broken.



There is sorrow in the Kremlin where Joseph Stalin, directing Russia's mighty war effort realizes that Roosevelt is dead.

There is sorrow in Whitehall and at No. 10 Downing Street where Winston Churchill contemplates the onrushing sweep of Democracy's fighting forces on the Western Front, and knows that his most stalwart comrade is gone.

There is sorrow in Chungking as the Generalissimo and Madame Chiang Kai-Shek feel the shock of a loss not only to themselves, but also to their people.

There is grief in the hearts of the leaders of every nation on this earth who are striving and fighting for freedom.

There is lamentation from where the shadows of Chapultepec fall across the palace of President Avilla Comancho, all along the Isthmus, and from Panama to where the Southern peaks of the Andes rear their snow-capped heads above the waters of Cape Horn.

There is deep sorrow in far off Australia, in New Guinea, in the lands which still writhe under the heel of the loathed Jap invader; in the Philippines whose coral strands reflect the rays of sunlight which had been in eclipse, but which have returned.

The symbol of their liberation is dead.

There is sorrow in the hearts of our military commanders, as the greatest Generals and Admirals of America's proud history weep unashamed at the bier of their fallen Commander-in-Chief.

Roosevelt is dead!

The hearts of the people of America are heavy as they bid farewell to their beloved President.

A shadow has fallen across the hearth of every American home, of the rich and of the poor.

American workers will make a greater effort today in tribute to the sacrifice of the life of the best friend they ever had.

The farmers of America will raise their sights and increase production goals in loving recognition of the supreme



sacrifice made by the champion who advanced their welfare more than any other.

The rank and file of American citizens wherever they are will work a little harder and dedicate themselves anew in honor of the heroic death of the great leader they loved so well.

The aged stand with heads bowed and bared as they mourn the passing of one who implemented his affection for them by bringing to them an economic security they had never known and which, without him, they would not have.

The fighting men and women of America around the world, on the sea, on the land, and in the air, will surge forward with greater resolve and greater power, inspired by the heroic death of their matchless Commander. They will rededicate themselves, that they may insure winning the objectives which were so dear to him and which they had expected to win with him.

His most fitting monument is in the hearts of the people who loved him, as he loved them and who will cherish and treasure his memory until time ripens into eternity.

But, my fellow Americans, in the darkness of our sorrow the light of gratitude and determination breaks upon us.

We are grateful that Franklin Delano Roosevelt has lived.

We are thankful that his genius led us out of the Nation's greatest depression.

We are happy in the knowledge that his transcendent courage and brilliance have led us through the danger and the carnage of the most terrible war in history, until today, we, with our brave Allies, have achieved victory over Germany, and know that we and they are likewise winning certain victory over Japan.

We are grateful that his spirit will lead us patiently, but surely, in achieving an abiding peace. We can never be thankful enough that he was willing and able to give all that he had in the service of his Country and that the security and welfare of his people were more precious to him than his life.

We will meet the crisis brought about by his death in the light of the examples he gave us while he lived.

Do you remember the fateful morning of March 4th, 1933?

Let the words of courage which he spoke then challenge us anew:

"Nor need we shrink from honestly facing conditions in our country today. This great nation will endure as it has endured, will revive and will prosper.

"So first of all let me assert my firm belief that the only thing we have to fear is fear itself.

"In every dark hour of our national life a leadership of frankness and vigor has met with that understanding and support of the people themselves which is essential to victory. I am convinced that you will again give that support to leadership in these critical days."

Do you remember his courage, his superb confidence, and his infinite faith as he stood before the Joint Session of the National Congress after Pearl Harbor and called America to arms to meet the challenge of Japanese aggression, in these words:

"No matter how long it may take us to overcome this premeditated invasion, the American people, in their righteous might, will win through to absolute victory.

"With confidence in our armed forces, with the unbounding determination of our people, we will gain the inevitable triumph, so help us God."

We face our future today in the light and inspiration of his words spoken to the Congress and to the Nation on January 7, 1943:

"Therefore, let us, all of us, have confidence, let us redouble our efforts.

"A tremendous, costly, long-enduring task in peace as well as in war is still ahead of us.

"But, as we face that continuing task, we may know that the state of this nation is good—the heart of this nation is sound—the spirit of this nation is strong—the faith of this nation is eternal."



We are richer far than we have ever been, in every phase of our national life by reason of his life and service, and of the giving of his life to his Country's cause.

We will honor him by giving our confidence and full support to and by **holding up** the hands of his successor, Harry S. Truman of Missouri, who is today President of the United States.

We will follow the example of Franklin Delano Roosevelt by rededicating all that we have and all that we are to completing the unfinished task that is ahead.

With an even greater unity among us because of his sacrifice, with steadfastness of purpose worthy of the ideals for which he lived, America moves majestically and irresistably **forward and upward** to her greatest destiny!

ROBT. S. KERR.

The President announced the issuance by the Governor of an Executive Proclamation, designating tomorrow as a Day of Mourning and Prayer throughout the State.

Upon motion of Representative Speakman, the Joint Session was ordered dissolved.

The Senate reassembled, in open session, with the President presiding.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 72—By Committee on Roads and Highways,

An Act relating to surplus monies to accrue to the General Revenue Fund of the State for the fiscal year ending June 30, 1945, providing that after sufficient monies have been set aside to pay the State's bonded indebtedness, any surplus accruing to the General Revenue Fund of the



State for the fiscal year ending June 30, 1945, shall be transferred to the State Highway Construction and Maintenance Fund to be used for the purposes for which said Fund is dedicated and appropriated; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED HOUSE BILL NO. 498—By Johnson (Creek) and Wallace (Oklahoma),

An Act amending 47 O. S. 1941 § 22.2 and Paragraph 1 of 47 O. S. 1941 § 22.5; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the motor vehicle license and registration Act of this state; providing that the minimum annual license fee for automobiles, as defined in said motor vehicle license and registration Act, shall be not less than five dollars (\$5.00); 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,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 498 was read, as follows and adopted upon motion of Senator Nance:

To the Speaker of the House of Representatives:  
To the President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 498 with the Engrossed Senate Amendments thereto, same being

An Act amending 47 O. S. 1941 § 22.2 and Paragraph



1 of 47 O. S. 1941 § 22.5; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the Motor Vehicle License and Registration Act of this State; providing that the minimum annual license fee for automobiles, as defined in said Motor Vehicle License and Registration Act, shall be not less than five dollars (\$5.00); and declaring an emergency,

beg leave to report that we have had the same under consideration and return the same herewith with the recommendation that the Senate Amendments to the said Engrossed House Bill 498 be adopted, and that the said Senate Amendments be amended as follows:

**AMENDMENT NO. 1:** By amending Senate Amendment No. 1, line 11, by adding after the figures "1941" and before the word "is" in Section 1, the following: "as amended by Title 47, Section 1b, same being House Bill 254, Oklahoma Session Laws, 1943,"

**AMENDMENT NO. 2:** By amending the title of said Senate Amendments by adding after the figures "22.2" and before the word "and" the following words and figures: "AS AMENDED BY TITLE 47, CHAPTER 1b, SAME BEING HOUSE BILL 254, OKLAHOMA SESSION LAWS, 1943"

**House Conferees:**

WALLACE (Carter)  
BILLINGSLEY  
BARR

**Senate Conferees:**

NANCE  
LOWERY  
WHEELER

ENGROSSED HOUSE BILL NO. 498, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Worthington.—27.

Nays: Carrier, Norton.—2.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Not Voting: Anderson, Collier, Goodpaster, Irby, Neill, Sears, White, Williams.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 498, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

The President announced the appointment of Senators Nance, Paul, Sears and Grennell, as Senate Conferees under ENGROSSED HOUSE BILL NO. 360.

The President announced the appointment of Senators Ritzhaupt, Gary, Anglin, Mahan, Goodpaster, Speck, Nevins, Norton, Dacus, Leonard, Collier, Finney, Pruett, Lowery, Brown, Wheeler, Logan, Carrier, Sears and Chapman, as Senate Conferees under ENGROSSED HOUSE BILL NO. 139.



GENERAL ORDER

SENATE BILL NO. 219, by Nevins, was taken up for consideration and read.

Senator Mahan submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 219, by substituting therefor the following:

SUBSTITUTE FOR SENATE BILL NO. 219 — By NEVINS.

AN ACT RELATING TO SCHOOL DISTRICT ANNEXATIONS; VALIDATING ANNEXATIONS OF PARTS OF SCHOOL DISTRICTS IN CASES WHERE NO PROTEST WAS MADE AGAINST SUCH ANNEXATION EITHER BY THE ELECTORS OR BY THE DISTRICT FROM WHICH THE TERRITORY WAS DETACHED; PROVIDING THAT THE VALIDATING PORTION OF THIS ACT SHALL NOT APPLY WHERE LITIGATION AROSE OR IS PENDING OVER SAID ANNEXATION, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Annexations of school district territory under the terms of Senate Bill No. 3 of the Nineteenth Legislature of the State of Oklahoma in cases where such annexations were made without the filing of a written protest with the County Superintendent, either by any of the electors of the territory being annexed or by the district from which the territory was being detached, and then only in cases where only a part of a district was annexed to another district, are hereby validated and confirmed; Provided, however, that the foregoing validating provisions of this Act shall not, in any event, apply in any situation where litigation of any nature arose over said annexations at any time, or in any situation where litigation is pending at the time of the passage and approval of this Act concerning the validity of such annexation.

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.

MAHAN.

Upon request of Senator Mahan, further consideration of Senate Bill No. 219, as amended, was deferred for this legislative day, the bill to be ordered printed, as amended.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 8 correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 8 and ordered it referred for enrollment.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and adopted upon motion of Senator Nance:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 308, by Committee on Revenue and Taxation, entitled:

An Act relating to income tax; defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending Title 68, Sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, 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.

NANCE, Chairman.



### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 308, by Committee on Revenue and Taxation, was taken up for immediate consideration and read at length.

By unanimous consent, upon request of Senator Nance, the title to House Bill No. 308 was ordered amended by striking the words "NON-OPERATING" before the word "LOSS" and insert the word "NET-OPERATING."

Upon motion of Senator Nance, House Bill No. 308, 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. 308 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anglin, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Worthington.—26.

Nays: Nevins—1.

Not Voting: Anderson, Braden, Carrier, Collier, Goodpaster, Irby, Mahan, Sears, White, Williams.—10.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 308 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 142, by Edwards, et al, was taken up for consideration and read at length.

Senator Nichols presiding.

Upon motion of Senator Nance, House Bill No. 142 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 142 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 142 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Burns, Chapman, Counts, Dacus, Duffy, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Worthington.—25.

Nays: Finney, Nevins.—2.



Not Voting: Anderson, Brown, Carrier, Collier, Goodpaster, Irby, Paul, Sears, White, Williams.—10.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 142 was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 317, by Foley, et al, was taken up for consideration and read at length.

Upon motion of Senator Lowery, House Bill No. 317 was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and House Bill No. 317 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 317 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Speck, Trussel, Wheeler, Worthington.—26.

Not Voting: Anderson, Carrier, Collier, Goodpaster, Irby, Norton, Rinehart, Ritzhaupt, Sears, White, Williams.—11.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 317, and ordered the same returned to the Honorable House.



MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 72—By Committee on Roads and Highways,

An Act relating to surplus monies to accrue to the general revenue fund of the state for the fiscal years ending June 30, 1945, and June 30, 1946, providing that after sufficient monies have been set aside to pay the state's bonded indebtedness any surplus accruing to the general revenue fund of the state for the fiscal year ending June 30, 1945, and likewise for the fiscal year ending June 30, 1946, shall be transferred to the state highway construction and maintenance fund to be used for the purpose for which said fund is dedicated and apportioned, declaring one of the purposes of making such transfers is to replace any road user revenues which may have been diverted from highway purposes contrary to federal aid Acts; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 72 was read for the fourth time at length, the enrolled copy signed, in open session, by the Presiding Officer, and ordered returned to the Honorable House.

GENERAL ORDER

HOUSE JOINT RESOLUTION NO. 8, by Hathcoat, et al, was taken up for consideration and read at length.

Upon motion of Senator Nance, House Joint Resolution No. 8 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Sen-

ate were suspended and House Joint Resolution No. 8 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE JOINT RESOLUTION NO. 8 was read for the third time at length.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Worthington.—28.

Not Voting: Anderson, Carrier, Collier, Gary, Goodpaster, Irby, Sears, White, Williams.—9.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The Resolution, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the Resolution become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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 Joint Resolution No. 8 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 22, by Pruett, was taken up for consideration and read at length.

Upon motion of Senator Pruett, Senate Concurrent Resolution No. 22 was adopted and ordered referred for engrossment.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 498 — By Johnson (Creek) and Wallace (Oklahoma),

An Act amending 47 O. S. 1941 §22.2 and paragraph 1 of 47 O. S. 1941 §22.5; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the Motor Vehicle License and Registration Act of this State; providing that the minimum annual license fee for automobiles, as defined in said Motor Vehicle License and Registration Act, shall be not less than five dollars (\$5.00); 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 498 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. 254, by Chapman, of the Senate, and Wallace and Evans, of the House, was taken up for consideration and read at length.

Upon motion of Senator Finney, Senate Bill No. 254 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 254 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 254 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Worthington.—27.

Not Voting: Anderson, Carrier, Collier, Goodpaster, Irby, Neill, Sears, Wheeler, White, Williams.—10.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter,



Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cobb, Cowden, Ginder, Leonard, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 254 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 257, by Committee on Judiciary No. 1, was taken up for consideration and read at length.

Senator Logan asked that the original authors, composed of himself, and Senators Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington, be substituted as authors of Senate Bill No. 257, which was the order.

Senator Pruett submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 257, as follows: Substitute the following for committee amendment to Senate Bill No. 257:

“SENATE BILL NO. 257—By LOGAN, ET AL.

AN ACT AMENDING SECTION ONE (1) OF TITLE FIFTY-ONE (51) OF O. S. 1941 RELATING TO BEGINNING OF TERM AND QUALIFYING FOR PUBLIC OFFICE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Except when otherwise specially provided, the regular term of all officers elected under the laws of the State, when elected to a full term, shall commence on the second Monday of January next succeeding their election, and any officer so elected shall qualify and enter upon the duties of his office on said date or within

ten days thereafter; but if the office to which any person is elected be vacant at the time of his election or become vacant before his time for qualifying, even if he were not elected to fill the vacancy, he shall forthwith qualify and enter upon the duties of his office. *Failure to qualify on the date appointed by law on account of death of the person elected shall create a vacancy to be filled by the regular appointing power."*

PRUETT.

Senator Anglin asked unanimous consent, to which Senator Logan objected, that further consideration of Senate Bill No. 257 be deferred until the next legislative day.

Senator Braden moved to table the Pruett amendment, which motion prevailed.

Upon request of Senator Braden, further consideration of Senate Bill No. 257 was deferred until the next legislative day.

Senator Lowery presiding.

The regular order of business was called for.

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 Senate Bill No. 313, by Counts, White, Pruett, Goodpaster, Mahan, Burns, Porter and Leonard, entitled:

An Act relating to the judicial council as established by order of the supreme court of Oklahoma providing that judges and clerks of the courts of the state, sheriffs, county attorneys, and other officers of the state and its subdivisions shall cooperate with and make reports to the judicial council upon request; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.



Mr. President: We, your Committee on Privileges and Elections, to whom was referred Engrossed House Bill No. 437, by Impson and Bradley, entitled:

An Act providing for the issuance of a certificate of election to any unopposed candidate for State Representative or State Senator in any special election to fill a vacancy in any such office without the necessity of holding such special election, 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 Senate Committee Substitute attached hereto do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Engrossed House Bill No. 6, by Weaver, entitled:

An Act providing for the reemployment of persons who left positions with the state, or any county, city, town, or school district, to serve in the armed forces of the United States on or after September 16, 1940, \* \* \* and declaring an 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 Agriculture, to whom was referred Engrossed House Bill No. 36, by Holt, Medlock, Welch and Wilson, entitled:

An Act relating to the practice of embalming and funeral directing in this State; amending 59 O. S. 1941 §§ 396.3, 396.4, 396.12, 396.14, 396.17 and 396.18, and Section 1, Chapter 9, Title 59, Oklahoma Session Laws 1943; repealing Sections 2 and 3, Chapter 9, Title 59, Oklahoma Session Laws 1943; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.



Mr. President: We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 491, by McCarty, Carey, Sherman, Wallace (Oklahoma) and Washington, entitled:

An Act amending Title 39, Section 25, Oklahoma Statutes 1941, pertaining to justice of the peace court districts in rural districts of counties having a population in excess of two hundred thousand (200,000), according to the last federal decennial census; fixing the number of, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.

Mr. President: We, your Committee on Privileges and Elections, to whom was referred Engrossed House Bill No. 146, by Impson, entitled:

An Act authorizing the County Election Board in each county in its discretion to disregard township boundary lines in establishing, creating, or consolidating voting precincts, or in altering or changing boundaries of voting precincts, 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.

LOGAN, Chairman.

Mr. President: We, your Committee on Education, to whom was referred Engrossed House Bill No. 244, by Dees, Biles, Flowers, Hawthorne, Parrish and Shumate, entitled:

An Act to provide for the retirement for meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds \* \* \* and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

RITZHAUPT, Chairman.



Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 8 correctly enrolled.

DACUS, Chairman.

President Pro Tempore Paul presiding.

The President Pro Tempore, in open session, signed Enrolled Senate Resolution No. 8 and ordered it referred to the Secretary of State.

Senator Lowery presiding.

### FIRST READING

The following Bills were introduced and read for the first time:

SENATE BILL NO. 317—By Counts, White and Nichols—An Act relating to certain state employees; providing for the appointment and compensation of law clerks and marshal of the criminal court of appeals repealing all conflicting laws and parts of laws; and declaring an emergency.

SENATE BILL NO. 318—By Burns—An Act fixing the salary of the commissioner of charities and corrections of the state of Oklahoma, and repealing 74 O. S. 1941 § 251 in so far as the same conflicts therewith.

SENATE BILL NO. 319—By Dacus—An Act relating to school districts; authorizing certain independent districts to become consolidated districts; prescribing procedure; and declaring an emergency.

### SECOND READING

The following Bills were read for the second time and referred to the Committee indicated:

SENATE BILL NO. 315—By Thornton.

By unanimous consent, Senate Bill No. 315 was ordered printed and placed upon the Calendar, without reference to a Committee.

SENATE BILL NO. 316—By Worthington.



Senator Ritzhaupt asked unanimous consent, which was granted, that Senate Bill No. 316 be ordered printed and placed upon the Calendar, without reference to a committee.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 397—By Tankersley,

An Act defining as a misdemeanor the proposal of unlawful sexual relations by an adult male person to any female child under the age of fourteen (14) years or the looking upon, touching, mauling or feeling of the body or private parts in a lewd and lascivious manner of a female child under the age of fourteen (14) years by an adult male person; the attempt by any adult male person to take a female child under the age of fourteen (14) years to a place for the purpose of unlawful sexual relations or for the purpose of looking upon, touching, mauling or feeling of the body or private parts of such female child in a lewd and lascivious manner; fixing the penalties therefor; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 398—By Tankersley,

An Act relating to dependent, neglected and delinquent children; amending 10 O. S. 1941 § 101, to define dependent, neglected and delinquent children; making the law applicable to children under the age of eighteen (18) years; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 400—By Tankersley,

An Act defining as a misdemeanor the contributing to the delinquency or dependency of a child; specifying acts constituting such contribution; prescribing penalties; repealing §§ 856, 857; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 338—By Dees,

An Act providing that the Board of County Commis-



sioners of any county having a population of not less than forty-one thousand three hundred (41,300) and not to exceed forty-one thousand three hundred fifty (41,350) as shown by the 1940 Federal census, upon petition of twenty-five per cent (25%) of the legal voters and residents of one or more voting precincts, shall declare such voting precinct to be a stock district; providing for elections; 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,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 338, 397, 398 and 400.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 516—By Bradley of the House, and Braden of the Senate,

An Act providing for the construction, equipping and furnishing of building or additions to existing buildings on the campus of the Eastern Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to ex-



isting buildings and equipment from taxation; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 516.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 117—By Collier and Ritzhaupt,

An Act relating to banks and trust companies; amending 6 O. S. 1941 § 108b by changing the provisions of Subparagraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made; the term of said loans and the amortization thereof; adding a Subparagraph to said Section authorizing longer term loans made under authority of Servicemen's Readjustment Act of 1944, and as may be amended; prescribing a limitation on the term of such loans and removing restrictions and limitations of said Section 108b upon such loans; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 136—By Anglin,

An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part or all of lands, or mineral interests therein, belonging to said estates with adjacent lands for oil and gas development and operation; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 141—By Anglin and Nichols,

An Act amending Section 35, Title 16, Oklahoma Statutes, 1941, relating to acknowledgments, so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Okla-



homa; validating acknowledgments heretofore taken before notaries public in Canada (including Newfoundland); and declaring an emergency; and,

ENROLLED SENATE BILL NO. 66—By Nevins,

An Act amending 19 O. S. 1941, 326, to provide regular monthly sessions of the Board of County Commissioners in each county to begin on the first Monday thereof, consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 116—By Collier,

An Act authorizing trust companies subject to the laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies, under such regulations or limitation as may be prescribed by the Bank Commissioner of Oklahoma, and without regard to the amount of such obligations compared to the appraised value of mortgaged property securing the same and without limitation as to the amount of such obligations that may be owned or held by said trust company; providing that such obligations may be deposited with any official of Oklahoma under any law requiring deposits of assets of such trust companies; repealing all laws or 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 read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 66, 116, 117, 136 and 141 were ordered referred to the Governor for consideration.

GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 26, by Weaver, was taken up for consideration and read at length.

By unanimous consent, upon request of Senator Jones, House Concurrent Resolution No. 26 was adopted.

The Presiding Officer in open session, signed Engrossed House Concurrent Resolution No. 26, and ordered it returned to the Honorable House.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 o'clock, p. m., Monday, April 16, 1945.



SIXTY-FIFTH LEGISLATIVE DAY

Monday, April 16, 1945

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

SPECIAL COMMITTEE REPORT

Senator Thornton submitted the following Special Committee Report, which was adopted, following which the Committee was ordered discharged:

Mr. President and Members of the Senate:

We, your special committee appointed by the Honorable House and Senate to investigate the conditions at the Oklahoma School for the Blind at Muskogee, beg leave to report the following:

1. We find that on Thursday, April 12, 1945, a few minutes before 5 o'clock in the afternoon, the School of the Blind was struck by a tornado travelling in a northeasterly direction. This storm killed three of the larger girls and seriously injured two others. Sixteen of the seventeen buildings on the campus were either demolished or damaged by the tornado. The only building without dam-

age was the home of the president located on the west side of the campus.

2. The roof of the administration building was destroyed, thus exposing the furniture, fixtures, equipment, interior decoration, floor, etc. The third floor of the cottage for larger girls was dismantled from the structure. The power house, gymnasium, paint and carpenter shop, feed and storage shed, implement and general storage building and the laundry building were demolished. It is not possible to know the damage to the foundations and the walls that remain intact because of the debris. Broken trees and debris cover the entire campus.

3. Estimate of repairs and reconstruction of buildings has been prepared by Mr. L. W. Nichols, assistant engineer of the State Board of Affairs. The Committee used Mr. Nichols' report during the time of their visit, total of which was \$404,900.00 needed as an emergency appropriation to repair and reconstruct the buildings on the campus. This estimate does not include repair nor replacement of furniture and fixtures damaged by the recent rains.

Your committee also conferred with private engineers and contractors as to the probable cost of repairing and rebuilding the buildings at this institution, their figures ranging from \$500,000.00 to \$700,000.00 and do not include any repairs or replacement of furniture, fixtures and equipment. They do not take into consideration the cleaning up of the debris and removing of furniture and equipment to storage by some agency of the government.

4. The children of the school have been taken or sent to their respective homes. The dairy herd has been transferred to the Warner A. & M. College, located in Muskogee County, and most of the dairy feed has been placed under roof. The Army has assisted in guarding the damaged property and together with the Boy Scouts removed the library books and equipment to a more adequate storage space.

5. The committee realizing the need of adequate storage for the equipment, much of which is very expensive, advised the Governor, who in turn authorized Mrs. O. W. Stewart, president of the School of the Blind, to secure proper storage space and begin immediately the removal of the equipment and supplies from the institution to the place



of storage. The Governor requested and received the assistance of the Army in the performance of this task. A request has been made of the proper authorities for labor from prisoners of war to clean up the debris on the campus. Prompt attention was given the committee's request in each instance. The Chamber of Commerce of Muskogee assisted materially in securing storage space. Col. Horton, Commanding Officer of Camp Gruber, reported to the committee that there were sufficient trucks and forty men standing by to assist in whatever manner they could.

The committee was well received by the authorities of the school and were given full cooperation by the city of Muskogee in trying to alleviate the loss and damage to the school of the blind.

Your committee desires to express our gratitude to Mrs. O. W. Stewart and her staff for their heroic efforts in saving so many of the lives of our children at the school during this catastrophe, also to Mr. Nichols, assistant engineer of the State Board of Affairs for his prompt action in being on the ground and making a preliminary report of the damages done by the storm.

School at the blind institution has been discontinued for the remainder of this term, and in order to resume school, these buildings must be repaired and reconstructed by September 1, 1945, the greatest emergency being a new roof on the administration building.

THORNTON

WORTHINGTON

WHEELER

of the Senate.

PARRISH

MUSGRAVE

of the House.

President Pro Tempore Paul announced from the floor the appointment of Senator Phillips, as a Senate Conferee under ENGROSSED HOUSE BILL NO. 139.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Joint Resolution No. 8, House Bills Nos. 142 and 308, Senate Concurrent Resolution No. 22 and Senate Bill No. 254 each correctly engrossed.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Joint Resolution No. 8 and Engrossed House Bills Nos. 142 and 308, each as amended, and ordered them returned to the Honorable House for consideration.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 22 and Engrossed Senate Bill No. 254 and ordered each transmitted to the Honorable House for consideration.

Senator Nance asked unanimous consent, which was granted, that SENATE BILLS Nos. 311 and 312, each by Counts, Chapman and White, be ordered withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments and placed upon the Calendar.

Senator Nance asked unanimous consent, which was granted, that SENATE BILL NO. 156, by Anglin, under Third Reading, be stricken from the Calendar.

#### FIRST READING

The following bill was introduced and read for the first time:

SENATE BILL NO. 320—By Thornton and White of the Senate and Mountcastle, Frix and Wiley of the House—An Act appropriating seven hundred thousand (\$700,000.00) dollars from the General Revenue Fund for the fiscal year ending June 30, 1945, for the construction and repair of buildings and the purchase of equipment at the Oklahoma School for the Blind located in Muskogee County, 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. 317—By Counts, White and Nichols—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 318—By Burns—Referred to Committee on Fees and Salaries.

SENATE BILL NO. 319—By Dacus—Referred to Committee on Education.



ENGROSSED HOUSE BILL NO. 338—By Dees—Referred to Committee on Privileges and Elections.

ENGROSSED HOUSE BILL NO. 516—By Bradley of the House and Braden of the Senate—Referred to Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 397—By Tankersley—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 398—By Tankersley—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 400—By Tankersley—Referred to Committee on Judiciary No. 1.

#### GENERAL ORDER

Upon motion of Senator Lowery, SENATE BILL NO. 309, by Anderson and Irby, was ordered stricken from the Calendar.

SENATE BILL NO. 257, by Logan, Anderson, Braden, et al, was taken up for consideration and read.

Upon motion of Senator Logan, Senate Bill No. 257 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 257 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 257 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, Williams, Worthington.—30.

Nays: Duffy, Pruett, Sears, Trussel.—4.

Not Voting: Chapman, Mahan, Phillips.—3.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, Williams, Worthington.—30.

Nays: Duffy, Pruett, Sears, Trussel.—4.

Not Voting: Chapman, Mahan, Phillips.—3.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 257 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 149, by Norton and Cowden, was taken up for consideration and read.

Senators Norton, Cowden and Nichols submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 149, Page 1, by striking title therefrom and substituting the following:

An Act creating a revolving fund for the 'division of soil conservation of the State Highway Commission and defining its duties; providing for a director thereof; providing that director or his agents or employees shall have the right of ingress and egress upon all property upon



which soil conservation projects are being constructed; providing said division to be free from damages and certain planning costs in any such project; providing for purchase of equipment; making appropriations therefor to be credited to said revolving fund; and declaring an emergency.

COWDEN,  
NORTON,  
NICHOLS.

Senators Cowden, Norton and Nichols submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 149, Page 1, by striking Section 1 thereof, and substituting in lieu thereof the following:

"Section 1. There is hereby created a Revolving Fund for the Division of Soil Conservation of the State Highway Commission, which shall consist of all the appropriations made for the purposes designated herein, and shall include all proceeds collected by and moneys paid to said division from soil construction projects."

COWDEN,  
NORTON,  
NICHOLS.

Senators Cowden, Norton and Nichols submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 149, Page 2, by striking all of Section 2, and substituting in lieu thereof the following:

"Section 2. There is hereby created a division (designated as the Division of Soil Conservation) of the Oklahoma State Highway Commission, for the purpose of carrying out the provisions of this Act, and other provisions of law, relating to soil conservation in this State. There shall be employed by said Board to direct the work of this division the Director of Soil Conservation, who shall have had at least one (1) year of practical administrative experience in soil conservation work. Said Director shall be paid a reasonable salary to be set by the State Highway Commission. He shall, under the direction and control of said commission, be charged with the administration of all

laws and rules and regulations pertaining to soil conservation in this state."

COWDEN,  
NORTON.  
NICHOLS.

Senators Cowden, Norton and Nichols submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 149, line 3, page 4, by adding at the end of Section 5, the following:

"Provided that said Division of Soil Conservation is authorized to accept grants from the Surplus Commodity Corporation of any machinery that said Federal Agency may have suitable for soil conservation purposes."

COWDEN,  
NORTON.  
NICHOLS.

Senator Paul moved that further consideration of Senate Bill No. 149 be postponed until such time as the Senate is advised how much money is going to be required for schools and how much money will have to be appropriated for the unforeseen damage done due to floods and storms in Oklahoma, which motion prevailed.

#### GENERAL ORDER

SENATE BILL NO. 310, by Nichols, of the Senate, and Medlock and Holt, of the House, was read and considered.

Upon motion of Senator Nichols, Senate Bill No. 310 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Bill No. 310 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 310 was read for the third time at length:

The question being, "Shall the Bill pass?" the roll was called with the following results:



Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Lowery, Nance, Nevins, Nichols, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—27.

Nays: Mahan, Phillips.—2.

Not Voting: Counts, Gary, Logan, Neill, Norton, Paul, Porter, Rinehart.—8.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 310 was ordered referred for engrossment.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and adopted upon motion of Senator Nance:

Mr. President, We, your Committee on Revenue and Taxation, to whom was referred Engossed House Bill No. 391, by Wallace (Carter), entitled:

An Act amending Section 1251m, Title 68, Oklahoma Statutes, 1941; authorizing and empowering the Oklahoma Tax Commission to waive sales tax levied under House Bill No. 224 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is sold to a contractor or sub-contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract with the United States Government in the interest of national defense; providing this exemption, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

#### GENERAL ORDER

By unanimous consent, upon request of Senator Nance, HOUSE BILL NO. 391, by Wallace (Carter), was taken up for consideration and read.

Upon motion of Senator Nance, House Bill No. 391 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 391 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nichols, Phillips, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Williams, Worthington.—26.

Nays: Cobb, Finney, Gary, Leonard, Neill, Nevins, Ritzhaupt.—7.

Not Voting: Norton, Paul, Speck, Wheeler.—4.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.



Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—32.

Nays: Cobb, Gary.—2.

Not Voting: Norton, Paul, Wheeler.—3.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 391, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 257 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 257 and ordered it transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 312, by Counts, Chapman and White, was read and considered.

Upon motion of Senator Nance, Senate Bill No. 312 was advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Nance, Senate Bill No. 312 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

By unanimous consent, third reading and final passage of SENATE BILL NO. 312 was deferred temporarily.

### GENERAL ORDER

SENATE BILL NO. 311, by Counts, Chapman and White, was taken up for consideration and read.

Upon motion of Senator Nance, Senate Bill No. 311 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and Senate Bill No. 311 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE 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:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nichols, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Williams.—1.

Not Voting: Carrier, Mahan, Nevins, Norton, Paul, Speck.—6.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nichols, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Williams.—1.

Not Voting: Carrier, Mahan, Nevins, Norton, Paul, Speck.—6.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 311 was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 390, by Wallace (Carter) was read and considered.

Upon motion of Senator Nance, House Bill No. 390 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 390 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman,

Cobb, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Burns, Gary, Mahan, Phillips, Pruett.—5.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Burns, Gary, Mahan, Phillips, Pruett.—5.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 390 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 286, by Langley, was read and considered.

Upon motion of Senator Nance, House Bill No. 286 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate



were suspended and House Bill No. 286 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 286 was read for the third time at length.

The question being; "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Anglin, Gary, Logan, Mahan, Neill, Phillips.—6.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Anglin, Gary, Logan, Mahan, Neill, Phillips.—6.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 286, and ordered the same returned to the Honorable House.

Senator Paul asked unanimous consent, which was granted, that his nephew, Stephen McLean, be made an Honorary Page for this legislative day.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 324—By Langley of the House and Collier of the Senate,

An Act relating to depositories for public funds, authorizing and prescribing a unit collateral pledge of securities running to the State of Oklahoma for the use and benefit of the State and its several counties, cities, towns, and boards of education, to secure the deposit of public funds by the several treasurers thereof; providing that this Act shall be cumulative with all laws now existing for the establishment of public depositories and the taking for securities but making this Act applicable in the absence of other laws; prescribing full procedures for designation of depositories as already provided, for making of deposits, for offering, approving, and safekeeping of such securities as herein prescribed; providing for withdrawal thereof and for disposition in event of insolvency; providing for notice to treasurers of cities, towns, and boards of education of depository security afforded thereby or the alteration thereof; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 317—By Foley, Cantrell, Choate, Hathcoat, Klinglesmith, Ownby, Shelton and Shumate,

An Act authorizing the quarantine of substandard dairy products and prescribing remedies of the owners thereof; providing for the grading of cream and for price differential between grades of cream; requiring the churning or processing of cream into butter within a reason-



able time after purchase; providing that information be furnished concerning illegal cream; prescribing a definition for butter; providing for inspection and approval of cream buying stations; prescribing violations; providing for tags on cans or containers of cream intended for butter making; providing inspection fees and disposition thereof; authorizing rules and regulations; repealing Title 2, O. S. 1941, Sections 301, 302, 304 and 397; making the provisions of this Act severable; and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 304—By Speakman,**

An Act relating to unemployment compensation amending Subsections (b) and (e) of Section 213; Subsection (e) of Section 214; Subsection (f) of Section 215; Section 218; Subsection (h) of Section 224; Subsection (e) of Section 229; and Subdivision (6) of Subsection (f) of Section 229, Title 40, Oklahoma Statutes 1941; amending Subdivisions (2) and (7) of Subsection (c) of Section 217, Title 40, O. S. Supp. 1943 (2) and (7) of (c), Sec. 1, Ch. 6, Title 40, S. L. 1943; repealing Subsection (f) of Section 214, Title 40, Oklahoma Statutes 1941; and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 271—By Arrington,**

An Act relating to the County Erosion Fund; providing that the Statute creating said fund having been repealed unencumbered cash balances in said fund shall be transferred to the County Highway Cash Fund to improve and maintain county highways; and declaring an emergency, and

**ENROLLED HOUSE BILL NO. 105—By Weaver and Committee on Veterans Affairs,**

An Act concerning the guardianship of incompetent veterans and other incompetent and minor beneficiaries of the Veterans Administration, and concerning commitment to the Veterans Administration or other agency of the United States of persons eligible for care or treatment and to make uniform the law with reference thereto; and declaring an emergency. and

**ENROLLED HOUSE BILL NO. 460—By Hinds, Langley and Taylor,**

An Act providing for the construction, equipping and

furnishing of buildings or additions to existing buildings on the campus of Northeastern State College at Tahlequah, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 324, 317, 304, 271, 105 and 460 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.

#### GENERAL ORDER

HOUSE BILL NO. 251, by Wallace, et al, was taken up for consideration and read at length.

Senator Burns asked to be excused for the balance of this legislative day, which was the order.

Upon motion of Senator Nance, House Bill No. 251 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Sen-



ate were suspended and House Bill No. 251 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 251 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—29.

Nays: Rinehart.—1.

Not Voting: Chapman, Cobb, Gary, Logan, Phillips, Williams.—6.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Rinehart.—1.

Not Voting: Chapman, Cobb, Gary, Phillips, Williams.—5.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—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. 251, and ordered the same returned to the Honorable House.

Upon motion of Senator Paul, Senator Thornton was added as an additional Conferee on ENGROSSED HOUSE BILL NO. 139.

Senator Nichols moved that the Senate work under a Call of the House, which motion prevailed.

The roll was ordered called and the Presiding Officer announced there were no absentees.

Senator Rinehart presiding.

Senator Lowery presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 311 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 311 and ordered it transmitted to the Honorable House for consideration.

#### GENERAL ORDER

SENATE BILL NO. 91, by Committee on Banks and Banking, was taken up for consideration and read at length.

Senator Nance asked unanimous consent, to which Senator Paul objected, that Senate Bill No. 91 be stricken from the Calendar.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 91, line 18, page 5, by adding after the word "shall" and before the word "have", the following: "make no more than semi-



annual examinations at a cost of not to exceed \$75.00 each and shall"

RINEHART.

Senator Paul asked unanimous consent, which was granted, that Senate Bill No. 91 be amended by adding the emergency clause as Section No. 6.

Upon motion of Senator Collier, Senate Bill No. 91, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Collier, the rules of the Senate were suspended and Senate Bill No. 91, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SENATE BILL NO. 91 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Williams, Worthington.—32.

Nays: Ritzhaupt, Thornton.—2.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Logan, Wheeler, White.—9.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Williams, Worthington.—32.



Nays: Ritzhaupt, Thornton.—2.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Logan, Wheeler, White.—9.

Excused on Account of Military Service: Fine.—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. 91, as amended, was ordered referred for engrossment.

Further referring to SENATE BILL NO. 312, by Counts and Chapman:

SENATE BILL NO. 312 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Chapman, Cobb, Collier, Counts, Dacus, Duffy Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Paul, Phillips, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—29.

Nays: Carrier, Finney, Lowery, Nevins, Norton, Ritzhaupt, Williams.—7.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan Nance, Neill, Nevins, Nichols, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—32.



Nays: Carrier, Lowery, Norton, Williams.—4.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—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. 312 was ordered referred for engrossment.

Senator Cobb presiding.

#### GENERAL ORDER

HOUSE BILL NO. 367, by Weaver, et al, was taken up for consideration and read at length.

Upon motion of Senator Paul, House Bill No. 367 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 367 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 367 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Nays: Brown.—1.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority

of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Nays: Brown.—1.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—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. 367, and ordered the same returned to the Honorable House.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 207, by Oerke, be withdrawn from the Committee on Judiciary No. 1 and placed upon the Calendar.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 207 was taken up for immediate consideration and read at length.

Senator Nance submitted the following amendment:

Mr. President: I move to amend House Bill No. 207, by substituting therefor the following:

AN ACT AMENDING SUB-SECTION 4, OF SECTION 1251f, TITLE 68, O. S. 1941, BY PROVIDING FOR A SEPARATE CLASSIFICATION FOR THE PURPOSE OF COLLECTING SALES TAX, SO AS TO CLASSIFY PICTURE SHOWS AND SIMILAR THEATRES IN A SEPARATE CLASSIFICATION PERMITTING THEM TO



COLLECT THE SALES TAX UNDER THE PROVISIONS NOW EXISTING AND PERMITTING ALL OTHER PERSONS, FIRMS AND CORPORATIONS SUBJECT TO SUCH SALES TAX TO COLLECT SUCH SALES TAX IN MULTIPLES OF ONE CENT (1c) IN PLACE OF USING TAX TOKENS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That, for the purpose of collecting from the consumer, the tax known as the "Consumers," or "Sales Tax," all persons, firms and corporations whose duty it is to collect such tax from the consumer are hereby, for the public welfare and convenience, divided into two classifications, as follows:

Classification 1. All persons, firms and corporations operating picture shows and other theatres of like entertainment charging an admission fee of less than One Dollar (\$1.00).

Classification 2. All other persons, firms and corporations whose duty it is to collect such consumers' or sales tax, other than that specified in classification (1).

All persons, firms and corporations falling within classification (1), as herein provided, shall collect such sales tax from the consumer in the manner now provided in Sub-Section 4 of Section 1251f, Title 68, O. S. 1941.

All persons, firms and corporations coming within the provisions of classification (2) hereof, shall collect such sales tax as provided in Section 2 of this Act.

SECTION 2. Sub-section (4) of Section 1251f, Title 68, O. S. 1941, is hereby amended to read as follows:

"(4) The schedule for the collection of such taxes by vendors is hereinafter set forth:

"On sales amounting to \$0.74 or less, the breaking points shall be as follows:

\$0.24 or less: No tax;  
\$0.25 to \$0.74, inclusive: \$0.01 Tax.

"On sales amounting to \$0.75 or more, the breaking points shall be as follows:

\$0.75 to \$1.24, inclusive: \$0.02 Tax

\$1.25 to \$1.74, inclusive: \$0.04 Tax

\$2.25 to \$2.74, inclusive: \$0.05 Tax

and the amount of tax to be collected on sales amounting to more than \$2.74 shall be in keeping with the foregoing schedule."

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.

NANCE.

Senators Pruett, Duffy and Nance submitted the following amendment to the Nance amendment, which was adopted:

Mr. President: We move to amend the Nance amendment, by adding at the close of Section 2, these words: "The provisions of this Act shall not amend, affect or lessen the two per cent (2%) excise tax (consumer or sales tax) levied by Section 1251C of Title 68, O. S. 1941, and shall in no wise lessen the tax liability of the seller upon his gross receipts as provided by said Section 1251C.

PRUETT

DUFFY

NANCE.

The vote occurring on the Nance amendment, as amended, it was declared adopted.

Upon motion of Senator Nance, House Bill No. 207, 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. 207, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 207 was read for the third time at length.



The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Williams, Worthington.—25.

Nays: Anglin, Brown, Carrier, Lowery, Mahan, Neill, Norton, Paul, Phillips, Speck, Wheeler.—11.

Excused: Braden, Burns Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Brown, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—30.

Nays: Anglin, Carrier, Mahan, Paul, Phillips, Wheeler.—6.

Excused: Braden, Burns Cowden, Ginder, Goodpaster, Irby, White.—7.

Excused on Account of Military Service: Fine.—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. 207 was ordered referred for engrossment.

Senators Wheeler, Ritzhaupt and Rinehart asked to be excused for the balance of this legislative day, which was the order.

Senator Nance asked unanimous consent, which was

granted, that HOUSE BILL NO. 488, by Cantrell, be withdrawn from the Committee on Revenue and Taxation, and placed upon the Calendar.

### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 488 was taken up for immediate consideration and read at length.

Senator Nance submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 488 by substituting therefor the following:

AN ACT RELATING TO TAX ON GIFTS; AMENDING SECTION 1043 OKLAHOMA STATUTES 1941, AS AMENDED BY CHAPTER 22A, SESSION LAWS 1943, DEFINING NET GIFTS AND ALLOWING SPECIFIC EXEMPTION; AMENDING SECTION 1045, OKLAHOMA STATUTES 1941, AS AMENDED BY CHAPTER 22 (b), SESSION LAWS 1943, RELATING TO GIFTS TO BE REPORTED; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That Section 1043, Title 68, Oklahoma Statutes 1941, as amended by Chapter 22A, Title 68, Session Laws 1943, is hereby amended to read as follows:

"Section 1043. The term 'taxable net gifts' means the total amount of gifts made during the calendar year, less the following:

"(a) The amount of all gifts made during such year by a resident or non-resident of Oklahoma to or for the use of:

"(1) Institutions, fraternal societies, associations, funds, trusts or corporations which may be organized and existing and actually engaged in carrying out benevolent, charitable, educational or religious purposes.

"(2) Posts or organizations of war veterans, or auxiliary units or societies of any such posts or organizations, if such posts, organizations, units or societies are organized and existing in this state and if no part of



their net earnings inure to the benefit of any private shareholder or individual.

"(3) In the case of all gifts, other than those specifically exempted under the terms of this Act, made to each individual, institution, or organization, by the donor resident or non-resident of Oklahoma, during the calendar year 1945 and subsequent calendar years, the first three thousand dollars (\$3,000.00) of such gifts to such donee shall not be included in the total amount of gifts made during such year.

"(4) *Specific Exemption.*—For the Calendar Year 1945 and subsequent years an exemption of thirty thousand dollars (\$30,000.00) less the aggregate of the amounts claimed and allowed as specific exemption under this subsection for preceding calendar years."

SECTION 2. Section 1045, Title 68, Oklahoma Statutes 1941, as amended by Chapter 22(b), Title 68, Session Laws, 1943, is hereby amended to read as follows:

"Section 1045. Every individual who within the calendar year 1945 or any calendar year thereafter shall make any transfers by gift in excess of *Three Thousand Dollars* (\$3,000.00) shall, on or before the 15th day of March following the close of the calendar year in which such transfers are made, file with the Tax Commission a return under oath in such form as the Tax Commission shall prescribe. The tax imposed by this Act shall be paid to the Tax Commission by the donor at the time the return is filed.

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.

NANCE.

Senator Anderson asked to be excused for a short time, which was the order.

Upon motion of Senator Nance, House Bill No. 488, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 488, as amended, was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

HOUSE BILL NO. 488 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Phillips, Porter, Pruett, Thornton, Worthington.—24.

Nays: Cobb, Grennell, Sears, Trussel, Williams.—5.

Excused: Anderson, Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Norton, Paul, Rinehart, Ritzhaupt, Speck, Wheeler, White.—14.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority or the votes of all members elected to and constituting the Senate was declared passed.

Senator Nance asked unanimous consent, which was granted, that the emergency clause of House Bill No. 488 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 488, as amended, was ordered referred for engrossment.

Senator Lowery presiding.

Senators Cobb and Nance asked to be excused for a short time, which was the order.

**GENERAL ORDER**

HOUSE BILL NO. 382, by Van Dyck, was taken up for consideration and read at length.

Upon motion of Senator Neill, House Bill No. 382 was advanced to Engrossment and Third Reading.

Upon motion of Senator Neill, the rules of the Senate were suspended and House Bill No. 382 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE BILL NO. 382 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Phillips, Porter, Pruett, Sears, Speck, Thornton, Trussel, Williams.—28.

Excused: Anderson, Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Nichols, Paul, Rinehart, Ritzhaupt, Wheeler, White, Worthington.—15.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 382, and ordered the same returned to the Honorable House.

Senator Nance moved that the Call of the House be lifted, which motion prevailed.



Senator Norton moved that a Committee of five be appointed to consider the proper appropriations for Senate Bill No. 149 and report back to the Senate on the next legislative day, which motion prevailed, the Presiding Officer appointing as such Committee, Senators Norton, Nichols, Finney, Chapman and Carrier.

### GENERAL ORDER

HOUSE BILL NO. 462, by Cordray, was taken up for consideration and read at length.

Upon motion of Senator Williams, House Bill No. 462 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 462 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 462 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Lowery, Mahan, Nance, Neill, Nevins, Norton, Porter, Pruett, Sears, Speck, Thornton, Trussel, Williams.—24.

Not Voting: Chapman, Leonard, Logan, Nichols, Paul, Phillips, Worthington.—7.

Excused: Anderson, Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—12.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary,



Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 462, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 282, by Jones, was taken up for consideration and read at length.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 282, line 1, page 4, by striking line 1 and substituting therefor the words and figures "Two Thousand Seven Hundred Dollars (\$2,700.00) each"

JONES.

Upon motion of Senator Jones, Senate Bill No. 282, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and Senate Bill No. 282, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 282 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Collier,

Counts, Finney, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Norton, Porter, Pruett, Sears, Speck, Thornton, Trussel, Williams.—23.

Nays: Dacus.—1.

Not Voting: Chapman, Duffy, Gary, Leonard, Nichols, Paul, Phillips, Worthington.—8.

Excused: Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—11.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 282 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 390 and Senate Bills Nos. 91 and 312 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed En-



grossed Senate Amendments to and Engrossed House Bill No. 390, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 91 and 312 and ordered the bills transmitted to the Honorable House for consideration.

### GENERAL ORDER

SENATE BILL NO. 219, by Nevins, was read and considered.

Senator Jones presiding.

Senator Worthington submitted the following amendment, which was adopted:

Mr. President: I move to amend Substitute for Senate Bill No. 219, by adding a new section to be designated Section 2.

SECTION 2. Title 70, Chapter 24, Section 10, Session Laws 1943, is hereby amended to read as follows:

*"Section 10. Any territory that has been annexed to another district during the years 1941, 1942 and 1943, may be detached therefrom and returned to the district from which it originally was annexed, or if it formerly occupied the status of an entire school district, it may re-form itself into a district; provided, that fifty (50%) per cent of the voters in the entire district from which such territory is proposed to be detached, including such territory, shall file a petition with the county superintendent of the county of the district from which such territory was originally detached calling for an election for the purpose of detachment, and it shall be the duty of the county superintendent in the county for which the detachment was made to call an election for said purpose in the district from which the detachment is being made, and if a majority of those voting in the entire district from which the detachment is proposed shall vote in favor of the detachment, the county superintendent shall declare the territory annexed to the original district or that it has re-formed itself into a district as it originally existed; provided, however, that any*



*such detachment may be made only prior to June 1st, 1945."*

Renumber Section 2 (Emergency Clause) SECTION 3.

WORTHINGTON.

Upon motion of Senator Mahan, the title to Senate Bill No. 219 was ordered amended to conform with the bill.

Upon motion of Senator Anglin, Senate Bill No. 219, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended and Senate Bill No. 219, as amended, 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:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Grennell, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Sears, Thornton, Trussel, Williams, Worthington.—24.

Not Voting: Duffy, Gary, Lowery, Neill, Phillips, Pruett, Speck.—7.

Excused: Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Nance, Rinehart, Ritzhaupt, Wheeler, White.—12.

Excused on Account of Military Service: Fine.—1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chap-



man, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 219, as amended, was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 223, by Porter and Anderson, of the Senate, and Ward, et al, of the House, was read and considered.

Upon motion of Senator Anderson, Senate Bill No. 223 was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 223 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 223 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Carrier, Chapman, Collier, Dacus, Finney, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Sears, Speck, Thornton, Trussel, Williams, Worthington.—25.

Not Voting: Brown, Counts, Duffy, Gary, Leonard, Phillips.—6.

Excused: Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Nance, Rinehart, Ritzhaupt, Wheeler, White.—12.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 223 was ordered referred for engrossment.

### GENERAL ORDER

SENATE BILL NO. 250, by Norton, was read and considered.

Upon motion of Senator Norton, Senate Bill No. 250 was advanced to engrossment and third reading.

Upon motion of Senator Norton, the rules of the Senate were suspended and Senate Bill No. 250 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 250 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman,



Collier, Dacus, Finney, Gary, Grennell, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Speck, Thornton, Trussel, Williams, Worthington.—25.

Not Voting: Counts, Duffy, Logan, Lowery, Phillips, Pruett, Sears.—7.

Excused: Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—11.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 250 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE JOINT RESOLUTION NO. 8, by Ritzhaupt and Nichols, was read and considered.

Senators Nevins, Thornton, Chapmen, Neill, Paul, Jones, Norton, Anderson, Mahan and Anglin asked to be made co-authors of Senate Joint Resolution No. 8, which was the order.

Upon motion of Senator Paul, Senate Joint Resolution No. 8 was advanced to engrossment and third reading.



Upon motion of Senator Nichols, the rules of the Senate were suspended and Senate Joint Resolution No. 8 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 8 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 8—By RITZHAUPT, NICHOLS, NEVINS, THORNTON, CHAPMAN, PAUL, NEILL, ANDERSON, JONES, NORTON, ANGLIN and MAHAN.

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 X, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That 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 9 of Article X of the Constitution of the State of Oklahoma, to make the said Section 9 of the said Article X of the Constitution of the State of Oklahoma read as follows:

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, fifteen (15) mills on the dollar, to be apportioned between county, city, town and school district, by the County Excise Board, until such time as the regular apportionment is otherwise provided for by the Legislature.

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 chil-



dren, such aid or money raised therefor to be apportioned as provided by law, provided, further, that *upon certification of the need therefor by the governing board*, an additional levy of not to exceed one (1) mill on the dollar valuation on any property within the county *shall be* levied by the excise board, the proceeds derived therefrom to be used exclusively for the purchase of equipment, acquisition of sites and erection of buildings for separate schools for white and Negro children; provided further, the annual ad valorem tax rate for school purposes may be increased, 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 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 such legislative provision is made, said levy may be made and said election held as now provided by law; and provided further, that limitations on the levy of such additional 10 mill levy may be made hereafter by the Legislature.

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 subdivisions 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 subdivisions at such time shall in no event exceed levy or assessment 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:

Shall a Constitutional Amendment amending Section



9 of Article X of the Constitution of Oklahoma providing that the annual ad valorem tax rate for separate schools for white and Negro children shall be increased in any county of the state not exceeding one (1) mill on the dollar valuation on all property in the county, on condition that the governing board certify the need therefor. This amendment shall not be construed to tax churches or schools or other tax exempt property including that part of the valuation of homesteads which is exempt or to prevent the Legislature classifying intangible personal property for taxation at lesser rates than therein specified.

☐ YES

Shall the Proposed Amendment  
be Approved?

☐ NO

The President of the Senate shall immediately after the effective date of this Resolution, prepare and file one (1) copy thereof, including said ballot title, with the Secretary of State and one (1) copy with the Attorney General.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Counts, Dacus, Finney, Gary, Jones, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Sears, Speck, Thornton, Trussel, Williams, Worthington.—25.

Nays: Lowery.—1.

Not Voting: Collier, Duffy, Grennell, Leonard, Logan, Pruett.—6.

Excused: Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—11.

Excused on Account of Military Service: Fine.—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. 8 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO 315, by Thornton, was read and considered.



Upon motion of Senator Thornton, Senate Bill No. 315 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 315 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 315 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Sears, Speck, Thornton, Trussel, Williams, Worthington.—27.

Not Voting: Anglin, Duffy, Leonard, Mahan, Pruett.—5.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Nance, Rinehart, Ritzhaupt, Wheeler, White.—11.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 315 was ordered referred for engrossment.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

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. 308—By Committee on Revenue and Taxation,

An Act relating to income tax; defining adjusted gross income; providing for a simplified tax scale when the gross income is less than Five Thousand (\$5,000.00) Dollars; providing for optional standard deduction when the gross income is less than Five Thousand (\$5,000.00) Dollars; authorizing the Tax Commission to make proper simplified income tax forms; amending Title 68, Sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Wallace (Carter), Barr, Billingsley, Evans, Segrest, and Levergood.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 308 was ordered granted, the Presiding Officer appointing Senators Nance, Lowery, Jones, Logan, Grennell and Nichols as the Senate Conferees thereunder.

### GENERAL ORDER

HOUSE BILL NO. 278, by Tankersley, as amended, was read and considered.



Upon motion of Senator Anderson, House Bill No. 278, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and House Bill No. 278, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Counts, Dacus, Finney, Gary, Grennell, Jones, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Sears, Speck, Trussel, Williams, Worthington.—25.

Not Voting: Anglin, Collier, Duffy, Leonard, Logan, Lowery, Pruett, Thornton.—8.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—10.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 278, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 502, by Rowe, was read and considered.

Upon motion of Senator Trussel, House Bill No. 502 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 502 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 502 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Mahan, Nance, Nevins, Nichols, Phillips, Porter, Sears, Speck, Thornton, Trussel, Williams, Worthington.—25.

Not Voting: Anglin, Duffy, Logan, Lowery, Neill, Norton, Paul, Pruett.—8.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—10.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pru-



ett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 502, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 503, by Committee on Education, was taken up for consideration and read,

Upon motion of Senator Dacus, House Bill No. 503 was advanced to engrossment and third reading.

Upon motion of Senator Dacus, the rules of the Senate were suspended and House Bill No. 503 were considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Mahan, Nevins, Nichols, Norton, Phillips, Porter, Sears, Speck, Thornton, Trussel, Williams, Worthington.—25.

Nays: Cobb.—1.

Not Voting: Duffy, Logan, Lowery, Neill, Paul, Pruett.—6.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Nance, Rinehart, Ritzhaupt, Wheeler, White.—11.

Excused on Account of Military Service: Fine.—1.



The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 503 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 303, by Brown, of the Senate, and Meads, of the House, was read and considered.

Upon motion of Senator Brown, Senate Bill No. 303 was advanced to engrossment and third reading.

Upon motion of Senator Brown, the rules of the Senate were suspended and Senate Bill No. 303 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Phillips,



Porter, Sears, Speck, Thornton, Trussel, Williams, Worthington.—26.

Not Voting: Anglin, Duffy, Logan, Neill, Norton, Paul, Pruett.—7.

Excused: Braden, Burns, Cowden, Ginder, Goodpaster, Irby, Rinehart, Ritzhaupt, Wheeler, White.—10.

Excused on Account of Military Service: Fine.—1.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—37.

Excused: Braden, Cowden, Ginder, Goodpaster, Irby, White.—6.

Excused on Account of Military Service: Fine.—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. 303 was ordered referred for engrossment.

Senator Mahan moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., tomorrow.

Senator Lowery, as a substitute, moved that all Senate Bills except Senate Bills Nos. 220 and 300 be stricken from the Calendar, which motion was ruled out of order on a point of order raised by Senator Mahan, stating his motion was superior.

The vote occurring on the Mahan motion, it was declared 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 Public Printing, to whom was referred Engrossed House Bill No. 148, by Flanagan, the same being,

An Act authorizing the Board of County Commissioners of any county of this State having a population of less than thirteen thousand (13,000) inhabitants according to the 1940 Federal census, or any succeeding Federal census, and having at any time after the effective date of this Act a court fund exceeding Five Thousand (\$5,000.00) Dollars, by the passage of an appropriate resolution to cause to be transferred all or any portion of said fund in excess of Five Thousand (\$5,000.00) Dollars to a special fund, hereby created in the County Highway Fund, to be used to spot gravel, county roads, and, shall not be used for any other purpose,

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.

LOGAN, Chairman.

**MESSAGES**

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussel, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts and Nevins,

An Act relating to the promotion of public health, authorizing any county to form a co-operative health department with the cities, towns, school districts and Boards of Education within its borders with the approval of the State



Board of Health; authorizing and providing for combining funds appropriated for health purposes to be expended for purposes already provided by law for promotion of public health under direction of the State Board of Health; assigning code numbers; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 153 was read, as follows, and consideration thereof deferred for this legislative day:

Amendment No. 1: By adding after the word "behalf" on Page 1, Line 24, Section 1, of Engrossed Senate Bill No. 153 the following:

"Provided, nothing in this Act shall prevent citizens of this State from a free choice of any practitioner of the healing arts who is licensed to practice his profession in the State of Oklahoma."

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 452—By Singleton,

An Act relating to public funds of counties, cities, towns, and school districts, under Sections 16 and 19 of Article 10, Oklahoma Constitution, defining recovery of public money previously expended as restoration and not new income and revenue; prescribing conditions and procedures for accounting for funds recovered, whether by reimbursement or compensation for service, use, or sale; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



The Presiding Officer announced First Reading of Engrossed House Bill No. 452.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 74—By Levergood of the House, and Logan and Nichols of the Senate,

An Act relating to compensation of county and precinct registrars; amending Title 26, O. S. 1941, Section 73; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 471—By Reed,

An Act providing it shall be unlawful for any individual, corporation or partnership to sell or offer for sale any surplus materials as defined in the surplus property Act of 1944, who in dealing with the public trades under any name which by reason of any word may connote the United States Government, which has a tendency to lead the public to believe that such establishment at which such materials are offered for sale has some official relationship to the United States Government or that such articles are such surplus materials, or that such articles are of higher quality and lower prices than those obtainable elsewhere; providing that this Act shall not apply to any corporation, all of the stock of which is owned by the United States Government, and providing that no contract to sell, sale, or any other arrangement concerning the disposition of any such surplus material shall be made to any such individual, corporation or partnership using any such name or words referred to herein; providing this shall not apply to any such corporation which stock is owned by the United States Government nor to any establishment which for ten (10) years prior to the enactment of this Act has utilized any such terms as a part of its trade name; and declaring violation of this Act to be a misdemeanor, and prescribing penalties therefor; declaring the Act to be severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 399—By Tankersley,

An Act amending 10 O. S. 1941 § 111; prescribing the powers and authority of the court in case of a delinquent child as to child's care, supervision, probation and institu-



tional commitment; providing that no child over the age of eighteen (18) years may be committed to an institution; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 473—By Tolbert, Crane, Foley, Reed and Weaver,

An Act relating to the practice of watchmaking; creating a Board to be known as the "Oklahoma Board of Examiners In Watchmaking"; providing for the qualifications, appointment and removal of Board members; and the filling of vacancies; fixing their tenures of office, compensation and bonds of officers; giving said Board power to promulgate rules and regulations and to do all necessary things to effectuate the provisions of this Act; authorizing and limiting the issuance of certificates of registration, and for revocation thereof; fixing fees; prescribing penalties and setting up modes of procedure; and making the provisions of this Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bills Nos. 74, 471, 399 and 473.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 179—By House Appropriations Committee,

An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1946 not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be nonfiscal; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 214—By House Appropriations Committee,

An Act making appropriations out of the General Revenue Fund and the Public Building Fund for the construction of buildings, improvements, and the purchase of special equipment for and at certain state institutions, and making appropriations out of the General Revenue Fund and the Public Building Fund to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 180—By House Appropriations Committee,

An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be non-fiscal; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 181—By House Appropriations Committee,

An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be non-fiscal; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 119—By House Committee on Appropriations,

An Act making consolidated appropriations for the operations budget from the General Revenue Fund, Section thirteen (13) fund, and the new College Fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education according to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the New College Fund and the Section thirteen (13) fund to and among the several



institutions entitled thereto under the provisions of the Constitution of Oklahoma, the enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations from Section thirteen (13) fund and New College Fund shall be non-fiscal; providing that appropriations for repairs to building and repairs to equipment shall be non-fiscal; providing for the reversions of funds appropriated from the General Revenue Fund at the end of each fiscal year and the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma State Regents for Higher Education; providing that the provisions of this Act are severable; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 481—By Gullett,

An Act appropriating the sum of one thousand sixty-one and ninety-five one-hundredths (\$1,061.95) dollars to the Oklahoma Tax Commission for payment of certain claims of the American Decalcomania Company, and

ENGROSSED HOUSE BILL NO. 518—By Parrish,

An Act cancelling the unallocated balance in the Governor's Contingency and Emergency Fund on June 30, 1945, as appropriated in Senate Bill No. 197 by the Nineteenth Legislature for the fiscal biennium beginning July 1, 1943, and reappropriating said unallocated balance in said Governor's Contingency and Emergency Fund on June 30, 1945, for use as the Governor's Contingency and Emergency Fund for the fiscal biennium beginning July 1, 1945, unexpended balances remaining in allocations made from the Governor's Contingency and Emergency Fund during the fiscal biennium beginning July 1, 1943; also making an appropriation of four hundred thousand (\$400,000.00) dollars from the General Revenue Fund accruing to the General Revenue Fund of the State during the fiscal year ending June 30, 1946, not otherwise appropriated. The reappropriated unallocated balance and unexpended balance, also the appropriated funds mentioned herein shall be non-fiscal, and are to be used and expended by the Governor and his authority for certain emergencies and contingencies specified herein; providing that nothing contained herein shall limit authority under Section 23, Article 10 of the Constitution as amended; and declaring an emergency, and



ENGROSSED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard and Bradley of the House and Nance of the Senate,

An Act making consolidated appropriations from the General Revenue Fund of the State of Oklahoma not otherwise appropriated for the fiscal year beginning July 1st, 1945 to the Oklahoma State Regents for Higher Education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education, for the construction of buildings, purchase of equipment, for and at the University Medical School and the University Hospital, all being divisions of the University of Oklahoma, and being among several of the institutions comprising the Oklahoma State System of Higher Education; said appropriations to be non-fiscal and shall be made available for expenditures until June 30th, 1947, said appropriations from the General Revenue Fund of the State of Oklahoma are available to be matched with funds available or provided by the United States Government, and

ENGROSSED HOUSE BILL NO. 122—By Parrish,

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 436—By Carmichael and Hunt of the House and Anderson and Speck of the Senate,

An Act authorizing the Game and Fish Commission to bomb crows' roosts; making appropriation therefor; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 506—By Choate, Edwards and Impson of the House and Counts of the Senate,

An Act making an appropriation out of the General Revolving Fund of the State Penitentiary for the construction and furnishing of a house for the Chaplain of the State Penitentiary to live in; and declaring an emergency, and to advise you, and through you, the Honorable Senate,



*Sixty-fifth Day, Monday, April 16, 1945* 1449

that the same have been passed by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 179, 214, 180, 181, 119, 481, 518, 101, 122, 436 and 506.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 263—By Cobb,

An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 263 was ordered referred for enrollment.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Tuesday, April 17, 1945.

## SIXTY-SIXTH LEGISLATIVE DAY

Tuesday, April 17, 1945

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Phillips, Porter, Pruett, Rinehart, Ritzhaupt, Sears Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—42.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

By unanimous consent, upon request of Senator Irby, the Senate was declared in recess until 2:00 p. m.

At 2:00 p. m., the Senate reassembled, with President Pro Tempore Paul presiding.

The Journal for the last legislative day was declared approved.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 22,



A Concurrent Resolution requesting and authorizing the Chief Executive of the State and the President of the Senate and the Speaker of the House to communicate with like authorities in the principal Mid-Continent Oil and Natural Gas Producing States and seek to agree upon a fair and uniform gross production tax on crude oil and natural gas so as to bring an adequate tax return to the State for the loss of this great natural resource and prevent discrimination in the markets and report to the next meeting of the legislature, and

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 23—By Thornton,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the budget needs of the State University Hospital for the hospitalization of war veterans, said hospital being one of the various State Institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the General Revenue Fund of the State of Oklahoma, said appropriation being made in Senate Bill No. 307 by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the system of higher education, in order that the said Oklahoma State Regents for Higher Education may have information relative thereto, and

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 26—By Nichols and Jones of the Senate, and Arrington and Weaver of the House,

A Concurrent Resolution commending the service to the State and Nation of Joseph A. Cocannouer,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 22, 23 and 26 were ordered referred for enrollment.



MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 387—By Committee on Revenue and Taxation,

An Act amending 11 O. S. 1941 § § 364, 365, 367, 368, and 380; relating to Firemen's Relief and Pension Funds and to the authority and duties of the boards of trustees of Firemen's Relief and Pension Funds of cities and towns of the State; authorizing special accounts in such funds; making provisions of Act severable; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 298—By Mountcastle,

An Act amending 84 O. S. 1941 § 253, relating to hearing of petition for determination of heirship by county court in settlement of estates of deceased persons, and process and service, by providing that notice of hearing be given by service of copy of order for hearing on known heirs and record claimants, and manner of service and time therefor, and that service of said order on known heirs and known claimants, where it is stated in affidavit they are nonresidents of Oklahoma or cannot with due diligence be served therein, and upon unknown heirs and unknown claimants, be made by publication and manner of publication; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 297—By Mountcastle,

An Act amending 84 O. S. 1941 § 142, relating to rights of devisee's descendants where devisee dies before testator, by providing for certain rights of lineal descendants of legatee who is a child or other relation of testator and dies before testator; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 296—By Mountcastle,

An Act providing for uniting in certain instances, proceedings for probate of wills of two or more deceased persons in one proceeding, proceedings for administration of estates of two or more deceased persons who died in-



testate in one proceeding, and proceedings for probate of wills of one or more deceased persons and proceedings for the administration of estates of one or more deceased persons who died intestate in one proceeding, and for granting of letters testamentary and/or letters of administration, as case may be and for administration of such estates in one proceeding, provided, that in all cases the court granting such letters has jurisdiction of each of the proceedings so united; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 87—By Carey and Weaver,

An Act fixing the salaries of certain State Officers and employees whose salaries are payable from the General Revenue Fund and special funds of the State; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of Act severable; repealing Acts and/or parts of Acts insofar as they conflict therewith; fixing effective date of Act; declaring intention and providing other details; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 484—By Thompson (Pushmataha), Cantrell, Choate, Crane, Flowers, Frix, Hathcoat, Impson, Medlock, Mitchelson, Reed, Toaz and Welch of the House; Finney of the Senate,

An Act appropriating funds for the reconstruction of Clayton Lake in Pushmataha County; requiring the Oklahoma Planning and Resources Board to conduct a survey of the lake site and determine necessity of acquisition of additional land and perfection of present title; authorizing reasonable rules and regulations concerning public use of the lake and recreational facilities; making the funds appropriated nonfiscal in character,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 387, 298, 297, 296, 87 and 484.



MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 286—By Langley,

An Act relating to surplus in building funds created under the provisions of Section ten (10), Article ten (10), Oklahoma Constitution; providing that such surplus tax collections shall be refunded to the taxpayers by using same to reduce tax levies to comply with the restrictions of Section nineteen (19); Article ten (10), Oklahoma Constitution; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 251—By Wallace (Carter), Musgrave and Klinglesmith,

An Act amending Title 68, Section 914 (b), Session Laws 1943, relating to filing of income tax returns by members of the military or naval forces, the United States Merchant Marine and members of any other branch of the armed services and their auxiliaries of the United States; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 161—By Ward,

An Act amending 82 O. S. 1941 § 870 authorizing the issuance of revenue bonds by the Grand River Dam Authority; and amending 82 O. S. 1941 § 862, paragraph (b), relating to powers, rights and privileges of the Grand River Dam Authority, by adding additional powers to include authority and power to buy, sell resell, interchange and distribute electricity and electric energy; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 367—By Weaver and Washington,

An Act requiring a serological blood test for syphilis of pregnant women; defining the duties of attending physician; taking a sample of the blood of such women, and submitting such blood sample to an approved laboratory for a standard serological test for syphilis; defining the duties of all physicians and non-licensed practitioners in attendance on such women; describing methods and defining words used in this Act; requiring report and certificate of every birth and stillbirth by the physician or



others; providing penalties for violations of this Act; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 391—By Wallace (Carter),

An Act amending Section 1251M, Title 68, Oklahoma Statutes 1941; authorizing and empowering the Oklahoma Tax Commission to waive sales tax levied under House Bill No. 224 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is sold to a contractor or sub-contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract with the United States Government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing validating and conforming orders previously issued; providing that this Act shall expire June 30, 1947, unless sooner repealed; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 286, 251, 161, 367 and 391 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 26—By Weaver, Arrington and Camp of the House and Jones of the Senate,

A Concurrent Resolution recognizing the accomplishments of the Oklahoma A. and M. College in the field of athletics during the school year 1944-45, and expressing the good wishes of the Twentieth Session of the Oklahoma Legislature to the members of the football team and basketball team and to the coaching staff of the college,



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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolution No. 26 and ordered it returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives, to advise you, and through you, the Honorable Senate, that the House has named as additional conferees to:

ENGROSSED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to Public Schools; creating the State Common School Fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of One Hundred Eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein, prescribing duties of officers charged with the administration of this Act; providing that not to exceed Fifty Thousand Dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency,

the following House Members: Jones and Bullard.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

#### COMMUNICATION

The following Communication was read and, by unanimous consent, it together with the Resolution of the State Board of Equalization, is herewith incorporated:

To The Honorable,  
The President of the Senate,  
Twentieth Legislature of Oklahoma.

SIR:

In accordance with law and in compliance with the



terms of a Resolution duly adopted by the State Board of Equalization of the State of Oklahoma, sitting in called session on April 14, 1945, I have the honor to deliver to you herewith a duly authenticated duplicate original of said Resolution as adopted by said Board under authority of Section 23, Article 10, of the Constitution of Oklahoma, as amended; and to request a signed memorandum acknowledging receipt of same, for the Minutes and records of said Board.

Very truly yours,

C. C. CHILDERS, State Auditor, Ex-Officio,  
Secretary, State Board of Equalization:

By: TOM BODINE,  
Assistant Secretary.

PROCEEDINGS HAD THE 14TH DAY OF APRIL, 1945:

Whereupon, Mr. Randell S. Cobb introduced and moved the adoption of the following Resolution. The motion was duly seconded by Mr. F. C. Carter. The Resolution is as follows:

## R E S O L U T I O N

Of The

### STATE BOARD OF EQUALIZATION

WHEREAS, Pursuant to the provisions of the Amendment to Section 23, Article 10, Oklahoma Constitution, adopted March 11, 1941, the State Board of Equalization on November 20, 1944 made its original estimate of the revenue to accrue to the General Revenue Fund and each special fund of the State, for the fiscal years ending June 30, 1946 and June 30, 1947, and

WHEREAS, The Amendment to Section 23, Article 10, Oklahoma Constitution, provides in part as follows:

"Section 23. Within twenty days after the adoption of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made for each year of the next biennium showing separately the revenues to accrue to the credit of the General Revenue Fund and each special



fund of the State, and the total amount of such estimate for each fiscal year shall not exceed the average total revenue which accrued to each such fund for the three (3) last preceding fiscal year, to which amount shall be added the cash surplus, if any, from the preceding fiscal year in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature at the time such estimate is made. Such estimate shall be filed with the Governor, the President of the Senate and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until such estimate is made and filed, unless the State Board of Equalization has failed to file said estimate at the time of convening of said Legislature, then, in such event, it shall be the duty of the Legislature to make such estimate pursuant to the provisions of this amendment, and all appropriations made in excess of such estimate shall be null and void; Provided, However, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for each year . . . .” and

WHEREAS, Since the date of said original estimate made by this Board, the Legislature has enacted laws providing additional revenues for the General Revenue Fund; and,

WHEREAS, it appears that the Twentieth Legislature has enacted no measures transferring revenues previously estimated by this Board to other funds and purposes than those for which it was originally estimated by this Board, and,

WHEREAS, this Board acting in pursuance of the duty



and authority conferred upon it has caused to be presented to it all of the data, figures and relevant information concerning the revenue to accrue under the additional revenue measures adopted by the Twentieth Legislature, and, after careful study of such information has determined that the original estimates of this Board shall be revised and adjusted;

NOW, THEREFORE, BE IT RESOLVED, By the State Board of Equalization of the State of Oklahoma that the original estimates of this Board of the revenues reasonably estimated to accrue to the General Revenue Fund and to the several special funds of the State for and during the fiscal years ending June 30, 1946 and June 30, 1947, be revised and adjusted as follows:

# STATE OF OKLAHOMA

## REVISED AND ADJUSTED ESTIMATE OF THE STATE BOARD OF EQUALIZATION OF THE REVENUES TO ACCRUE TO THE GENERAL REVENUE FUND AND THE SEVERAL SPECIAL FUNDS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1946 AND JUNE 30, 1947:

Name of Fund and Source of Revenue	Estimate of the State Board of Equalization	
	1945-1946	1946-1947
State General Revenue:		
Oklahoma Tax Commission:		
State Income Tax -----	\$ 8,243,561.09	\$ 8,243,561.09
Gross Production Tax -----	6,579,946.73	6,579,946.73
Gasoline Tax -----	3,509,138.64	3,509,138.64
Cigarette License and Tax --	4,144,387.11	4,144,387.11
Corporation License and Tax	916,726.68	916,726.68
Inheritance and Estate Tax -	924,135.67	924,135.67
Motor Vehicle Excise Tax --	500,000.00	500,000.00
Freight Car Tax -----	90,424.88	90,424.88
Alcohol Permits -----	485.33	485.33
Fuel Excise Tax -----	332,605.04	332,605.04
Rural Electric Co-operative License -----	224.15	224.15
Use Tax -----	600,000.00	600,000.00
Tobacco License and Tax --	1,000,000.00	1,000,000.00
Special Fuel Use Tax -----	9,019.86	9,019.86
Gift Tax -----	76,323.27	76,323.27



Itinerant Merchants License	40.00	40.00
Miscellaneous Fees -----	4,337.55	4,337.55
Other Collections:		
1932 and Back Ad Valorem		
Tax -----	15,000.00	15,000.00
Clerk of Supreme Court ----	14,441.32	14,441.32
State Insurance Commission	1,927,032.84	1,927,032.84
Commissioner of Labor ----	516.66	516.66
Secretary of State -----	46,967.94	46,967.94
State Auditor -----	235.45	235.45
Board of Public Affairs ----	89,496.01	89,496.01
State Banking Department -	21,783.91	21,783.91
Building and Loan Division -	3,941.45	3,941.45
Securities Commission -----	3,449.67	3,449.67
Small Loan Act Fees -----	13,015.84	13,015.84
Board of Health -----	153,366.46	153,366.46
State Library Commission --	379.29	379.29
Corporation Commission ---	540.73	540.73
State Insurance Board -----	62,166.50	62,166.50
State Fire Marshal -----	4,142.96	4,142.96
Board of Pharmacy -----	1,836.35	1,836.35
Mining Board -----	186.50	186.50
Board of Barber Examiners -	1,356.16	1,356.16
State Geological Survey ----	662.08	662.08
Board of Cosmetology -----	7,376.49	7,376.49
Board of Medical Examiners	1,017.95	1,017.95
Board of Optometry -----	105.83	105.83
Board of Chiropratic		
Examiners -----	170.40	170.40
Board of Osteopathy -----	258.03	258.03
Dental Board -----	341.13	341.13
Board of Professional		
Engineers -----	767.33	767.33
Board of Nurse Examiners -	796.72	796.72
Board of Architect		
Examiners -----	212.40	212.40
Board of Accountancy -----	123.42	123.42
Board of Dry Cleaners -----	766.82	766.82
Board of Embalmers and		
Funeral Directors -----	1,204.30	1,204.30
Surplus Transfers:		
Oklahoma Tax Commission -	738,051.39	738,051.39
Board of Cosmetology -----	7,148.14	7,148.14
Income Tax Adjustment ---	58,301.36	58,301.36
Used Equipment -----	12,815.00	12,815.00



General Revenue Lapsed		
Balances -----	890,188.78	890,188.78
Motor Carrier Identification Plate -----	546.91	546.91
Total -----	\$31,012,066.52	\$31,012,066.52

**ADDITIONAL REVENUE PROVIDED  
FOR THE GENERAL REVENUE FUND BY  
THE REGULAR SESSION OF THE  
TWENTIETH LEGISLATURE**

House Bill No. 249 (Beer Bill) :

Levies a tax of \$7.00 per barrel:		
Tax and Licenses -----	4,500,000.00	4,500,000.00

GRAND TOTAL OF REVENUE TO ACCRUE TO THE GENERAL REVENUE FUND -----	\$35,512,066.52	\$35,512,066.52
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(This Board considered House Bill No. 83, Insurance Premium Tax Act; House Bill No. 401, Use Tax Act; House Bill No. 91, Income Tax Deduction for Service Men Act; House Bill No. 169, A. and M. College Oil and Gas Lease Act; and House Bill No. 172, Frozen Food Locker Act, and reached the conclusion that said Acts did not justify revising the estimates of the General Revenue Fund to show any increase or decrease in the revenues to accrue to the General Revenue Fund during the next biennium.)

Name of Fund and Source of Revenue	Estimate of the State Board of Equalization	
Section Thirteen:	1945-1946	1946-1947
University of Oklahoma ----\$	80,385.07	\$ 80,385.07
North Oklahoma Junior College -----	8,931.67	8,931.67
East Central State College--	14,886.12	14,886.12
Central State College -----	14,886.12	14,886.12
Northeast State College ---	14,886.12	14,886.12
Northwest State College ---	14,886.13	14,886.13
Southeast State College ----	14,886.13	14,886.13
Southwest Institute of Technology -----	14,886.12	14,886.12
Langston University -----	8,931.67	8,931.67
Oklahoma A. and M. College	80,385.07	80,385.07
Total -----	\$ 267,950.22	\$ 267,950.22



## CASH SURPLUS, June 30, 1944:

University of Oklahoma	---\$ 60,726.53
North Oklahoma Junior College	----- 6,705.93
Central State College	----- 11,167.17
East Central College	----- 11,646.44
Northeast State College	----- 11,166.40
Northwest State College	----- 11,166.64
Southwest Institute of Technology	----- 15,071.52
Southeast State College	----- 11,166.42
Langston University	----- 6,702.82
Oklahoma A. and M. College	----- 60,295.93
	<hr/>
	\$ 205,815.80

Grand Total Section 13	---\$ 473,766.02	\$ 267,950.22
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## NEW COLLEGE:

University of Oklahoma	---\$ 35,254.63	\$ 35,254.63
North Oklahoma Junior College	----- 16,658.85	16,658.85
East Central State College	----- 6,899.18	6,899.18
Central State College	----- 6,899.18	6,899.19
Northeast State College	----- 6,899.17	6,899.17
Northwest State College	----- 6,899.18	6,899.18
Southeast State College	----- 6,899.18	6,899.18
Southwest Institute of Technology	----- 6,899.18	6,899.18
Langston University	----- 15,733.97	15,733.97
Oklahoma A. and M. College	----- 31,936.45	31,936.45
	<hr/>	
Total	---\$ 140,978.98	\$ 140,978.98

## CASH SURPLUS, June 30, 1944:

University of Oklahoma	---\$ 32,930.90
North Oklahoma Junior College	----- 6,102.08
Central State College	----- 7,099.82
East Central State College	----- 6,120.95
Northeast State College	----- 6,136.76
Northwest State College	----- 6,123.15
Southeast State College	----- 6,128.28
Southwest Institute of Technology	----- 6,295.61



Langston University -----	17,473.97	
Oklahoma A. and M. College -----	36,241.94	
	<u>\$ 130,653.46</u>	
Grand Total New College \$	271,632.14	\$ 140,978.98
State Highway Commission:		
Gasoline Tax -----	\$ 8,674,509.57	\$ 8,674,509.57
Special Fuel Use Tax -----	27,366.77	27,366.77
State Highway Commission		
Earnings -----	353,735.21	353,735.21
Surplus Motor Vehicle		
Enforcement -----	5,421.21	5,421.21
	<u>\$ 9,061,032.76</u>	<u>\$ 9,061,032.76</u>
Total -----		
Oklahoma Tax Commission:		
Gasoline Tax -----	\$ 371,680.34	\$ 371,680.34
Gross Production Tax -----	169,326.30	169,326.30
State Income Tax -----	290,260.24	290,260.24
Beverage License and Tax --	66,492.84	66,492.84
Special Fuel Use Tax -----	1,128.51	1,128.51
Sales Tax -----	460,770.32	460,770.32
Inheritance and Estate Tax	3,580.21	3,580.21
Commercial Vehicle License		
Tax -----	304,228.32	304,228.32
Auto and Farm Truck		
License Tax -----	356,762.99	356,762.99
Rural Electric Co-		
operative Tax -----	1,010.87	1,010.87
	<u>\$ 2,025,240.94</u>	<u>\$ 2,025,240.94</u>
Total -----		
Public Building:		
Board of Affairs Oil		
Revenue -----	\$ 200,000.00	\$ 175,000.00
Commissioners of the Land		
Office -----	200.00	200.00
	<u>\$ 200,200.00</u>	<u>\$ 175,200.00</u>
Total -----		
CASH SURPLUS, June 30,		
1944 -----	94,803.10	
	<u>\$ 295,003.10</u>	<u>\$ 175,200.00</u>
Total Public Building --		
Board of Optometry:		
Fees—Board of Optometry—	\$ 1,000.00	\$ 1,000.00
Total -----	\$ 1,000.00	\$ 1,000.00



## CASH SURPLUS, June 30,

1944 -----	768.43	
Grand Total -----	\$ 1,768.43	\$ 1,000.00
Public Safety:		
Drivers Licenses -----	\$ 400,000.00	\$ 400,000.00
Title Fees -----	200,000.00	200,000.00
Department of Public Safety	646.79	646.79
Total -----	\$ 600,646.79	\$ 600,646.79

## CASH SURPLUS, June 30,

1944 -----	\$ 188,111.22	
Grand Total -----	\$ 788,758.01	\$ 600,646.79
Board of Cosmetology:		
Fees—Board of		
Cosmetology -----	\$ 31,500.00	\$ 31,500.00

Because of inadequacy of information the State Board of Equalization has made no estimate as to the receipts of Institutional and Departmental Revolving Funds. Also no estimate has been made of the receipts to accrue to certain Special Funds such as the State Assistance Funds, Conservation Fund, Oil Compact Fund, Motor Vehicle Enforcement Fund, Motor Vehicle Identification Plate Fund, Board of Education Cash Fund, Fish and Game Fund, Firemen's Pension Fund, Board of Accountancy Fund, Dental Board Fund, Board of Professional Engineers Fund, Board of Veterinary Examiners Fund, Board of Dry Cleaners Fund, Board of Embalmers Fund, it being the thought of the Board that if the Legislature desires to appropriate the monies to accrue to these funds in a different manner or for a different purpose than they are now dedicated that the Legislature is authorized by Section 23, Article 10, Constitution of Oklahoma, as amended, to make an estimate of said funds.

BE IT FURTHER RESOLVED, That the above be and constitute the revised and adjusted estimate of the State Board of Equalization of the revenues reasonably to accrue to the General Revenue Fund and each special fund of the State for the fiscal years ending June 30, 1946 and June 30, 1947.

BE IT FURTHER RESOLVED, That a duly authenticated duplicate original of this Resolution and the Minutes



adopting the same be forthwith delivered to the Honorables: The Governor, The President of the Senate, and the Speaker of the House of Representatives, as by law provided.

The members of the Board voted therefor as evidenced by their respective signatures, as follows:

Governor Rob't. S. Kerr, Chairman

F. C. Carter  
Randell S. Cobb  
A. S. J. Shaw  
John Rogers  
Joe C. Scott

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 207, 278, 488 and 503 and Senate Bills Nos. 223, 250, 282, 303 and 310, each, correctly engrossed; and Senate Bill No. 263 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 207, 278, 488 and 503, each as amended, and ordered the bills returned to the Honorable House.

The President Pro Tempore, in open session, signed Engrossed Senate Bills Nos. 223, 250, 282, 303 and 310 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 263 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.

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 Finney, the Senate closed its doors and went into executive session.

\*

The Senate reassembled, in open session, with Senator Cobb presiding, who made the following announcements:



The Senate, in executive session and upon motion of Senator Worthington, advised and consented to the confirmation of the executive nomination of CLAUDE MOORE, Granite, Oklahoma, as Warden of the State Reformatory at Granite, Oklahoma, to succeed himself, for a term of four years, said term beginning May 24, 1945 and ending May 23, 1949.

The Senate, in executive session and upon motion of Senator Sears, advised and consented to the confirmation of the executive nomination of MRS. C. C. HERNDON, Tulsa, Oklahoma, as a Member of the Board of Regents, Oklahoma College for Women, to succeed herself, for a term of five years, said term beginning May 28, 1945, and ending May 27, 1950.

The Senate, in executive session and upon motion of Senator Burns, advised and consented to the confirmation of the executive nomination of DR. JOHN R. ABERNATHY, Oklahoma City, Oklahoma, as a Member of the Board of Regents, Oklahoma College for Women, to succeed Forney Hutchinson, for a term of five years, said term beginning May 28, 1945 and ending May 27, 1950.

President Pro Tempore Paul presiding.

#### COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the Calendar, unless otherwise indicated:

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 317, by Counts, White, Nichols, Porter, Mahan, Brown and Braden, entitled:

An Act relating to certain state employees; providing for the appointment and compensation of law clerks and marshal of the criminal court of appeals repealing all conflicting laws and parts of 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.

GOODPASTER, Chairman.



Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 318, by Burns, entitled:

An Act fixing the salary of the Commissioner of Charities and Corrections of the State of Oklahoma, and repealing 74 O. S. 1941 § 251 insofar as the same conflicts therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 314, by Anderson, entitled:

An Act fixing the annual salary of the State Examiner and Inspector of the State of Oklahoma, 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.

GOODPASTER, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 379, by Flanagan, Foley, Gullet, Hawthorne, Hughes, Speakman and Weaver, entitled:

An Act amending Title 70, Section 21, Oklahoma Statutes 1941, exempting Veterans of World War No. II from the provisions 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.

NANCE, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 260, by Mountcastle and Wiley, entitled:

An Act making a non-fiscal reappropriation to the State Board of Public Affairs in the amount of sixty-nine thousand three hundred thirty-one and twenty-five one-hundredths (\$69,331.25) dollars, being portion of an



appropriation made by the Nineteenth Legislature, 1943, from the general revenue fund for the fiscal year ending June 30, 1943; 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 516, by Bradley of the House and Braden of the Senate, entitled:

An Act providing for the construction, equipping and furnishing of building or additions to existing buildings on the campus of the Eastern Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THORNTON, Chairman.

Mr. President: We, your Committee on Oil and Gas, to whom was referred Engrossed House Bill No. 339, by Arrington, Bellamy, Billingsley, Doty, Gibbs, Gullett, Johnson (Creek), Medlock and Musgrave, entitled:



An Act authorizing and relating to the unitized management, operation and development, in whole or in part, of common sources of supply of oil, oil and gas, or gas distillate in this state; defining common source to which Act is applicable; conferring authority upon and defining the duties of the Corporation Commission in regard thereto; authorizing the organization of units and prescribing the procedure therefor, including the right and method of appeal from orders of the corporation commission, and the right to proceed in and appeal from the district courts, to the supreme court for equitable relief, defining the purposes, nature, 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, Chairman.

Mr. President: We, your Committee on Privileges and Election, to whom was referred Engrossed House Bill No. 395, by Price, entitled:

An Act relating to registration of electors; amending 26 O. S. 1941 § 101b, subsection (a); 26 O. S., 1941, § 101f; 26 O. S., 1941, § 101c, subsection (e); and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOGAN, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 304, by Lowery, et al, entitled:

An Act relating to the adoption of children; providing for comprehensive code therefor; prescribing procedure; prescribing penalties for violation of this Act; validating prior adoptions; and repealing all laws and parts of 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, as amended.

ANDERSON, Chairman.

## GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 339, by Arrington, et al, was read and considered.

Senator Thornton presiding.

Senators Paul, Rinehart, Lowery and Neill submitted the following amendment:

Mr. President: We move to amend House Bill No. 339, line 12½, page 20, by adding a new paragraph: "Provided further that the Corporation Commission, a District Court, the Supreme Court shall never interpret the provisions of this Act to the extent that operational charges shall ever be charged against the one-fourth ( $\frac{1}{4}$ ) royalty now owned by the State of Oklahoma."

PAUL  
RINEHART  
LOWERY  
NEILL.

Senator Paul raised a point of order that the remarks of Senator Nichols were being made to the Bill and not to the amendment that was before the Senate, which point was sustained by the Presiding Officer.

The vote occurring on the Paul amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Braden, Burns, Carrier, Chapman, Cobb, Gary, Grennell, Lowery, Nevins, Paul, Phillips, Rinehart, Speck.—13.

Nays: Anderson, Anglin, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Jones, Leonard, Logan, Mahan, Nance, Nichols, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—23.

Excused: Cowden.—1.

Not Voting: Brown, Ginder, Irby, Neill, Norton, Williams.—6.

Excused on account of Military Service: Fine.—1.

Upon motion of Senator Jones, House Bill No. 339 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate



were suspended and House Bill No. 339 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 339 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Porter, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Nays: Braden, Burns, Carrier, Cobb, Irby, Lowery, Norton, Paul, Rinehart, Ritzhaupt.—10.

Not Voting: Nevins, Phillips.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine.—1.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of House Bill No. 339, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 226—By Committee on Roads and Highways,

An Act appropriating all funds and revenues accruing in the State Highway Construction and Maintenance Fund from any and all sources during the biennium ending June



30, 1947, to be used and expended by the State Highway Commission of the State of Oklahoma, to pay the expenses of operating and maintaining the Department of Highways of the State of Oklahoma and the expenses incurred in constructing and maintaining State highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the Department of Highways and the construction and maintenance of roads and highways, providing that no part of the funds appropriated shall be expended to pay any obligation incurred in connection with the operation of the Department of Highways or the construction or maintenance of highways prior to June 30, 1935; providing that no obligation shall be incurred during any fiscal year in excess of unencumbered cash in the State Highway Construction and Maintenance Fund; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 297—By Rinehart and Collier,

An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the Second World War, authorizing such contracts to be renegotiated with the original contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 288—By Speck of the Senate, and Jones of the House,

An Act amending title to Senate Bill No. 35, 20th Oklahoma Legislature and Sections 9, 10, 13, 18 and 19, relating to the levying and collection of taxes in irrigation districts having construction contracts with the Federal Government; providing for certain corrections and substitutions of new words therein; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 226, 297 and 288 were ordered referred for enrollment.



Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 219 and 315 and Senate Joint Resolution No. 8 each correctly engrossed and Senate Concurrent Resolutions Nos. 22, 23 and 26 each correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 219 and 315 and Senate Joint Resolution No. 8 and ordered each transmitted to the Honorable House for consideration.

The Presiding Officer in open session, signed Enrolled Senate Concurrent Resolution No. 23 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Pruett presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 22 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Nichols presiding.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 26 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Thornton presiding.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, taken up for consideration and adopted upon motion of Senator Rinehart:

**SENATE CONCURRENT RESOLUTION NO. 27—By Brown—A Resolution recalling Enrolled Senate Joint Resolution No. 9 for further consideration and correction.**

Senate Concurrent Resolution No. 27 was ordered referred for engrossment.



## GENERAL ORDER

HOUSE BILL NO. 218, by Arrington, et al, was taken up for consideration and read at length.

Senator Ritzhaupt presiding.

Senator Duffy submitted the following amendment, which was tabled upon motion of Senator Porter:

Mr. President: I move to amend Engrossed House Bill No. 218, as follows:

That a new Section 14 be added to read as follows:

"Section 14. Notwithstanding the provisions of this Act, when the proceeds of, or payments under a policy or contract issued by a life insurance company become payable and the company makes payment thereof in accordance with the terms thereof, or in accordance with the terms of any written assignment thereof if the policy or contract has been assigned, such payment shall fully discharge the company from all claims under such policy or contract unless, before such payment is made, the company has received, at its home office, written notice by or on behalf of some other person that such other person claims to be entitled to such payment or some interest in the policy or contract."

DUFFY.

Upon motion of Senator Nance, House Bill No. 218 was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and House Bill No. 218 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 218 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Chapman, Cobb, Collier, Counts, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Porter, Ritzhaupt, Sears, Speck, White, Worthington.—23.



Nays: Anglin, Braden, Burns, Dacus, Duffy, Leonard, Paul, Pruett, Rinehart, Thornton, Trussel, Williams.—12.

Not Voting: Anderson, Carrier, Ginder, Irby, Neill, Phillips, Wheeler.—7.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine.—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 Nance, the emergency clause of House Bill No. 218 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 218 was ordered referred for engrossment.

Senator Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 297 correctly enrolled and Senate Concurrent Resolution No. 27 correctly engrossed.

DACUS, Chairman.

Senate Bill No. 297 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.

The Presiding Officer in open session signed Engrossed Senate Concurrent Resolution No. 27 and ordered it transmitted to the Honorable House for consideration.

Senator Thornton presiding.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 234, by Judiciary No. 2 Committee, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment, which was tabled upon motion of Senator Jones:



Mr. President: I move to amend House Bill No. 234, line 12, page 2, after the word "paid" and before the word "salary", strike the words "a salary of Six Thousand Dollars (\$6,000.00) per year" and insert the following: "five per centum of the profit accrued in the sale of such surplus property purchased and sold under this Act."

RITZHAUPT.

Senator Paul submitted the following amendment:

Mr. President: I move to amend House Bill No. 234, pages 2 and 3, by striking Section 2 and inserting in lieu thereof the following: "The State Highway Department shall be the agent and shall work under the supervision and direction of the Governor."

PAUL.

Senator Paul raised a point of order that the remarks of Senator Nance were being made to the Bill and not to the amendment before the Senate, which point was sustained by the Presiding Officer.

Senator Nichols, as a substitute for the Paul amendment, submitted the following:

Mr. President: I move to amend House Bill No. 234, line 12, page 2, by striking the words and figures "of Six Thousand (\$6,000.00) Dollars per year" and inserting in lieu thereof the following: "to be fixed by the Governor."

NICHOLS.

Senator Cobb moved that further consideration of House Bill No. 234 be deferred until the next legislative day, which motion was tabled upon motion of Senator Rinehart.

Senator Mahan moved to table the Nichols amendment, which motion prevailed.

Senator Logan presiding.

Senator Braden moved the previous question be now put.

Senator Mahan, as a substitute, moved to table the Paul amendment, which motion failed of adoption, the roll call thereon being as follows:



Ayes: Anderson, Chapman, Dacus, Finney, Goodpaster, Jones, Logan, Mahan, Nance, Nichols, Norton, Porter, Pruett, Rinehart, Speck.—15.

Nays: Braden, Brown, Cobb Collier, Counts, Duffy, Grennell, Irby, Leonard, Lowery, Nevins, Paul, Phillips, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—18.

Not Voting: Anglin, Burns, Carrier, Gary, Ginder, Neill, Wheeler, White, Williams.—9.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine.—1.

The vote occurring on the Paul amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Braden, Cobb, Collier, Counts, Duffy, Grennell, Irby, Lowery, Nevins, Paul, Phillips, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—16:

Nays: Anderson, Chapman, Dacus, Finney, Gary, Goodpaster, Jones, Leonard, Logan, Mahan, Nance, Nichols, Norton, Porter, Pruett, Rinehart.—16.

Not Voting: Anglin, Brown, Burns, Carrier, Ginder, Neill, Speck, Wheeler, White, Williams.—10.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine.—1.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 234, Line 3, Page 4, as follows:

By striking SECTION 4. and inserting a new Section as follows:

SECTION 4. Upon the completion of each transaction for purchase, lease, or other acquisition of such properties, it shall be the duty of such State Agent to return to the State department, institution, agency or instrumentality, or political subdivision, an authenticated accepted copy of the requisition, purchase order, or authority order so fulfilled, and to attach thereto, disclosing as to each item purchased or leased, the purchase price, the cost of re-



conditioning if such be needful, and the sale price thereof which must be in accord with O.P.A. ceiling on such item; and he shall retain a like copy of each in his own office. Immediately following the last business day of March, June, September, and December of each year, it shall be the duty of such Agent to make and file a complete quarterly report of requests made and transactions completed, summarized under appropriate headings as to each State department, institution, agency or instrumentality, and each political subdivision, and file an authenticated copy thereof with the Governor, with the State Examiner and Inspector, and with the record custodian of the Senate and of the House of Representatives of the Oklahoma Legislature. Immediately after the filing of each such report, it shall be and is hereby made the duty of the State Examiner and Inspector to verify the same by audit; but verification of orders of authority, reception and acceptance of goods and equipment purchased, leased, or donated, and warrant issues, to the extent such responses verify, may be made by correspondence.

Immediately after the 31st day of December 1946, or sooner if the "Surplus Property Act of 1944" sooner terminate, it shall be the duty of said State Agent to prepare, in summary form, a report of his purchases for each State department, institution, agency, instrumentality, and political subdivision, and of the kind, classes, and value of goods and equipment purchased as to each, and to file an authenticated copy thereof with the Governor, the State Senate, and the House of Representatives, of the State of Oklahoma.

#### RITZHAUPT.

Senator Nance moved that when the Clerk's desk is cleared, the Senate adjourn under the rule, which motion prevailed.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLU-



TION NO. 27—By Brown and Rinehart of the Senate and Holt of the House,

A Resolution recalling Enrolled Senate Joint Resolution No. 9 for further consideration and correction.

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 27 was ordered referred for enrollment.

#### SECOND READING

The following bills were read for the second time and upon request of Senator Finney ordered printed and placed upon the Calendar without reference to Committees:

SENATE BILL NO. 320—By Thornton and White of the Senate and Mountcastle, Frix and Wiley of the House.

ENGROSSED HOUSE BILL NO. 74—By Levergood of the House and Logan and Nichols of the Senate.

ENGROSSED HOUSE BILL NO. 471—By Reed.

ENGROSSED HOUSE BILL NO. 399—By Tankersley.

ENGROSSED HOUSE BILL NO. 473—By Tolbert, Crane, Foley, Reed and Weaver.

ENGROSSED HOUSE BILL NO. 452—By Singleton.

ENGROSSED HOUSE BILL NO. 179—By House Appropriations Committee.

ENGROSSED HOUSE BILL NO. 214—By House Appropriations Committee.

ENGROSSED HOUSE BILL NO. 180—By House Appropriations Committee.

ENGROSSED HOUSE BILL NO. 181—By House Appropriations Committee.

ENGROSSED HOUSE BILL NO. 119—By House Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 481—By Gullett.

ENGROSSED HOUSE BILL NO. 518—By Parrish.

ENGROSSED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard and Bradley of the House and Nance of the Senate.

ENGROSSED HOUSE BILL NO. 122—By Parrish.

ENGROSSED HOUSE BILL NO. 436—By Carmichael and Hunt of the House and Anderson and Speck of the Senate.

ENGROSSED HOUSE BILL NO. 506—By Choate, Edwards and Impson of the House and Counts of the Senate.

Senator Ritzhaupt asked unanimous consent, which was ordered granted, that HOUSE BILL NO. 338, by Dees, and SENATE BILL NO. 319, by Dacus, be ordered withdrawn from the Committee on Education, printed and placed upon the Calendar.

#### SPECIAL COMMITTEE REPORT

The following Special Committee Report was submitted and read:

#### REPORT OF SENATE SPECIAL COMMITTEE ON STORM DAMAGE TO EASTERN OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE.

MR. PRESIDENT:

We, your Special Committee, appointed to view the damage done by the recent tornado and hailstorm at Wilburton, Oklahoma, on April 12th, 1945, to the buildings and premises of the Eastern Oklahoma A. & M. College, beg leave to report as follows:

That your committee in company with a like committee from the House of Representatives, viewed and examined all of the buildings upon the campus of said institution, and find that the roofs on the various following buildings had been either practically destroyed, or seriously damaged, and that upon the estimate of R. E. Means, Engineer from the Department of Agriculture at Oklahoma A. & M.



College, the estimated cost of replacements to each of the coverings of said buildings are as follows:

Choctaw Hall being insured.

Johnston Hall -----	\$ 720.00
Administration Building -----	5440.00
Chickasaw Hall -----	1605.00
Shop -----	603.00
Livestock Pavilion -----	755.00
Farm Building -----	40.00
President's Home and Garage -----	375.00
Music Building -----	35.00
N.Y.A. Work Shop -----	36.00
Hayshed broken down by sleet -----	900.00

TOTAL ----- \$10500.00

We beg further to report, that we found no damage to the furnishings and contents of any of the buildings.

Respectfully submitted this April 17th, 1945.

BRADEN  
BURNS

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 308—By Committee on Revenue and Taxation,

An Act relating to income tax; defining adjusted gross income; providing for a simplified tax sale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending Title 68, Sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, 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,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 308 was read, as follows, and consideration deferred for this legislative day:

April 17, 1945

To the Speaker of the House  
of Representatives:  
To the President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 308 with the Engrossed Senate Amendments thereto, the same being

An Act relating to income tax; defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optical standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending Title 68, Sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency,

beg leave to report that we have the same under consideration and return the same with the recommendation that the Engrossed Senate Amendments to Engrossed House Bill No. 308 be adopted and that the following amendments to the Engrossed Senate Amendments to Engrossed House Bill 308 be adopted:

Amendment No. 1. By amending Section 1 of the Engrossed Senate Amendments to Engrossed House Bill 308 by changing the semi-colon after the word "taxpayer" in line 22 to a period and by striking the words "provided that livestock acquired or used for work, breeding or dairy purposes, shall be included in the term 'capital assets'."

Amendment No. 2. By amending the Engrossed Senate Amendments to Engrossed House Bill 308 by adding a new section immediately after Section 12 and before Section 13, to be numbered Section 12A to read as follows:



"Section 12A. Title 68, Section 883, O. S. 1941, is hereby amended by adding a new sub-section to be known as sub-section (j), to read as follows:

(j) For the purpose of this subsection, the term 'property' used in the trade or business' means property used in the trade or business, of a character which is subject to the allowance for depreciation provided in subsection 880(g) (including livestock acquired or used for work, breeding or dairy purposes), held for more than 18 months, and real property used in the trade or business, held for more than 18 months, which is not

(A) property of a kind which would properly be includible in the inventory of the taxpayer if on hand at the close of the taxable year, or

(B) property held by the taxpayer primarily for sale to customers in the ordinary course of his trade or business.

If, during the taxable year, the recognized gains upon sales or exchanges of property used in the trade or business, plus the recognized gains from the compulsory or involuntary conversion (as a result of a destruction in whole or in part, theft or seizure, or an exercise of the power of requisition or condemnation or the threat or imminence thereof) of property used in the trade or business and capital assets held for more than 18 months into other property or money, exceed the recognized losses from such sales, exchanges, and conversions, such gains and losses shall be considered as gains and losses from sales or exchanges of capital assets held for more than 18 months. If such gains do not exceed such losses, such gains and losses shall not be considered as gains and losses from sales or exchanges of capital assets. For the purposes of this paragraph:

(1) In determining under this paragraph whether gains exceed losses, the gains and losses described therein shall be included only if and to the extent taken into account in computing net income, except that the provision of subsection (d) (2) relating to the percentages of gain or loss to be taken into account in computing net income shall not apply.

(2) Losses upon the destruction, in whole or in part, theft or seizure, or requisition or condemnation of property used in the trade or business or capital assets held for more

than 18 months shall be considered losses from a compulsory or involuntary conversion."

Amendment No. 3.—By amending Engrossed Senate Amendments to Engrossed House Bill No. 308 by striking the following words in Section 6, Page 5 on line 12:

"If the income of the debtor corporation is derived from sources within and/or without Oklahoma, the deduction is subject further to the limitations of subsection (i) of this Section."

Amendment No. 4. —By amending Engrossed Senate Amendments to Engrossed House Bill 308, Section 13, subsection (b), page 12, lines 15, 16 and 17 to and including the word "appointed"; by striking said lines and substituting in lieu therefor the following:

"Provided that in the case of the death of such person no tax shall be deemed due or owing on any income of such person, which income had not been reported to the Commission at the time of the death of such person and no tax shall be due or collected from the dependent of any such person on any allotment or monies received from the United States Government or any other government by such dependent which monies were paid as a result of military service of such person.

Amendment No. 5. By amending Engrossed Senate Amendments to Engrossed House Bill No. 308 by striking all of Section 3.

House Conferees:

WALLACE (Carter)  
EVANS  
LEVERGOOD  
BARR  
BILLINGSLEY

Senate Conferees:

NANCE  
GRENNELL  
JONES  
LOWERY  
LOGAN  
NICHOLS

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 9—By Senate Committee on Appropriations,

An Act making general appropriations for the budget of the legislative, executive and judicial departments of



the State for fiscal years ending June 30, 1946 and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the Governor,

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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 9 was read, as follows:

Amendment No. 1. Page 1, line 8 of Engrossed Senate Bill No. 9, strike the enacting clause.

Upon motion of Senator Thornton, the Senate refused to concur in Engrossed House Amendment to Engrossed Senate Bill No. 9 and asked the Honorable House to grant a conference thereon, the Presiding Officer appointing Senators Thornton, Finney, Paul, Duffy and Leonard as the Senate Conferees thereunder.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 406—By Agriculture Committee,

An Act relating to trade names and labels; amending Title 78, Oklahoma Statutes, 1941, Section 12, to provide that names, marks, and devices appearing upon milk or cream cans may be filled in the office of the State Department of Agriculture; amending Title 78, Oklahoma Statutes, 1941, Section 13, to require the President of the State Board of Agriculture to enforce the provisions of the laws relating to names, marks, or devices placed upon milk or cream cans; prescribing fees for the recovery of cans by the State Department of Agriculture and providing for payment of transportation costs; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 359—By Committee on Aviation,

An Act to empower municipalities and other political subdivisions to promulgate, administer and enforce airport



zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports, and to acquire, by purchase, grant, or condemnation, air rights and other interests in land; to provide penalties and remedies for violations of this Act or of any ordinance or regulation made under the authority conferred herein; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 372—By Committee on Agriculture,

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; providing penalties for the violation of this Act, repealing all laws and parts of laws in conflict herewith, and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 426—By Reed and Hawthorne,

An Act authorizing the Board of Commissioners of each county of the state, in its discretion, by the adoption of an appropriate resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees of officers of the county by not to exceed eighteen per cent (18%); and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 401—By Evans,

An Act amending Section 4, Title 16, Oklahoma Statutes of 1941, requiring deeds, mortgages or other conveyances relating to real estate, except leases for a period not to exceed one (1) year, to be in writing and signed by the grantors, and requiring conveyances and contracts relating to a homestead to be jointly subscribed by both husband and wife except conveyances and contracts thereof from a spouse as grantor to the other spouse as grantee; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 323—By Langley, Barr and Taylor,

An Act relating to tax on intangible personal properties; prescribing the method of entry of such tax upon the tax rolls and distinctive entry of credit therefor upon tax receipts; prohibiting disclosure of assessments and



valuations as to amounts and classes of such properties upon the tax rolls by restricting the privileged character of such assessments and valuations to the records and files of the county assessor; assigning a code number; repealing 68 O. S. 1941, § 1514; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 273—By Hughes,

An Act relating to the correction of errors upon the tax rolls in any county, authorizing the board of county commissioners to hear and determine allegation of erroneous entries, assessments and charges for tax in certain instances, before and after the taxes are paid; providing for proper procedures relating thereto; preserving jurisdiction of county board of equalization where applicable; providing for refund of taxes paid not more than one (1) year prior to claim; providing for corrections; assigning a code number; repealing 68 O. S. 1941 § 184d; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 236—By House Appropriations Committee,

An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma State Regents for Higher Education out of the public building fund and out of the general revenue fund, providing for the reappropriation of the unexpended and unencumbered appropriations and parts of appropriations cancelled, making said appropriations non-fiscal; 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.

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 406, 359, 372, 426, 401, 323, 273 and 236.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:



ENGROSSED HOUSE BILL NO. 409—By Singleton,

An Act amending Section 202 of Title 44, Oklahoma Statutes 1941; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 412—By Singleton,

An Act providing for the governance and control of armories and armory buildings; granting authority to the adjutant general in regard to armories; providing for appointment of armory boards and temporary armory boards; defining powers and duties of such boards; providing for leasing and other use of armories; providing for collection, use and disposition of receipts from use of armories; repealing all existing statutes and laws in conflict herewith; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 284—By Langley,

An Act relating to sinking fund surplus in counties, cities and towns, townships and school districts; providing that said surplus shall be refunded to the taxpayers by using same to reduce ad valorem tax levies; amending Section 445, Title 62, Oklahoma Statutes of 1941, as amended by House Bill No. 300, Session Laws of 1943, now appearing as Section 445, Title 62, Oklahoma Statutes, 1943 Supplement; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 385—By Committee on Fees and Salaries,

An Act amending Paragraph (a), Section 1, House Bill No. 27 of the Twentieth Legislature 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 409, 412, 284 and 385.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:



ENGROSSED HOUSE BILL NO. 424—By Speakman,

An Act reducing the rate of interest to one and one-half per cent ( $1\frac{1}{2}\%$ ) per annum on money paid in payment of any state tax under protest and refunded by order of the Oklahoma Tax Commission or by judgment of court; making an appropriation therefor from the Oklahoma Tax Commission Fund; making this appropriation applicable to existing judgments; repealing conflicting laws; and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 419—By Wallace (Carter),

An Act amending Sub-sections (A) (1) and (7) of Section 989e of Title 68, Oklahoma Statutes, 1941, relating to reciprocity with other states and territories of the United States in exempting intangible personal property from taxation for estate tax purposes; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 11—By Reed and Wallace (Oklahoma),

An Act amending 68 O. S. 1941 § 880, Sub-division (g), relating to deductions from gross income in computing income tax; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 476—By Committee on Public Health and Sanitation and Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation,

An Act to provide for the making of a survey of all hospital and health center facilities within the State of Oklahoma, providing for the development of programs for the construction of public and other non-profit hospitals, making an appropriation; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 478—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine, Special Sub-committee on public Health and Sanitation,

An Act relating to public health; authorizing the State Commissioner of Health to formulate and administer a State plan for the construction of public and other non-profit hospitals and other health facilities; authorizing

the acceptance of federal grants for federal participation in such construction and for administrative expenses; making an appropriation and providing for State grants to aid in the construction of public hospitals; defining the term "hospital" and other terms as used in the Act; prescribing duties of the State Commissioner of Health; authorizing certain political sub-divisions to issue bonds for hospital purposes and to operate hospitals; authorizing such sub-division to cooperate in constructing and operating hospitals; making provisions of the Act severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 477—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation,

An Act relating to public health, making appropriations to aid in financing county and district health departments or county co-operative health departments, prescribing duties of State Commissioner of Health, making appropriations non-fiscal; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 424, 419, 11, 476, 478 and 477.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 524—By Jones,

An Act relating to the commissioners of the Land Office, amending Subsections (a) and (c) of Section 1, Chapter 1d, Title 64, Oklahoma Session Laws 1943, page 154; providing for transfer of unneeded surpluses in the depletion, management and sale fund to the public building fund, the permanent school fund, and the state educational institutional fund to be distributed as provided by law; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 524.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 297—By Rinehart and Collier,

An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the Second World War, authorizing such contracts to be renegotiated with the original contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency, and

ENROLLED SENATE BILL NO. 263—By Cobb,

An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school districts and declaring an emergency, and

ENROLLED SENATE CONCURRENT RESOLUTION NO. 22—By Pruett,

A Concurrent Resolution requesting and authorizing the Chief Executive of the State and the President of the Senate and the Speaker of the House to communicate with like authorities in the principal mid-continent oil and natural gas producing states and seek to agree upon a fair and uniform gross production tax on crude oil and natural gas so as to bring an adequate tax return to the State for the loss of this great natural resource and prevent discrimination in the markets and report to the next meeting of the Legislature, and

ENROLLED SENATE CONCURRENT RESOLUTION NO. 23—By Thornton,

A Concurrent Resolution transmitting to the Okla-

homa State Regents for Higher Education the budget needs of the State University Hospital for the hospitalization of war veterans, said hospital being one of the various state institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the general revenue fund of the State of Oklahoma, said appropriation being made in Senate Bill No. 307 by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the system of higher education, in order that the said Oklahoma State Regents for Higher Education may have information relative thereto, and

**ENROLLED SENATE CONCURRENT RESOLUTION NO. 26**—By Nichols and Jones of the Senate and Arrington and Weaver of the House,

A Concurrent Resolution commending the service to the State and Nation of Joseph A. Cocannouer,

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.

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 297 and 263 were ordered referred to the Governor for consideration.

Enrolled Senate Concurrent Resolutions Nos. 22, 23 and 26 were ordered referred to the Secretary of State.

**MR. PRESIDENT:**

I am directed by the House of Representatives to transmit herewith for your consideration:

**ENGROSSED HOUSE BILL NO. 425**—By Taylor and Langley,

An Act relating to District Court Judicial District No. 15, amending 20 O. S. 1941, § 92a, creating an additional district judge, and court reporter for said District No. 15, providing for the nomination and election of such additional judge, authorizing the Governor to appoint a judge, providing for a court reporter, making an appropriation; and declaring an emergency,



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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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 425.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

**SIXTY-SEVENTH LEGISLATIVE DAY.**

Wednesday, April 18, 1945.

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Pursuant to adjournment, the Senate met at 1:30 p.m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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 were read for the second time and ordered referred to the Committees indicated:

ENGROSSED HOUSE BILL NO. 387—By Committee on Revenue and Taxation—Referred to the Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 298—By Mountcastle—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 297—By Mountcastle—Referred to Committee on Judiciary No. 2.

ENGROSSED HOUSE BILL NO. 296—By Mountcastle—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 87—By Carey and



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Weaver—Referred to Committee on State and County Affairs, then Appropriations.

ENGROSSED HOUSE BILL NO. 484—By Thompson (Pushmataha), Cantrell, Choate, Crane, Flowers, Frix, Hathcoat, Impson, Medlock, Mitchelson, Reed, Toaz and Welch of the House and Finney of the Senate.

Upon request of Senator Nance, House Bill No. 484 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 424—By Speakman—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 419—By Wallace (Carter)—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 11—By Reed and Wallace (Oklahoma)—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 476—By Committee on Public Health and Sanitation and Committee on the Practice of Medicine and Special Sub-Committee on Public Health and Sanitation—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 478—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine, Special Sub-Committee on Public Health and Sanitation—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 477—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Sub-Committee on Public Health and Sanitation—Referred to Committee on Public Health and Welfare.

ENGROSSED HOUSE BILL NO. 409—By Singleton.

Upon request of Senator Nevins, House Bill No. 409 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 412—By Singleton.

Upon request of Senator Nevins, House Bill No. 412 was

ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 284—By Langley—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 385—By Committee on Fees and Salaries—Referred to Committee on Fees and Salaries.

ENGROSSED HOUSE BILL NO. 406—By Agriculture Committee.

Upon request of Senator Ritzhaupt, House Bill No. 406 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 359—By Committee on Aviation—Referred to Committee on Roads, Highways and Aviation.

ENGROSSED HOUSE BILL NO. 372—By Committee on Agriculture—Referred to Committee on Agriculture.

ENGROSSED HOUSE BILL NO. 426—By Reed and Hawthorne.

Upon request of Senator Irby, House Bill No. 426 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 401—By Evans—Referred to Committee on Judiciary No. 1.

ENGROSSED HOUSE BILL NO. 323—By Langley, Barr and Taylor—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 425—By Taylor and Langley.

Upon requests of Senators Anglin and Thornton, House Bill No. 425 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 273—By Hughes.—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

ENGROSSED HOUSE BILL NO. 236—By House Appropriations Committee.



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Upon request of Senator Nance, House Bill No. 236 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 524—By Jones.

Upon request of Senator Leonard, House Bill No. 524 was ordered printed and placed upon the Calendar without reference to a Committee.

Senator Finney advised the Senate of the death, in France, of Lt. Lonzo A. Hetherington, 596th B. S., 397th S. G. (m), son-in-law of Senator Dacus, and moved that a Committee of 3 be appointed to draw and present to the Senate proper resolutions, which motion prevailed, the President appointing Senators Finney, Anglin and Burns as such Committee.

Upon motion of Senator Nance, it was ordered by the Senate that all bills, whether referred to Committees or ordered placed upon the Calendar without reference to Committees, be printed for the use of the Senate.

Senator Carrier presiding.

Senator Speck submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 218 correctly engrossed and Senate Concurrent Resolution No. 27 and Senate Bills Nos. 226 and 288 each correctly enrolled.

SPECK, Vice Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 218, as amended, and ordered the bill returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 27 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senate Bills Nos. 226 and 288 were, each, 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.

**MESSAGE**

The following Message from the Honorable House was received and read:

**MR. PRESIDENT:**

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. 390—By Wallace (Carter),**

An Act amending Section 1310f, Title 68, Oklahoma Statutes of 1941; authorizing and empowering the Oklahoma Tax Commission to waive use tax levies under House Bill No. 3 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States Government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing, validating and confirming orders previously issued, providing that this Act shall expire June 30, 1947, unless sooner repealed; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

**GENERAL ORDER**

**SENATE BILL NO. 300**, by Rinehart, was read and considered.

Upon motion of Senator Rinehart, Senate Bill No. 300 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and Senate Bill No. 300 was considered engrossed and placed upon third reading and final passage.

Senator Thornton presiding.

Senator Carrier presiding.



*Sixty-seventh Day, Wednesday, April 18, 1945* 1499

### 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:

Ayes: Anderson, Braden, Burns, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—27.

Nay: Anglin, Brown, Lowery, Pruett.—4.

Not Voting: Carrier, Chapman, Cobb, Dacus, Gary, Mahan, Norton, Porter, Wheeler, Williams.—10.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nay: Anglin, Brown, Pruett.—3.

Not Voting: Chapman, Cobb, Dacus, Gary, Mahan, Norton, Porter, Williams.—8.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 300 was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Paul, HOUSE BILL NO. 425, by Taylor and Langley, was ordered withdrawn from the Calendar and referred to Judiciary Committee No. 2 for study.

SENATE BILL NO. 320, by Thornton and White, of the Senate, and Mountcastle, et al, of the House, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 320, line 4, page 1, by striking the word and figures, "June 30, 1945," and substituting therefor the word and figures, "June 30, 1946," and by amending the title to conform.

#### THORNTON.

Senator Thornton submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 320, line 5, page 1, by changing the words and figures, "Six Hundred Thousand (\$600,000.00) Dollars," and substituting the words and figures, "Five Hundred Thousand (\$500,000.00) Dollars" and by amending the title to conform.

#### THORNTON.

Senator Nance asked unanimous consent, which was granted, to amend the Thornton amendment by striking the words and figures, "Five Hundred Thousand (\$500,000.00) Dollars," and inserting the words and figures, "Four Hundred Thousand (\$400,000.00) Dollars," and by amending the title to conform.

The vote occurring on the Thornton amendment, as amended, it was declared adopted.

Senators Braden, Burns and Neill submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 320, line 3, page 2, by adding a new section, as follows:



"Section 2. There is hereby appropriated out of any surplus in the Treasury of the State of Oklahoma to the credit of the General Revenue Fund for the fiscal year ending June 30, 1946, not otherwise appropriated, the sum of Ten Thousand Five Hundred (\$10,500.00) Dollars for repair of buildings at the Eastern Oklahoma A. and M. College in Wilburton, Oklahoma." And by amending the title to conform.

BRADEN,  
BURNS,  
NEILL.

Upon motion of Senator Thornton, Senate Bill No. 320, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and Senate Bill No. 320, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 320 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Rinehart, Sears, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Dacus, Gary, Ginder, Mahan, Norton, Paul, Pruett, Ritzhaupt, Speck, Wheeler.—10.

Excused: Cowden.—1.

Excused on Account of Military Service; Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Rinehart, Sears, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Dacus, Gary, Ginder, Mahan, Norton, Paul, Pruett, Ritzhaupt, Speck, Wheeler.—10.

Excused: Cowden.—1.

Excused on Account of Military Service; Fine, Phillips.—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. 320, as amended, was ordered referred for engrossment.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 462—By Cordray and McNally of the House and Williams and Ginder of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Northwestern State College at Alva, East Central State College at Ada, Central State College at Edmond, Southwestern Institute of Technology at Weatherford, and Southeastern State College at Durant, all in the State of Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency



or instrumentality thereof; providing for the approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 390—By Wallace (Carter),

An Act amending Section 1310f, Title 68, Oklahoma Statutes of 1941; authorizing and empowering the Oklahoma Tax Commission to waive use tax levies under House Bill No. 3 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States Government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing, validating and confirming orders previously issued, providing that this Act shall expire June 30, 1947, unless sooner repealed; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 382—By Van Dyck and Davis of the House and Neill of the Senate,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of the Oklahoma College for Women; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds

lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporation; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 462, 390 and 382 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 339—By Arrington, Bellamy, Billingsley, Doty, Gibbs, Gullett, Johnson (Creek), Medlock and Musgrave,

An Act authorizing and relating to the unitized management, operation and development, in whole or in part, of common sources of supply of oil, oil and gas, or gas distillate in this State; defining common source to which Act is applicable; conferring authority upon and defining the duties of the Corporation Commission in regard thereto; authorizing the organization of units and prescribing the procedure therefor, including the right and method of appeal from orders of the corporation commission, and the right to proceed in and appeal from the district court, to the supreme court for equitable relief; defining the purposes, nature, functions and powers of such units; authorizing the inclusion of public lands within the unit area of a unit; limiting the effect of anti-trust laws; making operations within a unit area by persons other than unit unlawful, and



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ENROLLED HOUSE BILL NO. 502—By Rowe,

An Act relating to county officers and salaries; amending Section 12 and 12a, Title 19, Chapter 6, Session Laws 1943, to provide that the county treasurer and county judge shall each receive the sum of two thousand one hundred (\$2,100.00) dollars per year; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 339 and 502 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.

Referring further to ENGROSSED HOUSE BILL NO. 308, as amended in Conference:

Upon motion of Senator Nance, the Conference Committee Report on Engrossed House Bill No. 308, submitted on the last legislative day, was adopted.

Senator Nevins voiced an objection to the further consideration of Engrossed House Bill No. 308, until the bill is printed.

Senator Rinehart moved that the rules of the Senate be suspended which would require the printing of Engrossed House Bill No. 308 and that the Senate proceed with the consideration of the bill, as amended in conference, which motion prevailed.

Senator Nance asked that further consideration of Engrossed House Bill No. 308, as amended in conference, be deferred temporarily.

Senator Nevins moved to amend the Nance request to provide that consideration of Engrossed House Bill No. 308 be deferred until tomorrow when the bill can be printed, which motion was tabled upon motion of Senator Lowery.

There being no objection voiced to the Nance request,

that consideration of Engrossed House Bill No. 308, as amended in conference, be deferred temporarily, it was the order.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 444, by Sherman, be ordered withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments and placed upon the Calendar for immediate consideration.

#### GENERAL ORDER

HOUSE BILL NO. 444, by Sherman, was read and considered.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 444, by substituting therefor the following:

#### HOUSE BILL NO. 444—By SHERMAN.

AN ACT AUTHORIZING THE CONSTRUCTION AND EQUIPPING OF BUILDINGS FOR THE PURPOSE AND USE AS BARRACKS, MESS HALLS AND SCIENCE CLASS ROOMS AND LABORATORY BUILDING AND EQUIPMENT THEREFOR 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 REVENUE BOND SINKING FUND;" PROVIDING FOR THE MANNER OF EXPENDING THE PROCEEDS OF THE BONDS; PROVIDING FOR THE MANAGEMENT OF SAID BUILDINGS OR ANY OF THEM; PROVIDING THAT RULES AND REGULATIONS SHALL BE MADE REGULATING AND PROVIDING FOR THE MANAGEMENT, CONDUCT AND OPERATION OF THE BUILDINGS AND THE EQUIPMENT THEREOF, AND FOR FEES AND CHARGES NECESSARY FOR THE SUPPORT AND MAINTENANCE OF SAID BUILDINGS AND EQUIPMENT AND FOR THE PAYMENT OF THE BONDS ISSUED AND THE INTEREST ACCRUING THEREON; AUTHORIZING THE INVESTMENT OF THE CAPITAL AND SUR-



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PLUS OF BANKS, TRUSTS AND INSURANCE COMPANIES IN SAID BONDS; MAKING THE BONDS NON-TAXABLE FOR ANY PURPOSE; AUTHORIZING SAID BOARD TO ACCEPT GIFTS AND/OR DONATIONS AND FEDERAL AID OR GRANTS FOR SAID PURPOSES; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Board of Regents of the Oklahoma Military Academy acting for and in behalf of the Oklahoma Military Academy of the State of Oklahoma is hereby authorized and empowered to set aside such portions of the reservation of said Oklahoma Military Academy, as may be necessary and suitable for the construction and equipping of buildings and equipment for barracks, mess halls and science class rooms and laboratory building or any or all of such buildings and equipment therefor, and the Oklahoma Military Academy is hereby authorized to issue its revenue bonds for the purpose of constructing and equipping said buildings for the use of the students attending said institution, and administrative personnel.

SECTION 2. The bonds herein authorized shall be issued by the State Auditor upon application made by the Board of Regents providing that said application shall have the sanction and approval of the Governor endorsed thereon. The bonds shall be designated "Oklahoma Military Academy Building Bonds" and shall be issued in denominations of not less than \$100.00 nor more than \$1,000.00, and shall become due and payable within twenty-five years from their date, provided that if it is deemed expedient said bonds may be issued to mature serially. Said bonds may be issued and sold in installments and in Series of Class A, B, etc., of the total bond issue authorized as may be deemed advisable by said Board and as funds may be needed for the purpose of constructing and equipping said buildings. The principal and interest of said bonds shall be payable at the office of the State Treasurer or at the fiscal agency of the State of Oklahoma in New York City, and said bonds shall bear interest at the rate of not to exceed 5% per annum, payable semiannually, to be evidenced by appropriate coupons attached thereto. Provided, that said bonds shall not be issued in an ag-



gregate amount exceeding Six Hundred and Sixty Thousand (\$660,000.00) Dollars.

SECTION 3. Said bonds shall be signed by the State Auditor, with the seal of his office affixed, and shall have interest coupons thereto attached executed with a facsimile signature of the Auditor. The said bonds shall be registered by the State Treasurer with appropriate endorsement thereon showing such registration, and it shall be the duty of the Attorney General, as ex-officio Bond Commissioner of the State of Oklahoma, to prepare the forms and prescribe the methods of procedure hereunder for the issuance of said bonds, and it shall be the further duty of the Attorney General to examine into and pass upon any bond so issued in accordance with the forms or procedure so provided, and said bonds shall be incontestable in any court having jurisdiction of the same within thirty (30) days from the date of the approval thereof by the Bond Commissioner, providing, however, that such bonds so executed shall not be or become an obligation of the State of Oklahoma.

SECTION 4. After the bonds have been approved by the Attorney General, as ex-officio Bond Commissioner of the State of Oklahoma, the same shall be deposited in the State Treasury, and it shall be the duty of the Board of Regents to sell or dispose of the said bonds as hereinafter provided. Provided, however, the same shall be sold at a price of not less than par and accrued interest and shall be delivered by the State Treasurer from time to time upon order of the Board of Regents as the proceeds of same may be required in payment of the contract price of work and material actually furnished and upon estimates approved as hereinafter provided.

SECTION 5. The proceeds derived from the delivery of the said bonds shall be placed in the State Treasury to the credit of the Oklahoma Military Academy of the State of Oklahoma and kept in a separate fund to be known as the "Oklahoma Military Academy Revenue Bond Sinking Fund." No contract shall be entered into and no obligation incurred in excess of the amount of said bonds theretofore sold. The State Auditor is hereby directed and authorized to issue warrants upon the State Treasury against such funds for such amounts as he may from time to time find to be due upon audited itemized esti-



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mates and claims which bear the approval of the President of the Oklahoma Military Academy of the State of Oklahoma.

SECTION 6. It shall be the duty of the said Board of Regents to have prepared proper plans and specifications for the construction of any of said building or buildings and to award contracts for the employment of an architect and for the construction and equipment of the same.

SECTION 7. Said Board of Regents is empowered and authorized and it shall be their duty to prescribe such rules and regulations for the conduct, management and care of any of the building or buildings constructed and equipped as provided herein and shall provide for the necessary rentals, charges and fees to be paid by the students attending said school, who avail themselves of the use of any of said buildings, as will be necessary to provide a sufficient sinking fund for the payment of the interest and principal of the bonds authorized herein in addition to the amount necessary for the upkeep and maintenance of said buildings and such sums so collected shall be deposited in the State Treasury to the credit of a fund to be maintained and designated in the Treasury as "Oklahoma Military Academy Revenue Bond Sinking Fund," as herein provided, and said sinking fund after the payment of all expenses, operation and maintenance of said buildings is irrevocably pledged to the payment of the interest and principal of said bonds.

SECTION 8. The Board of Regents of the Oklahoma Military Academy is hereby authorized and empowered to accept any gift or donation from any person, firm or corporation for the purpose of defraying the expenses of the cost of construction and equipping of the buildings herein authorized or for the payment of any of said bonds so issued hereunder. Said Board is further authorized to receive and accept any grants or aids from the Federal Government or any of its agencies for the purpose of constructing and/or equipping said buildings or for the payment of the bonds issued hereunder.

SECTION 9. Any bank, trust, or insurance company, organized under the laws of this State, may invest its capital and surplus in bonds issued under the provisions

of this Act. Said bonds shall be nontaxable for any purpose. The Board of Regents of the Oklahoma Military Academy, State of Oklahoma, is authorized and directed to carry fire and tornado insurance on the said buildings erected under the provisions of this Act, and in case of damage to said buildings or loss thereof, the said insurance money is to be used by said Board of Regents to repair loss of any or all of them.

SECTION 10. If any provision of this Act shall be held invalid or unconstitutional, such invalidity or unconstitutionality shall not be construed to affect the remaining portions of this Act.

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.

#### NANCE.

Upon motion of Senator Nance, House Bill No. 444, 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. 444, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—38.

Not Voting. Gary, Rinehart, Thornton.—3.

Excused: Cowden.—1.

Excused on Account of Military Service; Fine, Phillips.—2.



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The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—38.

Not Voting: Gary, Rinehart, Thornton.—3.

Excused: Cowden.—1.

Excused on Account of Military Service; Fine, Phillips.—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. 444, as amended, was ordered referred for engrossment.

#### RESOLUTION

Senator Paul asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length and adopted upon his motion:

SENATE CONCURRENT RESOLUTION NO. 28—By PAUL, NANCE, LOWERY and COWDEN.

A RESOLUTION IN MEMORIAM OF ERNIE PYLE, AMERICA'S ACE WAR CORRESPONDENT.

WHEREAS, the news has just been flashed that Ernie Pyle, America's Ace War Correspondent, who recently has been with the First Division, United States Marines, on the island of Okinawa has lost his life, and

WHEREAS, Ernie Pyle, as a War Correspondent, served with the first line troops both in the European theater of operations and more recently in the Southwest Pacific, and

WHEREAS, Ernie Pyle by his stories of the actual experiences of men in the front lines has endeared himself to the American public and to the men and women in our armed forces, and

WHEREAS, in the death of Ernie Pyle this Nation has lost its leading War Correspondent, one who better than any other kept the public informed of the actual experiences of the men in combat who are bearing the brunt of this War;

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

1. That the Legislature of the State of Oklahoma does hereby express its sincerest regrets in the death of Ernie Pyle, America's Ace War Correspondent. He served his country superbly and at the time of his death was with the front line troops whom he loved and knew so well. His death is another tragic loss to this Nation.

2. That the Secretary of the Senate be and he is hereby directed to forward a copy of this resolution to the next of kin of Ernie Pyle, and a copy of this resolution shall be spread upon the Journals of the Senate and House of Representatives.

Senate Concurrent Resolution No. 28 was ordered referred for engrossment.

Senator Nichols asked unanimous consent, which was granted, that it be the sense of the Senate that Senate Bills be considered by the Senate today and that the 5 minute rule on debate be invoked.

#### GENERAL ORDER

Upon motion of Senator Burns, SENATE BILLS NOS. 176 and 177, both by Burns, were ordered stricken from the Calendar.

Upon motion of Senator Braden, SENATE BILL NO. 125, by Braden, was ordered stricken from the Calendar

Senator Lowery asked unanimous consent, which was granted, that SENATE BILL NO. 239, by Lowery and Collier, be stricken from the Calendar.



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Senator Nichols moved that the Senate work under a call, which motion prevailed.

Upon the roll being called, the Presiding Officer announced there were no absentees.

Upon motion of Senator Sears, SENATE BILL NO. 271, by Sears, was ordered stricken from the Calendar.

Upon motion of Senator Goodpaster, SENATE BILL NO. 242, by Cobb, Lowery and Ginder, was ordered stricken from the Calendar.

Referring further to ENGROSSED HOUSE BILL NO. 234, by Judiciary Committee No. 2:

The Ritzhaupt amendment submitted on the last legislative day was re-read and tabled, upon motion of Senator Nichols.

Senator Ritzhaupt submitted the following amendment, which was tabled upon motion of Senator Finney:

Mr. President: I move to amend House Bill No. 234, by adding a new section as follows: "Section 6. Immediately after each quarterly audit examination, it shall be the duty of the State Examiner and Inspector to make report of his findings to the Governor and to the Attorney General; and if full and satisfactory verification of the transactions of such Agent for such quarter be had, he need only so state, otherwise such report shall set forth in detail the items and transactions at variance or not in accord with the intent and purpose of this Act, and it shall thereupon be, and is hereby made, the immediate duty of the Attorney General to institute such action as he deems most expedient and proper, and if such action be one at law, whether civil or criminal, to prosecute the same with vigor and dispatch."

RITZHAUPT.

Senator Cobb submitted the following amendment, which was tabled upon motion of Senator Braden:

Mr. President: I move to amend House Bill No. 234, line 7, page 2, by striking after the word "Agent," all of lines 7, 8, 9 and 10.

COBB.

Upon motion of Senator Finney, House Bill No. 234 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 234 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance Neill, Nichols, Norton, Paul, Porter Pruett, Rinehart, Sears, Speck, Thornton, Wheeler, White, Worthington.—33.

Nays: Brown, Burns, Cobb, Nevins, Ritzhaupt, Trussel, Williams.—7

Excused Cowden, Ginder.—2.

Excused on Account of Military Service; Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance Neill, Nichols, Norton, Paul, Porter Pruett, Rinehart, Sears, Speck, Thornton, Wheeler, White, Worthington.—33.

Nays: Brown, Burns, Cobb, Nevins, Ritzhaupt, Trussel, Williams.—7.

Excused Cowden, Ginder.—2.

Excused on Account of Military Service; Fine, Phillips.—2.

The emergency having received the constitutional two-



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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.

Senator Nance moved that the Senate reconsider the vote by which the Conference Committee Report on HOUSE BILL NO. 308 was adopted, which motion prevailed.

Senator Nance moved that the Senate refuse to adopt the Conference Committee Report on House Bill No. 308 and ask for further conference, which motion prevailed.

Senator Rinehart moved that SENATE BILL NO. 220 by Mahan, et al, be stricken from the Calendar, which motion prevailed.

#### CONFERENCE COMMITTEE REPORT

Conference Committee Report on Senate Bill No. 78 was read as follows, and adopted upon motion of Senator Nichols.

#### TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE

We, your Conference Committee, to whom was submitted Engrossed House Amendments to Engrossed Senate Bill No. 78, request leave to report that we have considered said House Amendments and recommend that the same be accepted with the following exceptions:

(1) Strike lines 32, 33, 34, and 35 on page 2 thereof and lines 1, 2, 3, 4, 5, 6, and 7 on page 3 thereof.

(2) Strike the words "within forty-five" on line 11 and strike lines 12 to 27 inclusive on page 3. Insert new language following line 27 on page 3, as follows:

*"The Governor shall appoint one member from each of the five (5) State Areas as hereinafter created, and each such member so appointed shall be, at the time of his appointment, a District Soil Conservation Supervisor. It is the intent and purpose of this Act that each member of the State Soil Conservation Board shall be a State Soil Conservation District Supervisor. Such appointments shall be subject to confirmation by the Senate. Such members,*

*as a condition to their appointment must be residents of the State area from which they are appointed."*

(3) Strike the word "additional" on line 31, page 3; strike the words "The appointments authorized herein to be made by the Governor shall be confirmed by the Senate," on lines 33 and 34 of page 3.

(4) After line 18 and before line 19 on page 4, insert the following:

*"Upon the organization of the State Soil Conservation Board, created by this Act, such Board shall succeed to all the powers, authority, duties, and property possessed by the State Soil Conservation Committee at the time of the passage of this Act."*

We, your Conference Committee, do further recommend that after consideration of the Engrossed House Amendments to Engrossed Senate Bill No. 78, said Engrossed Senate Bill No. 78 do pass, as amended, and with the exceptions hereinabove noted.

Senate Conferees

NICHOLS  
PAUL  
LEONARD  
CHAPMAN  
WORTHINGTON.

House Conferees

FOLEY  
BILLINGSLEY  
ARRINGTON  
STANDLEY  
BARR.

ENGROSSED SENATE BILL NO. 78, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—37.

Nays: Jones.—1.

Excused: Cowden, Gary, Mahan, Wheeler.—4.

Excused on Account of Military Service; Fine, Phillips.—2.



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The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill, as amended in conference, become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—37

Nays: Jones.—1.

Excused: Cowden, Gary, Mahan, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Senate Bill No. 78, together with conference committee report thereon, was ordered referred to the Honorable House for consideration.

Senator Mahan moved that the vote by which SENATE BILL NO. 220, by Mahan, was stricken from the Calendar be reconsidered, which motion failed of adoption.

#### GENERAL ORDER

SENATE BILL NO. 207, by Senate Committee on Agriculture, was taken up for consideration and read at length.

Upon motion of Senator Lowery, Senate Bill No. 207 was advanced to engrossment and third reading.

By unanimous consent, the rules were suspended and Senate Bill No. 207 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 207 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussell, Wheeler, White, Williams, Worthington.—37.

Excused: Cowden, Gary, Jones, Nance, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Anglin asked unanimous consent, to which Senator Ritzhaupt objected, that the emergency clause of Senate Bill No. 207 be stricken.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes. Anderson, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussell, Wheeler, White, Williams, Worthington.—36.

Nays: Anglin.—1.

Excused: Cowden, Gary, Jones, Nance. Thornton.—5.

Excused on Account of Military Service Fine, Phillips.—2.

Senate Bill No. 207 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 210, by Anderson, was taken up for consideration and read at length.

Senator Braden moved that further consideration of



Senate Bill No. 210 be indefinitely postponed, which motion prevailed.

Senator Nance moved that the House of Representatives be requested to return HOUSE BILL NO. 308, together with Conference Committee Report thereon, to the Senate for further consideration, which motion prevailed.

### GENERAL ORDER

SENATE BILL NO. 29, by Ritzhaupt, was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, Senate Bill No. 29 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 29 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 29 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Carrier, Cobb, Counts, Dacus, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Williams, Worthington.—28.

Nays: Anglin, Brown, Duffy, Grennell, Neill, Paul, Thornton.—7.

Excused: Chapman, Collier, Cowden, Finney, Mahan, Rinehart, Speck.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Ritzhaupt asked unanimous consent, which was granted, that the emergency clause of Senate Bill No.

29 be stricken and that the title be amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 29 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 300 and 320 and Senate Concurrent Resolution No. 28 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 300 and 320 and Engrossed Senate Concurrent Resolution No. 28 and ordered each transmitted to the Honorable House for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

#### MR. PRESIDENT:

I am directed by the House of Representatives to return herewith.

ENROLLED SENATE BILL NO. 226—By Committee on Roads and Highways,

An Act appropriating all funds and revenues accruing in the State Highway Construction and Maintenance Fund from any and all sources during the biennium ending June 30, 1947, to be used and expended by the State Highway Commission of the State of Oklahoma, to pay the expenses of operating and maintaining the department of highways of the State of Oklahoma and the expenses incurred in constructing and maintaining state highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the department of highways and the construction and maintenance of roads and highways; providing that no part of the funds appropriated shall be expended to pay any obligation incurred in connection with the operation



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of the department of highways or the construction or maintenance of highways prior to June 30, 1945; providing that no obligation shall be incurred during any fiscal year in excess of unencumbered cash in the State Highway Construction and Maintenance Fund, and declaring an emergency, and

ENROLLED SENATE BILL NO. 288—By Speck of the Senate and Jones of the House,

An Act amending title to Senate Bill No. 35, 20th Oklahoma Legislature and Sections 9, 10, 13, 18, and 19, relating to the levying and collection of taxes in irrigation districts having construction contracts with the federal government; providing for certain corrections and substitutions of new words therein; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 226 and 288 were ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 27—By Brown and Rinehart of the Senate and Holt of the House,

A Resolution recalling Enrolled Senate Joint Resolution No. 9 for further consideration and correction,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 27 was ordered referred to the Secretary of State.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House,

An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1945, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education, said appropriation to be nonfiscal and to be made available for expenditure until June 30, 1947,

and to advise you, and through you, the Honorable Senate, that the same has passed the House, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 278 were read, as follows, and concurred in upon motion of Senator Gary:

Amendment No. 1. Line 3 of the Title of Engrossed Senate Bill No. 278 change "1945" to "1946."

Amendment No. 2. Line 12, Page 1, of Engrossed Senate Bill No. 278 change "1945" to "1946."

Amendment No. 3. Line 17, Page 1, of Engrossed Senate Bill No. 278 change "1945" to "1946."

ENGROSSED SENATE BILL NO. 278, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Counts, Dacus, Duffy, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—32.

Excused: Chapman, Collier, Cowden, Finney, Goodpaster, Mahan, Nance, Norton, Rinehart, Wheeler.—10.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House amendments to Engrossed Senate Bill No. 278, and ordered the Bill, as amended, referred for enrollment.

#### GENERAL ORDER

SENATE BILL NO. 227, by Braden, was taken up for consideration and read at length.

Senator Braden submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 227, by substituting the following bill attached hereto as a corrective amendment:

SENATE BILL NO. ———By BRADEN of the Senate and HAWTHORNE and REED of the House.

AN ACT AUTHORIZING BOARDS OF COUNTY COMMISSIONERS TO EXECUTE QUIT CLAIM DEEDS TO PERSONS WHOSE PROPERTY HAS BEEN SOLD TO THE COUNTY AT TAX SALE THROUGH ERROR; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The board of county commissioners of any county in this state is hereby authorized to execute quit-claim deeds to persons whose property has been sold to the county at a tax sale through error. The determination of whether such property has been erroneously sold to the county shall be made by the board of county commissioners upon proper application of the aggrieved owner.

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.

BRADEN.

Upon motion of Senator Braden, Senate Bill No. 227 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 227 was con-

sidered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 227 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Excused: Chapman, Cowden, Finney, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—38.

Excused: Chapman, Cowden, Finney, Wheeler.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 227 was ordered referred for engrossment.



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### MESSAGES

The following Messages from the Governor were received and read

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on April 16, 1945, I signed

ENROLLED SENATE BILL NO. 274—By Committee  
on Revenue and Taxation,

An Act relating to Income Tax; amending 68 O. S. 1941 § 873 to require the Oklahoma Tax Commission to reserve the sum of three million (\$3,000,000.00) dollars out of income tax collections on and after February 1st of each year for apportionment during the succeeding fiscal year to the General Revenue Fund of the State for such succeeding fiscal year; and declaring an emergency, and

ENROLLED SENATE BILL NO. 136—By Anglin,

An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part or all of lands, or mineral interests therein, belonging to said estates with adjacent lands for oil and gas development and operation; and declaring an emergency, and

ENROLLED SENATE BILL NO 141—By Anglin and  
Nichols,

An Act amending Section 35, Title 16, Oklahoma Statutes, 1941, relating to acknowledgments, so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Oklahoma; validating acknowledgments heretofore taken before notaries public in Canada (including Newfoundland), and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

Gentlemen:

This is to advise you that on April 16th, 1945, I signed

**ENROLLED SENATE BILL NO. 66—By Nevins,**

An Act amending 19 O. S. 1941, 326, to provide regular monthly sessions of the Board of County Commissioners in each County to begin on the first Monday thereof, consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such Board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

**ROBT S. KERR,**  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

**GENTLEMEN:**

This is to advise you that on April 14, 1945, I signed

**ENROLLED SENATE BILL NO. 116—By Collier,**

An Act authorizing trust companies subject to the laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies, under such regulations or limitation as may be prescribed by the bank commissioner of Oklahoma, and without regard to the amount of such obligations compared to the appraised value of mortgaged property securing the same and without limitation as to the amount of such obligations that may be owned or held by said trust company; providing that such obligations may be deposited with any official of Oklahoma under any law



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requiring deposits of assets of such trust companies; repealing all laws or parts of laws in conflict herewith; and declaring an emergency, and

ENROLLED SENATE BILL NO. 117—By Collier and Ritzhaupt,

An Act relating to banks and trust companies; amending 6 O. S. 1941 § 108b by changing the provisions of sub-paragraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made; the term of said loans and the amortization thereof; adding a subparagraph to said section authorizing longer term loans made under authority of servicemen's readjustment Act of 1944, and as may be amended; prescribing a limitation on the term of such loans and removing restrictions and limitations of said section 108b upon such loans; and declaring an emergency,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 207 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bill No. 207 and ordered it transmitted to the Honorable House for consideration.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 32—By Langley,

A Resolution recalling Enrolled House Bill No. 42 from the office of the Governor for further consideration and correction,

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 Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

By unanimous consent, House Concurrent Resolution No. 32 was taken up for immediate consideration, read at length and adopted upon motion of Senator Gary.

The Presiding Officer, in open session, signed Engrossed House Concurrent Resolution No. 32 and ordered it returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 178, by Thornton, et al, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment.

Mr President: I move to amend Senate Bill No. 178, line 4, page 2, by changing the figures "\$15,000.00" on page 2 to figures "\$10,000.00" for each year and by striking all of lines to 18 inclusive, and by changing figures "\$9,000.00" to "\$10,000.00", on page 3.

THORNTON.

Senator Pruett, as a substitute, submitted the following amendment:

Mr President: I move to amend Senate Bill No. 178, by reducing each item of the appropriation one-half or fifty per cent.

PRUETT.

Senator Nichols moved to table the Pruett amendment, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Collier, Counts, Dacus, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Worthington.—24.



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Nays: Brown, Burns, Carrier, Cobb, Duffy, Finney, Gary, Jones, Lowery, Nance, Pruett, Thornton, Wheeler, Williams.—14.

Excused Chapman, Cowden, Ginder, White.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Nichols raised a point of order against the original Thornton amendment stating the Pruett substitute had been accepted by Senator Thornton, which point was not sustained.

Senator Nichols moved to table the Thornton amendment, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Brown, Collier, Counts, Dacus, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, White, Worthington.—27.

Nays: Braden, Burns, Carrier, Cobb, Duffy, Jones, Lowery, Nance, Thornton, Williams.—10.

Excused: Chapman, Cowden, Finney, Gary, Wheeler.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Lowery submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 178, by reducing all items of appropriations one-third.

#### LOWERY.

Senator Counts moved to table the Lowery amendment, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Brown, Collier, Counts, Dacus, Ginder, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Wheeler, White, Worthington.—24.

Nays: Braden, Burns, Carrier, Cobb, Duffy, Jones,

Lowery, Nance, Pruett, Sears, Thornton, Trussel, Williams.—13.

Excused: Anglin, Chapman, Cowden, Finney, Gary.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Counts, Senate Bill No. 178 was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 178 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 178 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Chapman, Cowden, Grennell, Jones, Paul.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 178 was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 444 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed En-



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grossed Senate Amendments to and Engrossed House Bill No. 444, as amended, and ordered it returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House is herewith returning:

ENGROSSED HOUSE BILL NO. 308—By Committee on Revenue and Taxation,

An Act relating to income tax, defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending Title 68, Sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency,

together with Conference Committee Report thereon.

Respectfully

H. R. CHRISTOPHER, Chief Clerk.

Senator Nance moved that the Conference Committee Report on House Bill No. 308 be adopted, which motion prevailed.

ENGROSSED HOUSE BILL NO. 308, as amended in Conference, was read at length.

Senator Lowery moved the previous question be now put, which motion prevailed.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anglin, Carrier, Counts, Finney, Gary, Ginder, Goodpaster, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Williams.—23.

Nays. Anderson, Braden, Brown, Burns, Cobb, Dacus, Duffy, Irby, Jones, Nevins, White, Worthington.—12.

Excused. Chapman, Collier, Cowden, Leonard, Paul, Speck, Wheeler.—7

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Nance moved that the emergency clause of House Bill No. 308 be stricken, which motion prevailed.

Engrossed House Bill No. 308, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

#### GENERAL ORDER

SENATE BILL NO. 67, by Nevins, was read and considered.

Upon motion of Senator Logan, Senate Bill No. 67 was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and Senate Bill No. 67 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 67 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Cobb, Dacus, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Rinehart, Ritzhaupt, Trussel, Wheeler, White, Williams, Worthington.—25.

Nays: Anglin, Brown, Carrier, Counts, Duffy, Finney, Irby, Leonard, Pruett, Sears, Speck, Thornton.—12.

Excused. Chapman, Collier, Cowden, Ginder, Paul.—5.



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Excused on Account of Military Service: Fine, Phillips.—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 Logan, the emergency section to Senate Bill No. 67 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Senate Bill No. 67 was ordered referred for engrossment.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 40—By Gary and Finney,

An Act relating to Textbook Commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the public schools of the State; creating a Textbook Committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941, Sections 974, 975 and 976; repealing Chapter 68, Title 70, Page 224, Oklahoma Session Laws 1943; 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 Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 40 were read, as follows:

Amendment No. 1. By striking 1946 after June 30, on Page 1, Line 28, of the Engrossed Senate Bill No. 40 and substituting in lieu thereof 1947.

Amendment No. 2. By striking 1946 after July 1, on Page 1, Line 35, of the Engrossed Senate Bill No. 40 and substituting in lieu thereof 1947.

Amendment No. 3. By striking 1946 after July 1, on Page 2, Line 5, of the Engrossed Senate Bill No. 40 and substituting in lieu thereof 1947.

Amendment No. 4. By striking 1946 after July 1, on Page 2, Line 13, of the Engrossed Senate Bill No. 40 and substituting in lieu thereof 1947.

Amendment No. 5. By striking 1946 after July 1, on Page 2, Line 18, of the Engrossed Senate Bill No. 40 and substituting in lieu thereof 1947.

Upon motion of Senator Finney, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 40 and requested the Honorable House to grant a conference thereon, the Presiding Officer appointing Senators Gary, Dacus and Nance as the Senate Conference thereunder.

#### GENERAL ORDER

SENATE BILL NO. 212, by Leonard, was taken up for consideration and read.

Upon motion of Senator Norton, further consideration of Senate Bill No. 212 was indefinitely postponed.

SENATE BILL NO. 213, by Dacus, Wheeler, Nevins, Gary, Ritzhaupt, Worthington and Carrier, was read and considered.

Upon motion of Senator Dacus, Senate Bill No. 213 was advanced to engrossment and third reading.

Upon motion of Senator Dacus, the rules of the Senate were suspended and Senate Bill No. 213 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 213 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



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Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Chapman, Cowden, Ginder, Nance, Paul.—5.

Excused on Account of Military Service. Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Chapman, Cowden, Ginder, Nance, Paul.—5.

Excused on Account of Military Service. Fine, Phillips.—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. 213 was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Nevins, SENATE BILL NO. 247, by Nevins, was ordered stricken from the Calendar.

SENATE BILL NO. 238, by Lowery and Collier, was read and considered.

Senator Lowery moved that Senate Bill No. 238 be advanced to engrossment and third reading.

Senator Rinehart, as a substitute, moved that further

consideration of Senate Bill No. 238 be indefinitely postponed, which motion was tabled upon motion of Senator Pruett.

The vote occurring on the Lowery motion, it was declared adopted.

Upon motion of Senator Lowery, the rules of the Senate were suspended and Senate Bill No. 238 was considered engrossed and placed upon third reading and final passage.

Senator Lowery moved that the previous question be now put.

Senator Braden moved to table the Lowery motion.

Senator Lowery raised a point of order against the Braden motion, which was sustained, stating it improper.

Senator Braden moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 1:30 p. m., tomorrow, 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 School Lands, to whom was referred Engrossed House Bill No. 290, by Hunt, entitled:

An Act relating to the duties of the commissioners of the land office; amending 64 O. S. 1941 § 54 to require that the commissioners of the land office renew or rewrite upon application therefor, matured and unmatured loans made by such commissioners, 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.

LEONARD, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:



*Sixty-seventh Day, Wednesday, April 18, 1945* 1537

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 519—By Welch,

An Act making an appropriation for the fiscal years ending June 30, 1946, and June 30, 1947, 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 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 519.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 504—By Committee on Veterans' Affairs,

An Act designating a soldiers relief commission room in the Historical building; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 504.

MR. PRESIDENT:

I am directed by the House of Representatives to ad-

wise 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. 9**—By Senate Committee on Appropriations,

An Act making general appropriations for the budget of the legislative, executive and judicial departments of the State for fiscal years ending June 30, 1946 and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the Governor, and has appointed as Conferees, the following Representatives: Speakman, Bradley, Parrish, King and Bullard.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration.

**ENGROSSED HOUSE BILL NO. 514**—By Shelton,

An Act providing for the establishment, housing maintenance and operation of a county law library for every county of this State having a population of not less than twenty thousand five hundred (20,500), nor more than twenty-one thousand (21,000), and an assessed net valuation of not less than Eleven Million Five Hundred Thousand Dollars (\$11,500,000.00) nor more than Twelve Million Dollars (\$12,000,000.00); creating a county law library fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such law library and library fund; creating a board of trustees for such law library and defining their duties; declaring provisions of this Act to be severable and repealing all laws and parts of laws in conflict therewith; and declaring an emergency; and,

**ENGROSSED HOUSE BILL NO. 257**—By Arrington,

An Act relating to the conservation of oil and gas; amending Section 84, Title 52, Oklahoma Statutes 1941, and providing definitions; amending Section 85, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of oil; and authorizing the Corporation Commission to



make rules and regulations relative thereto, amending Section 86, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of gas, and authorizing the Corporation Commission to make rules and regulations relative thereto, amending Section 87, Title 52, Oklahoma Statutes, 1941, authorizing the Corporation Commission to regulate the taking of oil and gas from any common source of supply to prevent waste or to protect correlative rights, providing for the establishment of well spacing and drilling units for the purpose of preventing waste and for the purpose of protecting and adjusting the correlative rights of parties owning interests in such common source of supply; amending Section 90, Title 52, Oklahoma Statutes, 1941, empowering the Corporation Commission to make orders, rules and regulations applicable to common source of oil or gas supply, and providing that it shall not be necessary to publish same; providing for procedural requirements including rights of appeal; providing a saving clause; repealing all Acts or parts of Acts in conflict herewith; and for other purposes, and declaring an emergency; and,

**ENGROSSED HOUSE BILL NO. 380—By Medlock,**

An Act relating to foxes; repealing 29 O. S. 1941 § § 177, 178 and 179; and declaring an emergency; and,

**ENGROSSED HOUSE BILL NO. 463—By Wallace** (Oklahoma) of the House, and Nance and Burns of the Senate,

An Act amending 70 Oklahoma Statutes 1941, Sections 1251, 1252, 1255, 1256, and 1259; relating to the school of medicine of the University of Oklahoma and to hospitals used as teaching and training schools in connection therewith; authorizing the Board of Regents of the University of Oklahoma to prescribe rules and regulations for said school of medicine and said hospitals; and declaring an emergency; and,

**ENGROSSED HOUSE BILL NO. 513—By Bradley and Impson,**

An Act authorizing the Commissioner of Public Safety to employ six (6) investigators and enforcement officers; fixing their salaries; providing they shall be on the payroll of the Oklahoma Tax Commission; prescribing their duties; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 514, 257, 380, 463 and 513.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 29—By Standley of the House and Anglin of the Senate,

A Resolution memorializing Congress to pass House Resolution 2376 (79th Congress, 1st Session), establishing a Veterans' Hospital at Boley, Oklahoma, for Negro Veterans,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 29 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 468—By Committee on Public Health and Sanitation; Committee on the Practice of Medicine and the Special Sub-Committee on Public Health and Sanitation,

An Act defining and regulating hospitals, sanatoriums, rest homes, nursing homes, and related institutions; providing for the granting, suspending and revoking of licenses therefor; prescribing duties of State Health Commissioner, creating a State Advisory Council, providing



other details, providing penalties for violation of Act; repealing 74 O. S. 1941, § 176, modifying or repealing Acts in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 265—By Weaver,

An Act appropriating the sum of twenty-five thousand dollars (\$25,000.00) out of any money in the state treasury to the credit of the general revenue fund not otherwise appropriated for the fiscal year ending June 30, 1945, to be used and expended to pay mileage, per diem and expenses of members of the House of Representatives, salaries of their employees and such contingent expenses as may be ordered paid therefrom, including preparation and publication of Journals and Calendars of the House of Representatives as provided in 73 O. S. 1941, Section 72; providing that said appropriation shall be nonfiscal; repealing all Acts in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 450—By Mitchelson and Russell,

An Act making consolidated appropriations from the general revenue fund for the fiscal year ending June 30, 1946, to the Oklahoma State Regents for Higher Education, to be allocated to the institutions comprising the Oklahoma State System of Higher Education; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 468, 265 and 450.

The following Message from the Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

Pursuant to the provisions of Enrolled Senate Con-

current Resolution No. 27, by Brown and Rinehart of the Senate and Holt of the House, I am herewith returning to you at your request Enrolled Senate Joint Resolution No. 9 for further consideration and correction by your Honorable Body

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.



*Sixty-eighth Day, Thursday, April 19, 1945 1543*

## SIXTY-EIGHTH LEGISLATIVE DAY.

Thursday, April 19, 1945.

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Pursuant to adjournment, the Senate met at 1:30 p.m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Nichols moved that all Senate Bills be stricken from the Calendar.

Senator Nance asked that the Nichols' motion except certain Senate Bills.

Senator Lowery, as a substitute, moved that SENATE BILL NO. 238, by Lowery and Collier, be now considered, which was ruled out of order by the President as not being a proper substitute motion.

Senator Nance, as a substitute, moved that all Senate Bills, except Nos. 215, 299, 308, 304 and 152, be stricken from the Calendar.

Senator Braden asked that the Nance motion be amended by excepting Senate Bill No. 284.

The President declared the Nichols' motion before the Senate for consideration.

Senator Rinehart, in lieu of all pending motions, moved that Senate Bills on the Calendar be stricken, except the school aid bill.

Senator Nance moved to amend the Rinehart motion, by including all Senate Bills heretofore requested excepted.

Senator Rinehart raised a point of order against the Nance motion, stating it a reverse motion, which point was sustained by the President.

Senator Duffy moved to table the Rinehart motion, which motion prevailed.

Senator Paul moved that the vote be reconsidered by which SENATE BILL NO. 49, by Irby, failed of passage, which motion prevailed.

Upon motion of Senator Paul, the vote was reconsidered by which Senate Bill No. 49 was advanced to engrossment and third reading.

#### GENERAL ORDER

SENATE BILL NO. 49, by Irby, was declared before the Senate for consideration.

Senator Paul moved that the vote be reconsidered by which the Braden amendment, as amended, to line 6, page 1, was adopted on the 31st legislative day, which motion prevailed.

Upon motion of Senator Paul, the Braden amendment, as amended, was tabled.

Upon motion of Senator Paul, Senate Bill No. 49 was advanced to engrossment and third reading.

Upon motion of Senator Paul, 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.



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The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Nays: Anderson, Brown.—2.

Not Voting: Collier, Irby, Logan, Neill, Nevins.—5.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Nays: Anderson, Brown.—2.

Not Voting: Collier, Irby, Logan, Neill, Nevins.—5.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 49 was ordered referred for engrossment.

President Pro Tempore Paul presiding.

## GENERAL ORDER

SENATE BILL NO. 215, by Finney and Jones, was read and considered.

Senator Finney submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 215, lines 13, 14, 15 and 16, page 2, by striking after the word, "Auditor," on line 13, the balance of said line and all of lines 14, 15 and 16.

## FINNEY.

Upon motion of Senator Finney, Senate Bill No. 215 was advanced to engrossment and third reading.

Upon motion of Senator Finney, the rules of the Senate were suspended and Senate Bill No. 215 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

SENATE BILL NO. 215 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—30.

Not Voting: Anderson, Counts, Ginder, Irby, Logan, Neill, Nevins, Worthington.—8.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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.



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Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—30.

Not Voting: Anderson, Counts, Ginder, Irby, Logan, Neill, Nevins, Worthington.—8.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 215 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 308, by Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, Senate Bill No. 308 was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and Senate Bill No. 308 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING.

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Counts, Irby, Logan, Neill, Nevins.—5.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Counts, Irby, Logan, Neill, Nevins.—5.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 308 was ordered referred for engrossment.

#### GENERAL ORDER

SENATE BILL NO. 304, by Lowery, Anglin, et al, was read and considered.

Senator Anglin asked that his name be stricken as a co-author of Senate Bill No. 304, which was the order.

Senator Lowery presiding.

Senator Braden moved that further consideration of Senate Bill No. 304 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Braden, Burns, Collier, Leonard, Pruett, Rinehart, Sears, Trussel, Williams.—10.

Nays: Brown, Carrier, Chapman, Counts, Duffy, Fin-



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ney, Gary, Grennell, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Ritzhaupt, Speck, Thornton, White, Worthington.—21.

Not Voting: Anderson, Dacus, Ginder, Irby, Mahan, Paul, Wheeler.—7.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Duffy submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 304, line 7, page 6, by striking after the word, "Agency," and before the word, "the," the word, "of," and inserting the word, "or."

DUFFY.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 304, line 3, page 2, by adding after the word, "parent," and before the word, "to," the words, "a relative by blood of the first or second degree."

RITZHAUPT.

Upon motion of Senator Duffy, Senate Bill No. 304, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and Senate Bill No. 304, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING.

SENATE BILL NO. 304 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Carrier, Chapman, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Porter, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—23.

Nays: Anglin, Braden, Burns, Collier, Pruett, Rinehart, Sears, Williams.—8.

Not Voting: Anderson, Counts, Dacus, Ginder, Irby, Mahan, Paul.—7.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 304 was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Finney, SENATE BILL NO. 235, by Ritzhaupt, was stricken from the Calendar.

SENATE BILL NO. 270, by Porter, was read and considered.

Upon motion of Senator Porter, Senate Bill No. 270 was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and Senate Bill No. 270 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 270 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Anderson, Ginder, Irby, Nance, Paul, Rinehart, Wheeler.—7.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.



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Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—31.

Not Voting: Anderson, Ginder, Irby, Nance, Paul, Rinehart, Wheeler.—7.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 270 was ordered referred for engrossment.

#### GENERAL ORDER

Upon motion of Senator Rinehart, SENATE BILL NO. 50, by Rinehart, of the Senate, and McDonald, of the House, was ordered stricken from the Calendar.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 29, 49, 67, 178, 213, 215, 227 and 308, each, correctly engrossed and Senate Bill No. 278 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 29, 49, 67, 178, 213, 215, 227 and 308 and ordered each transmitted to the Honorable House for consideration.

Senate Bill No. 278 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 Nance moved that the vote be reconsidered by which SENATE BILL NO. 229, by Paul and Nance, failed of passage, which motion prevailed.

Upon motion of Senator Nance, the vote was reconsidered by which Senate Bill No. 229 was advanced to engrossment and third reading.

#### GENERAL ORDER

SENATE BILL NO. 229, by Paul and Nance, was read and considered.

Upon motion of Senator Nance, Senate Bill No. 229 was advanced to engrossment and third reading.

Upon motion of Senator Nance, 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:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler.—27.

Nays: Braden, Rinehart, Williams.—3.

Not Voting: Burns, Ginder, Grennell, Irby, Mahan, Speck, White, Worthington.—8.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority



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of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler.—30.

Nays: Rinehart, Williams.—2.

Not Voting: Ginder, Grennell, Irby, Mahan, White, Worthington.—6.

Excused: Cobb, Cowden, Goodpaster, Norton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 229 was ordered referred for engrossment.

### RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length and adopted upon motion of Senator Finney:

SENATE RESOLUTION NO. 9—By FINNEY, ANGLIN and BURNS.

A RESOLUTION DEPLORING THE DEATH OF FIRST LIEUTENANT ALONZO HEATHERINGTON WHO MADE THE SUPREME SACRIFICE IN FRANCE RECENTLY, SUPPORTING THE FIRST AND THIRD ARMIES AS PILOT, FLYING A B-26 BOMBER.

WHEREAS, The fortunes of War have claimed as another sacrifice upon its altar, the life of First Lieutenant Alonzo Heatherington, a pilot of a B-26 Bomber, supporting the First and Third Armies of the United States on the Western Front; and

WHEREAS, First Lieutenant Alonzo Heatherington is a native son of the illustrious State of Oklahoma, his home being in Kiowa County, in said State; and,

WHEREAS, the said Lieutenant Alonzo Heatherington was intermarried with one of Oklahoma's most illustrious families, that of our esteemed and much beloved Senator and Mrs. Byron Dacus, also of Kiowa County, Oklahoma; and,

WHEREAS, in the death of this brilliant and courageous young officer, the State and the Nation; and also, the allied forces fighting for the liberties of humanity, lost a brilliant and courageous officer and a champion and defender of the ideals of American democracy; and,

WHEREAS, this young man, although only twenty-four (24) years of age, was a man possessing the greatest degree of courage, bravery, and determination; and,

WHEREAS, because of such splendid qualities of American manhood upholding the traditions of the American armed forces on the battlefields everywhere and always this man made the Supreme Sacrifice in the Western Front, in the greatest battle of all time, for the cause of liberty, justice and democracy; and,

WHEREAS, it is fit and proper that recognition of this fine young officer, and native son of our beloved State, should be recorded and remembered by Oklahoma, and proper record made of his untimely passing in the records and archives of the Oklahoma Senate, of his untimely passing; and,

WHEREAS, this splendid young officer left, to mourn his passing, his dearly beloved and bereaved wife, Mrs. Alonzo Heatherington, and his little son, four (4) years of age, his father and his mother, in addition to Senator and Mrs. Dacus.

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE, That we express our most sincere sympathy and sorrow to his bereaved wife and little son, the daughter and grandson of Senator and Mrs. Byron Dacus; and,

BE IT FURTHER RESOLVED, That the Senate express its regret and deepest sympathy to Senator and Mrs.



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Dacus and to the parents of this splendid young officer, who reside in the State of Colorado; and,

BE IT FURTHER RESOLVED, That a copy of this Resolution be mailed to the respective members of the bereaved family of said deceased.

Senate Resolution No. 9 was ordered referred for engrossment.

Senator Nance presiding.

Senator Paul moved that the Secretary of the Senate be directed to have prepared and presented to the proper parties copies of Senate Resolution No. 9, written on kid or sheep skin, in long hand, which motion prevailed.

Senator Finney advised the Senate of the death of the nephew of Senator Chapman, Major Philip Godfrey Chapman, of Houston, Texas, an Air Corps Pilot, who was killed March 28, 1945, in Occupied China and it was upon his motion that the Presiding Officer appointed Senators Logan, Paul and Collier as a Special Committee to prepare and present to the Senate proper resolutions.

Senator Lowery moved that all Senate Bills be stricken from the Calendar, which motion prevailed.

Senator Dacus asked unanimous consent, which was granted, that SENATE BILL NO. 319, by Dacus, be considered, notwithstanding the Lowery motion.

#### GENERAL ORDER

SENATE BILL NO. 319, by Dacus, was read and considered.

By unanimous consent, Senate Bill No. 319 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 319 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 319 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Jones, Leonard, Logan, Lowery, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Gary, Ginder, Grennell, Irby, Mahan, Nevins, Paul, White.—8.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Jones, Leonard, Logan, Lowery, Nance, Neill, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Gary, Ginder, Grennell, Irby, Mahan, Nevins, Paul, White.—8.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 319 was ordered referred for engrossment.

Senator Norton moved that the vote be reconsidered by which SENATE BILL NO. 149, by Norton and Cowden, was stricken from the Calendar.

Senator Thornton presiding.



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Senator Nance presiding.

Senator Lowery moved to table the Norton motion, which motion failed of adoption, the roll call thereon being as follows.

Ayes. Brown, Duffy, Jones, Logan, Lowery, Nance, Porter, Thornton, Worthington.—9.

Nays: Braden, Burns, Carrier, Collier, Counts, Dacus, Gary, Grennell, Leonard, Nichols, Norton, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Williams.—18.

Not Voting: Anderson, Anglin, Chapman, Finney, Ginder, Goodpaster, Irby, Mahan, Neill, Nevins, Paul, Wheeler, White.—13.

Excused. Cobb, Cowden.—2.

Excused on Account of Military Service Fine, Phillips.—2.

The vote occurring on the Norton motion, it was declared adopted.

#### GENERAL ORDER

SENATE BILL NO. 149, by Norton and Cowden, was read and considered.

Senators Norton, Carrier, Chapman, Nichols, Finney and Ritzhaupt submitted the following amendment, which was adopted:

Mr President: We move to amend Senate Bill No. 149, line 6, page 4, by striking after the word, "of," and before the word, "for," the words and figures, "Five Hundred Thousand (\$500,000.00) Dollars," and substituting the words and figures, "One Hundred Fifty Thousand (\$150,000.00) Dollars."

NORTON  
CARRIER  
CHAPMAN  
NICHOLS  
FINNEY  
RITZHAUPT.

Senators Norton, Carrier, Chapman, Nichols, Finney and Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: We move to amend Senate Bill No. 149, lines 7 and 8, page 4, by striking after the word, "of," and before the word, "for," the words and figures, "Five Hundred Thousand (\$500,000.00) Dollars," and inserting the words and figures, "One Hundred Fifty Thousand (\$150,000.00) Dollars."

NORTON  
CARRIER  
CHAPMAN  
NICHOLS  
FINNEY  
RITZHAUPT.

Upon motion of Senator Norton, Senate Bill No. 149, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 149, as amended, 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:

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Chapman, Counts, Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Wheeler, White, Worthington.—30.

Nays: Brown, Duffy, Jones, Thornton, Trussel, Williams.—6.

Not Voting: Collier, Ginder, Paul, Sears.—4.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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 emer-



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gency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Burns, Carrier, Chapman, Counts, Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Wheeler, White, Worthington.—30.

Nays. Brown, Duffy, Jones, Thornton, Trussel, Williams.—6.

Not Voting: Collier, Ginder, Paul, Sears.—4.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 149 was ordered referred for engrossment.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 28—By Paul, Nance, Lowery and Cowden,

A Resolution in memoriam of Ernie Pyle, America's ace war correspondent,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 28 was ordered referred for enrollment.

Senator Rinehart asked unanimous consent, to which Senator Lowery objected, that the vote be reconsidered by which SENATE BILL NO. 168, by Rinehart, was stricken from the Calendar.

Upon motion of Senator Rinehart, the vote was reconsidered by which Senate Bill No. 168, by Rinehart, was stricken from the Calendar

### GENERAL ORDER

SENATE BILL NO. 168, by Rinehart, was read and considered.

Upon motion of Senator Rinehart, Senate Bill No. 168 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, 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:

Ayes: Anderson, Braden, Chapman, Counts, Dacus, Duffy, Goodpaster, Grennell, Logan, Mahan, Nevins, Norton, Porter, Pruett, Rinehart, Sears, Trussel, Wheeler, White.—19.

Nays: Anglin, Burns, Carrier, Collier, Finney, Gary, Jones, Leonard, Lowery, Nance, Thornton, Williams, Worthington.—13.

Not Voting: Brown, Ginder, Irby, Neill, Nichols, Paul, Ritzhaupt, Speck.—8.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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.



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Senator Braden asked unanimous consent, to which Senator Lowery objected, that the vote be reconsidered by which SENATE BILL NO. 284, by Braden, Mahan and Counts, was stricken from the Calendar.

Senator Braden moved that the vote be reconsidered by which Senate Bill No. 284 was stricken from the Calendar, which motion was tabled upon motion of Senator Lowery.

President Pro Tempore Paul presiding.

#### GENERAL ORDER

HOUSE BILL NO. 366, by Levergood, et al, was read and considered.

Upon motion of Senator Goodpaster, House Bill No. 366 was advanced to engrossment and third reading.

Upon motion of Senator Goodpaster, the rules of the Senate were suspended and House Bill No. 366 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Burns, Carrier, Ginder, Grennell, Jones, Nance, Neill, Pruett, Ritzhaupt, Williams.—10.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler White, Worthington.—30.

Not Voting: Burns, Carrier, Ginder, Grennell, Jones, Nance, Neill, Pruett, Ritzhaupt, Williams.—10.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 366 was ordered referred for engrossment.

Senator Counts moved that the vote be reconsidered by which SENATE BILL NO. 317, by Counts, White and Nichols, was stricken from the Calendar, which motion prevailed.

#### GENERAL ORDER

SENATE BILL NO. 317, by Counts, White and Nichols, was read and considered.

Upon motion of Senator Counts, Senate Bill No. 317 was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and Senate Bill No. 317 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

SENATE BILL NO. 317 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



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Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Burns, Gary, Ginder, Grennell, Jones, Nance, Neill, Rinehart, Ritzhaupt, Williams.—10.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Burns, Gary, Ginder, Grennell, Jones, Nance, Neill, Rinehart, Ritzhaupt, Williams.—10.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 317 was ordered referred for engrossment.

Senator Counts moved that the vote by which SENATE BILL NO. 313, by Counts, et al, was stricken from the Calendar be reconsidered, which motion prevailed.

#### GENERAL ORDER

SENATE BILL NO. 313, by Counts, et al, was taken up for consideration and read at length.

By unanimous consent, Senate Bill No. 313 was advanced to engrossment and third reading.

By unanimous consent, the rules were suspended and Senate Bill No. 313 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 313 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anderson, Carrier, Ginder, Jones, Lowery, Nance, Neill, Rinehart, Ritzhaupt, Speck.—10.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Not Voting: Anderson, Carrier, Ginder, Jones, Lowery, Nance, Neill, Rinehart, Ritzhaupt, Speck.—10.

Excused Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 313 was ordered referred for engrossment.

Senator Pruett asked unanimous consent that the vote by which SENATE BILL NO. 240, by Pruett, was stricken from the Calendar be reconsidered, which was the order.

### GENERAL ORDER

SENATE BILL NO. 240, by Pruett, was taken up for consideration and read at length.

Upon motion of Senator Pruett, Senate Bill No. 240 was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 240 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE BILL NO. 240 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Braden, Ginder, Jones, Nance, Neill, Nevins, Ritzhaupt, Speck.—9.

Excused. Cobb. Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Not Voting: Anderson, Braden, Ginder, Jones, Nance, Neill, Nevins, Ritzhaupt, Speck.—9.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 240 was ordered referred for engrossment.

Senator Leonard asked unanimous consent, which was granted, that HOUSE BILL NO. 290, by Hunt, be withdrawn from the Calendar and referred to the Committee on School Lands.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 179, by House Appropriations Committee, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 179, page 1, by striking the Enacting Clause.

#### THORNTON.

By unanimous consent, House Bill No. 179 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 179 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 179 was read for the third time at length.



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The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 179, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 214, by House Appro-

priations Committee, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 214, page 1, by striking the Enacting Clause.

THORNTON.

By unanimous consent, House Bill No. 214 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 214 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 214 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell,



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Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 214, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 180, by House Appropriations Committee, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 180, page 1, by striking the Enacting Clause.

THORNTON.

By unanimous consent, House Bill No. 180 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 180 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins,

Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7

Excused. Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 180, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 181, by House Appropriations Committee, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:



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Mr. President: I move to amend House Bill No. 181, page 1, by striking the Enacting Clause.

THORNTON.

By unanimous consent, House Bill No. 181 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 181 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 181, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 119, by House Committee on Appropriations, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 119, page 1, by striking the Enacting Clause.

#### THORNTON.

By unanimous consent, House Bill No. 119 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 119 was considered engrossed and placed upon third reading and final passage.

#### 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.



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Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 119, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 101, by Wallace (Oklahoma), et al, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 101, page 1, by striking the Enacting Clause.

#### THORNTON.

By unanimous consent, House Bill No. 101 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 101 was consid-

ered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 101 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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.



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House Bill No. 101, as amended, was ordered referred for engrossment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 122, by Parrish, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Engrossed House Bill No. 122, page 1, by striking the Enacting Clause.

### THORNTON.

By unanimous consent, House Bill No. 122 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 122 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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 emer-

gency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 122 was ordered referred for engrossment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 236, by House Appropriations Committee, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 236, Lines 6 and 7, page 5, Line 14, page 5, and Lines 1 and 2, page 6, by striking the words and figures "Five Thousand Dollars (\$5,000)" and inserting in lieu thereof the words and figures "Ten Thousand Dollars (\$10,000)."

THORNTON.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 236, Line 9, page 5, by inserting after the words "to the" and before the word "Oklahoma" the words "University of Oklahoma and the"

THORNTON.



Senator Jones submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 236, page 1, by striking the Enacting Clause.

JONES.

By unanimous consent, House Bill No. 236 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 236 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 236 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpastor, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting: Braden, Ginder, Goodpaster, Lowery, Nance, Neill, Speck.—7.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 236 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22, by Mitchelson, et al, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Concurrent Resolution No. 22, page 1, by striking the Resolving Clause.

THORNTON.

By unanimous consent, House Concurrent Resolution No. 22 was adopted and ordered referred for engrossment.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6, by Wallace (Oklahoma) was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Concurrent Resolution No. 6, page 1, by striking the Resolving Clause.

THORNTON.

By unanimous consent, House Concurrent Resolution No. 6 was adopted and ordered referred for engrossment.

#### SPECIAL ORDER

SENATE BILL NO. 152, by Anglin, was taken up for consideration and read at length.



Senator Gary submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 152 lines 1 to 9 page 2 as follows:

AMENDMENT: 1. Strike the remainder of line 1, and the figures from line 2, and substitute the words and figures, Fifteen Million Six Hundred Thousand Dollars, (\$15,600,000.00).

AMENDMENT: 2. Line 3, after the word "of", strike the remainder of line 3.

AMENDMENT: 3. Line 4, strike the following: "and Dollars, (\$21,800.00), and substitute the words and figures, Fifteen Million Six Hundred Thousand Dollars, (\$15,600,000.00).

AMENDMENT: 4. Lines 6, 7, and 8, strike the words "Committee Substitute for Senate Bill No. 93, of the Twentieth Oklahoma Legislative Session, 1945," and insert the following in lieu thereof, "House Bill No. 361, of the Nineteenth Legislature, as amended by House Bill No. 139, of the Twentieth Legislature."

AMENDMENT: 5. Line 9, Strike the words "Oklahoma Legislative Session, 1941," and insert the word "Legislature."

AMENDMENT: 6. Strike the Title and insert in lieu thereof the following Title:

"AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND MAINTENANCE OF THE PUBLIC SCHOOLS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1946, AND JUNE 30, 1947; SAID MONEYS TO BE EXPENDED UNDER THE PROVISIONS OF HOUSE BILL NO. 361, OF THE NINETEENTH LEGISLATURE, AS AMENDED AND SUPPLEMENTED BY HOUSE BILL NO. 139, OF THE TWENTIETH LEGISLATURE, AND HOUSE BILL NO. 268 OF THE EIGHTEENTH LEGISLATURE; AND DECLARING AN EMERGENCY."

GARY.

By unanimous consent, Senate Bill No. 152 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Not Voting: Ginder.—1.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Not Voting: Ginder.—1.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 152 was ordered referred for engrossment.

### GENERAL ORDER

Senator Nance presiding.

HOUSE BILL NO. 482, by Montgomery, was taken up for consideration and read at length.

Senator Sears moved that House Bill No. 482 be advanced to engrossment and third reading, which motion failed of adoption.

HOUSE BILL NO. 173, by Ash, was taken up for consideration and read at length.

Senator Worthington moved that House Bill No. 173 be advanced to engrossment and third reading, which motion failed of adoption.

Senator Worthington moved that the vote be reconsidered by which House Bill No. 173 failed to be advanced which motion prevailed.

By unanimous consent, House Bill No. 173 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 173 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:

Ayes: Anderson, Dacus, Irby, Nance, Neill, Nevins, Speck, Worthington.—8.

Nays: Anglin, Braden, Brown, Burns, Carrier, Chapman, Counts, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Mahan, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, White, Williams.—26.

Not Voting: Collier, Logan, Lowery, Porter, Thornton, Wheeler.—6.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Dacus submitted the following committee report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 270, 317, 319 and Senate Resolution No. 9 each correctly engrossed and Senate Concurrent Resolution No. 28 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 270, 317, and 319 and ordered each transmitted to the Honorable House for consideration.

The Presiding Officer in open session signed Engrossed Senate Resolution No. 9 and ordered it referred for enrollment.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 28 and ordered it transmitted to the Honorable House for the signature of the Speaker.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 368, by Miles, was taken up for consideration and read at length.

Upon motion of Senator Leonard, House Bill No. 368 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 368 was considered engrossed and placed upon third reading and final passage.

Senator Finney presiding.

Senator Gary presiding.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, White, Williams.—36.

Nays: Ritzhaupt.—1.

Not Voting: Nance, Thornton, Worthington.—3.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, White, Williams.—36.

Nays: Ritzhaupt.—1.

Not Voting: Nance, Thornton, Worthington.—3.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 368, and ordered the same returned to the Honorable House.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 325, by Miles, was taken up for consideration and read at length.

Senator Leonard submitted the following amendment, which was adopted:

Mr. President I move to amend House Bill No. 325, line 13, page 2, by striking after the word "ordinance" the rest of said line 13, all of lines 14, 15, 16, 17 and line 18 before the word "and."

LEONARD.

Upon motion of Senator Leonard, House Bill No. 325 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 325 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 325 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Nays: Burns, Lowery, Neill, Rinehart.—4.

Not Voting: Counts, Ginder, Norton, Paul, Porter, White.—6.

Excused. Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:



Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Nevins, Nichols, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Nays: Burns, Lowery, Neill, Rinehart.—4.

Not Voting: Counts, Ginder, Norton, Paul, Porter, White.—6.

Excused. Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 325, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 149, 229 and 313 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 149, 229 and 313 and ordered each transmitted to the Honorable House for consideration.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and read:

Mr President: We, your Committee on School Lands, to whom was referred Engrossed House Bill No. 290, by Hunt, entitled:

An Act relating to the duties of the Commissioners of the Land Office; amending 64 O. S. 1941 § 54 to require that the Commissioners of the Land Office renew or re-write upon application therefor, matured and unmatured loans made by such commissioners; 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 Engrossed House Bill No. 290 do pass.

LEONARD, Chairman.

Senator Mahan moved that further consideration of House Bill No. 290 be indefinitely postponed.

Senator Nance moved the previous question be now put, which motion prevailed.

The vote occurring on the Mahan motion, it was declared failed of adoption.

Senator Lowery raised a point of order against further consideration of House Bill No. 290 for the reason that the bill, as amended, has not been printed.

Senator Paul asked unanimous consent, which was granted, that further consideration of House Bill No. 290 be deferred for this legislative day and that the Bill, as amended, be printed.

### GENERAL ORDER

HOUSE BILL NO. 484, by Thompson, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 484 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 484 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 484 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, White, Williams, Worthington.—35.



Not Voting: Counts, Grennell, Irby, Speck, Thornton.  
—5.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 484, and ordered the same returned to the Honorable House.

## SECOND READING

The following Bills were read for the second time and upon the request of Senator Lowery ordered printed and placed upon the Calendar without reference to Committees:

ENGROSSED HOUSE BILL NO. 519—By Welch.

ENGROSSED HOUSE BILL NO. 265—By Weaver.

ENGROSSED HOUSE BILL NO. 450—By Mitchelson and Russell.

ENGROSSED HOUSE BILL NO. 468—By Committee on Public Health and Sanitation; Committee on the Practice of Medicine and the Special Sub-committee on Public Health and Sanitation.

ENGROSSED HOUSE BILL NO. 513—By Bradley and Impson.

ENGROSSED HOUSE BILL NO. 463—By Wallace (Oklahoma) of the House, and Nance and Burns of the Senate.

ENGROSSED HOUSE BILL NO. 380—By Medlock.

ENGROSSED HOUSE BILL NO. 257—By Arrington.

ENGROSSED HOUSE BILL NO. 514—By Shelton.

ENGROSSED HOUSE BILL NO. 504—By Committee on Veterans Affairs.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled Bills begs leave to report Senate Bill No. 152 and House Bills Nos. 101, 119, 179, 180 and 214 and House Concurrent Resolution No. 6 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer in open session signed Engrossed Senate Bill No. 152 and ordered it transmitted to the Honorable House for consideration.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 101, 119, 179, 180 and 214, each as amended, and ordered each returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Concurrent Resolution No. 6, as amended, and ordered it returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 314, by Billingsley, was taken up for consideration and read at length.

Senator Duffy submitted the following amendment, which was tabled upon motion of Senator Rinehart:

Mr. President: I move to amend House Bill No. 314, by striking Sections 4 and 5 and renumbering the remaining sections.

DUFFY.

Senator Duffy submitted the following amendment.

Mr. President: I move to amend House Bill No. 314, line 5, page 9, by adding after the period the following. "authority to make, enter into, approve and enforce price agreements establishing minimum prices to be charged in like manner as herein provided is hereby granted to every trade, business, vocation, craft and profession in every city, town, community and county in Oklahoma. Seventy-five per cent of those engaged in such trade, business, vocation, craft or profession in the city, town, community or county involved may by agreement set up their governing board for such unit and may submit to such board minimum price agreements and when same are approved by said board the same may be enforced in like manner as is provided in this Act."

DUFFY.



Senator Jones raised a point of order against the Duffy amendment that it was not germane to the Bill.

Senator Lowery asked unanimous consent that the Duffy amendment be considered, which was the order

The vote occurring on the Duffy amendment, it was declared failed of adoption.

Senator Pruett submitted the following amendment.

Mr. President: I move to amend House Bill No. 314, pages 6, 7, and 8, by striking all of Sections 4 and 5 and in lieu thereof insert the following: "Section 4. The licenses provided for in this Act shall be good only in the city or town of the location of said cleaning and/or pressing establishment and surrounding territory and shall not authorize the holder to do business or to solicit or receive business through an agent or otherwise in another city or town without special permit from the State Dry Cleaners Board. It shall be unlawful for any person, firm or corporation granted a license by this Act and allowed or permitted to do business in a city or town other than the city or town in which is located its cleaning and/or pressing establishment, to charge less for cleaning and/or pressing service in the town or city in which its establishment is not located than it charges in a city or town where the establishment is located for like service. Any person, firm, corporation or association guilty of a violation of Section 4 of this Act shall be deemed guilty of a misdemeanor and punished as such and subjected to revocation of licenses by the State Dry Cleaners Board upon due notice and hearing," and renumber the following sections.

PRUETT.

Senator Nance presiding.

Senator Lowery asked unanimous consent for the adoption of the Pruett amendment, to which Senator Nichols objected.

The vote occurring on the Pruett amendment, it was declared failed of adoption.

Upon motion of Senator Nichols, House Bill No. 314 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 314 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 314 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Counts, Dacus, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—27.

Nays: Duffy, Leonard, Nance, Pruett, Williams.—5.

Not Voting: Anglin, Braden, Collier, Ginder, Irby, Neill, Speck, White.—8.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Worthington.—31.

Nays: Duffy, Leonard, Pruett, Williams.—4.

Not Voting: Anglin, Braden, Ginder, Neill, Speck.—5.

Excused: Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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 en-



grossed copy of House Bill No. 314, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED AND ENROLLED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; provided, that on and after May 1, 1945, any person now receiving or hereafter eligible to receive old age assistance who has a total income or resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis; provided, that such payments shall be on equal basis of payments by the State and Federal Government; this proviso shall be inapplicable unless approved by the Federal Social Security Board; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the House of Representatives requests your Honorable Body to reconsider their action taken on this Bill, and to return it to the House of Representatives.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the vote be reconsidered whereby Engrossed and Enrolled House Bill No. 42 was passed by the Senate, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance,

Nevins, Nichols, Norton, Paul, Porter, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—33.

Not Voting. Ginder, Goodpaster, Mahan, Neill, Pruett, Rinehart, Speck—7.

Excused. Cobb, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Engrossed and Enrolled copies of House Bill No. 42 were ordered returned to the Honorable House.

Senator Finney moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 10:30 a.m., tomorrow, which motion prevailed.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 17—By Arrington and McCarty,

An Act amending 70 O. S. 1941 § 1312 relating to courses of instruction in the Oklahoma Agricultural and Mechanical College; providing for research work in connection with the College and the establishment of a research foundation; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 17

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration.



ENGROSSED HOUSE BILL NO. 283—By Speakman,

An Act vitalizing Section 10, Article 5 of the Constitution of the State of Oklahoma relating to the apportionment of Representatives during the remainder of the decennial period beginning the 16th day after the general election in November 1942, and ending the 15th day after the general election in November 1952; dividing the remainder of said decennial period into biennial periods or sessions and fixing Representative's districts; reapportioning the Senatorial districts of the State, and designating the number and boundaries thereof; 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 283.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 31—By Weaver and Wallace (Oklahoma) of the House and Jones of the Senate,

A Concurrent Resolution memorializing the Oklahoma Delegation at Washington to lend their efforts to secure one of the national cemeteries which is being contemplated by the War Department,

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 Presiding Officer in open session.

Respectfully

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 31 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 234—By Judiciary No. 2 Committee,

An Act relating to the acquisition of federal surplus property by the State, its political subdivisions, agencies and instrumentalities, and by State departments and institutions, providing for a State agent who also may act for political subdivisions, providing compensation, and other expenses, making Act expire coterminously with the federal surplus property Act of 1944 or amendment thereto; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 234 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 407—By Billingsley of the House and Rinehart of the Senate,

An Act for safeguarding life and property from electrical hazards and the promotion of the welfare of the public; prescribing the application of the provisions of this Act; defining certain words and phrases as used in this Act; establishing an Electrical Administrative Board of the State of Oklahoma; prescribing the duties and authority of the board; requiring certain standards for electrical equipment, materials, and installations; providing for the appointment of a Chief Electrical Inspector and Deputy Electrical Inspector, their qualifications, and duties, prescribing for inspection authority and appeal to board from inspector's decision; providing for the issuance of permits;



requiring that inspections be made on all installations of electrical wiring; prescribing that it shall be unlawful to connect electrical wiring that has not been inspected to sources of energy; requiring that electrical contractors and journeymen electricians be licensed and providing examinations therefor; requiring display of licenses; providing for suspension or revocation of licenses, providing for appeal from board's decision to district court, requiring that records be kept by the board and be open to the public; providing for a separate fund to be kept of the fees collected by the board to be known as the "Electrical Administrative Fund;" providing penalties for the violation of the Act; relieving state of liability for damages; providing a saving clause; repealing all statutes in conflict with this statute, and

ENGROSSED HOUSE BILL NO. 432—By Carey and Montgomery,

An Act defining bedding to include mattresses, pillows, bolsters, feather beds, and other filled bedding of any description; requiring the labeling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump grounds, junk yards and hospitals; requiring germicidal treatment of second-hand mattresses; placing enforcement of this Act in the State Board of Health; requiring permits for manufacture, repair or renovation and application of germicidal process, payment of fees for permits, providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in the state treasury to the credit of the general revenue fund; creating positions of sanitary inspectors and setting salaries; providing penalty for violation; requiring bedding manufacturers or renovators to keep premises sanitary, except all bedding manufactured, repaired or renovated or sold prior to effective date of this Act; making provisions of Act severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 407 and 432.

## 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 Public Health and Welfare, to whom was referred Engrossed House Bill No. 477, by Committee on Public Health and Sanitation and Committee on Practice of Medicine and Special Subcommittee on Public Health and Welfare, entitled:

An Act relating to Public Health, making appropriations to aid in financing county and district health departments or county co-operative health departments, prescribing duties of State Commissioner of Health, making appropriations non-fiscal; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

IRBY, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 476, by Committee on Public Health and Sanitation; Committee on the Practice of Medicine; and Special Subcommittee on Public Health and Sanitation, entitled:

An Act to provide for the making of a survey of all hospital and health center facilities within the State of Oklahoma, providing for the development of programs for the construction of public and other non-profit hospitals, 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.

IRBY, Chairman.

Mr. President. We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 296, by Mountcastle, entitled:

An Act providing for uniting in certain instances, proceedings for probate of wills of two (2) or more deceased persons in one proceeding, proceedings for administration of estates of two (2) or more deceased persons who died intestate in one proceeding, and proceedings for probate



of wills of one (1) or more deceased persons and proceedings for the administration of estate of one (1) or more deceased persons who died intestate in one proceeding, and for granting of letters testamentary and/or letters, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 342, by Mountcastle, entitled:

An Act relating to determination of life estates and estates in joint tenancy; amending 58 O. S. 1941, 911; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Engrossed House Bill No. 343, by Mountcastle, entitled:

An Act providing that in any proceedings had in administration of intestate estate or the probate of wills, or for the termination of life estates or joint tenancies, the official notification by the government of the United States of the death of any person while in the military or naval service shall be prima facie of the fact of death; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 402, by Billingsley and Sherman, entitled:

An Act amending Title 11, Sections 372 and 373, O. S. 1941, appropriating and setting aside for the use and benefit of the firemen's relief and pension fund a sum equal to *three-fourths* ( $3/4$ ) of the annual tax of four (4%) per

centum on all premiums collected by all fire insurance companies in this state, after all cancellations and dividends to policy holders and other credits are deducted as provided by House Bill No. 83 of the Twentieth Legislature; 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 323, by Langley, Barr and Taylor, entitled:

An Act relating to tax on intangible personal properties; prescribing the method of entry of such tax upon the tax rolls and distinctive entry of credit therefor upon tax receipts; prohibiting disclosure of assessments and valuations as to amounts and classes of such properties upon the tax rolls by restricting the privileged character of such assessments and valuations to the records and files of the county assessor; 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 11, by Reed and Wallace (Oklahoma), entitled:

An Act amending 68 O. S. 1941 § 880, Subdivision (g), relating to deductions from gross income in computing income tax; and declaring 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.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 424, by Speakman, entitled:

An Act reducing the rate of interest to one and one-half per cent ( $\frac{1}{2}\%$ ) per annum on money paid in pay-



ment of any state tax under protest and refunded by order of the Oklahoma Tax Commission or by judgment of court; making an appropriation therefor from the Oklahoma Tax Commission fund; making this appropriation applicable to existing judgments; 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 not pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 419, by Wallace (Carter), entitled:

An Act amending sub-sections (a) (1) and (7) of Section 989e of Title 68, Oklahoma Statutes, 1941, relating to reciprocity with other states and territories of the United States in exempting intangible personal property from taxation for estate tax purposes; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 284, by Langley, entitled:

An Act relating to sinking fund surplus in counties, cities and towns, townships and school districts; providing that said surplus shall be refunded to the taxpayers by using same to reduce ad valorem tax levies; amending Section 445, Title 62, Oklahoma Statutes of 1941, as amended by House Bill No. 300, Session Laws of 1943, now appearing as Section 445, Title 62, Oklahoma Statutes, 1943 Supplement; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Revenue and

Taxation, to whom was referred Engrossed House Bill No. 273, by Hughes, entitled:

An Act relating to the correction of errors upon the tax rolls in any county, authorizing the board of county commissioners to hear and determine allegation of erroneous entries, assessments and charges for tax in certain instances, before and after the taxes are paid; providing for proper procedures relating thereto; preserving jurisdiction of county board of equalization where applicable; providing for refund of taxes paid not more than one (1) year prior to claim; providing for corrections; assigning a code number; repealing 68 O. S. 1941, § 184d; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 478, by Committee on Public Health and Sanitation; Committee on the Practice of Medicine and Special Subcommittee on Public Health and Sanitation, entitled:

An Act relating to public health; authorizing the state commissioner of health to formulate and administer a state plan for the construction of public and other non-profit hospitals, and other health facilities; authorizing the acceptance of federal grants for federal participation in such construction and for administrative expenses; making an appropriation and providing for state grants, 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.

IRBY, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Concurrent Resolution No. 22, House Bill No. 122, 181, 236, 366 and Senate



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Bills Nos. 240 and 304 each correctly engrossed and Senate Resolution No. 9 correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Concurrent Resolution No. 22 and Engrossed House Bills Nos. 122, 181, 236 and 366, each as amended, and ordered them returned to the Honorable House.

The Presiding Officer, in open session, signed Engrossed Senate Bills Nos. 240 and 304 and ordered each transmitted to the Honorable House for consideration.

The Presiding Officer, in open session, signed Enrolled Senate Resolution No. 9 and ordered it transmitted to the Secretary of State.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 28—By Paul, Nance, Lowery and Cowden,

A Resolution in memoriam of Ernie Pyle, America's Ace War Correspondent,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 28 was ordered referred to the Secretary of State.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House,

An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1946, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education, said appropriation to be nonfiscal and to be made available for expenditure until June 30, 1947,

and to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Presiding Officer in open session:

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 278 was ordered transmitted to the Governor for consideration.

MR. PRESIDENT.

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 489—By Oerke and Barr,

An Act making it unlawful to sell, offer for sale or advertise for sale fluid milk within the State of Oklahoma as "Grade A" milk unless the same meets certain standards as laid down by this Act; prescribing 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 passed the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Bill No. 489.

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has refused to concur to Conference Committee Report on:

ENGROSSED HOUSE BILL NO. 308—By Committee on Revenue and Taxation,



*Sixty-eighth Day, Thursday, April 19, 1945*      1603

An Act relating to income tax; defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars, providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending Title 68, Section 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency,

and asks for further conference thereon.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Consideration of the request of the Honorable House, as to Engrossed House Bill No. 308, was deferred until the next legislative day.

Upon motion of Senator Finney, the Senate was declared adjourned to meet at 10:30 a.m., tomorrow.

SIXTY-NINTH LEGISLATIVE DAY

Friday, April 20, 1945.

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Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussell, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The President announced a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORT

The following Committee Report was submitted and, as previously ordered, the bill was referred to the Committee on Appropriations for consideration:

Mr. President: We, your Committee on State and County Affairs to whom was referred Engrossed House Bill No. 87, by Carey and Weaver, entitled:

An Act fixing the salaries of certain State officers and employees whose salaries are payable from the General Revenue Fund and special funds of the State; creating certain positions; authorizing other employments; designating special funds from which certain salaries, etc,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANDERSON, Chairman.



Referring further to ENGROSSED HOUSE BILL NO. 308, passed as amended in Conference by the House and Senate:

Senator Nichols moved that a Committee of 3 be appointed to confer with the Honorable House with reference to its request for a further conference on Engrossed House Bill No. 308, which motion prevailed, the President appointing Senators Nance, Nichols and Sears.

### SECOND READING

The following bills were read for the second time and upon motion of Senator Nichols ordered printed and placed upon the Calendar without reference to Committees:

ENGROSSED HOUSE BILL NO. 283—By Speakman.

ENGROSSED HOUSE BILL NO. 17—By Arrington and McCarty.

ENGROSSED HOUSE BILL NO. 407—By Billingsley.

ENGROSSED HOUSE BILL NO. 432—By Carey and Montgomery.

ENGROSSED HOUSE BILL NO. 489—By Oerke and Barr.

Referring further to ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16, by Nichols, of the Senate, and Billingsley, of the House, as amended by the Honorable House:

Upon motion of Senator Finney, the Senate concurred in Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 16.

Engrossed Senate Concurrent Resolution No. 16, as amended by the Honorable House, was read at length and adopted upon motion of Senator Finney.

The President, in open session, signed Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 16 and ordered the Resolution, as amended, referred for enrollment.

Senator Finney moved that a Committee of 3 be appointed to confer with a like House Committee, in fixing the day and hour of sine die adjournment of the 20th Legis-

lature, which motion prevailed, the President appointing Senators Paul, Finney and Gary.

### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted, the bill ordered placed upon the Calendar:

Mr. President: We, your Committee on Roads and Highways to whom was referred Engrossed House Bill No. 348, by Johnson (Creek), entitled:

An Act relating to the State Highway Commission; authorizing said commission to purchase automobiles at not to exceed seventeen hundred fifty dollars (\$1750.00) for use by said commission and its employees in carrying out the duties now or hereafter imposed on said commission by the laws of the State; limiting the number of passenger automobiles that may be owned, used or maintained by said commission; providing the manner of making such purchases; repealing 69 O. S. 1941 § 45, insofar as it conflicts 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.

RINEHART, Chairman.

### GENERAL ORDER

By unanimous consent, upon request of Senator Rinehart, HOUSE BILL NO. 348, by Johnson (Creek), was read and considered.

Upon motion of Senator Rinehart, House Bill No. 348 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and 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:

Ayes: Anderson, Braden, Brown, Carrier, Collier, Counts, Dacus, Finney, Gary, Grennell, Irby, Jones, Lowery, Mahan, Nance, Nichols, Porter, Rinehart, Ritzhaupt, Trussel, White, Williams, Worthington.—23.

Nays: Anglin, Chapman, Norton, Paul, Pruett, Sears.—6.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Not Voting: Burns, Goodpaster, Leonard, Logan, Nevins, Speck, Wheeler.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 348, and ordered the same returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

**MR. PRESIDENT:**

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. 207—By Oerke,**

An Act amending Section 941, Title 21, Oklahoma Statutes of 1941, relating to gambling; making violation a felony and fixing the punishment therefor; repealing all Acts or parts of Acts in conflict herewith,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Reed, Weaver, Bradley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House, for a conference on Engrossed House Bill No. 207, be granted and Senate Conferees appointed, which motion prevailed, the President appointing Senators Nance, Braden, and Pruett as such conferees.

Referring further to **ENGROSSED SENATE BILL NO. 153**, by Ritzhaupt, as amended by the Honorable House

Upon motion of Senator Finney, the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 153.

**ENGROSSED SENATE BILL NO. 153**, 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:

**Ayes:** Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—30.

**Excused:** Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

**Not Voting:** Braden, Burns, Gary, Goodpaster, Nevins, Norton.—6.



Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—30.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Not Voting: Braden, Burns, Gary, Goodpaster, Nevins, Norton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendments to Engrossed Senate Bill No. 153 and ordered the bill, as amended, referred for enrollment.

#### GENERAL ORDER

HOUSE BILL NO. 436, by Carmichael, et al, of the House, and Anderson and Speck, of the Senate, was read and considered.

Upon motion of Senator Anderson, House Bill No. 436 was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and House Bill No. 436 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 436 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Jones, Leonard, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—30.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Not Voting: Gary, Irby, Logan, Lowery, Nevins, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Jones, Leonard, Mahan, Nance, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—30.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Not Voting: Gary, Irby, Logan, Lowery, Nevins, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President in open session signed the Engrossed



copy of House Bill No. 436, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 257, by Arrington, was read and considered.

Senator Jones submitted the following amendment, which was adopted;

Mr. President: I move to amend House Bill No. 257, line 5, page 14, by striking the word and figures, "eighty (80)," and inserting the words and figures, "one hundred sixty (160)"

JONES.

Upon motion of Senator Jones, House Bill No. 257, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 257, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 257 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Gary, Irby, Leonard, Porter, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Gary, Irby, Leonard, Porter, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 257, as amended, was ordered referred for engrossment.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 32—By Langley,

A Resolution recalling Enrolled House Bill No. 42 from the Office of the Governor for further consideration and correction,

and to advise you, and through you, the Honorable Senate, the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



The President, in open session, signed Enrolled House Concurrent Resolution No. 32 and ordered it returned to the Honorable House.

MR. PRESIDENT:

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. 366—By Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Speakman,

An Act amending Title 74, Section 276, Oklahoma Statutes 1941, by providing for the appointment of a legal secretary for the justice of the Supreme Court, including chief justice thereof, and fixing their salaries; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

#### GENERAL ORDER

HOUSE BILL NO. 516, by Bradley, of the House, and Braden, of the Senate, was read and considered.

Upon motion of Senator Braden, House Bill No. 516 was advanced to engrossment and third reading.

Upon motion of Senator Braden, the rules of the Senate were suspended and House Bill No. 516 was considered engrossed and placed upon third reading and final passage.

#### 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan,

Nance, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Burns, Gary, Norton, Porter, Sears, White.—6.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Burns, Gary, Norton, Porter, Sears, White.—6.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 516, and ordered the same returned to the Honorable House.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 497, by Bullard, Wallace (Oklahoma) and Bradley, be withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments, and placed upon the Calendar.



GENERAL ORDER

HOUSE BILL NO. 476, by Committee on Public Health and Sanitation and Committee on Practice of Medicine, etc., was read and considered.

Upon motion of Senator Counts, House Bill No. 476 was advanced to engrossment and third reading.

HOUSE BILL NO. 477, by Committee on Public Health and Sanitation and Committee on Practice of Medicine, etc., was read and considered.

Upon motion of Senator Counts, House Bill No. 477 was advanced to engrossment and third reading.

HOUSE BILL NO. 478, by Committee on Public Health and Sanitation and Committee on Practice of Medicine, etc., was read and considered.

Senator Irby submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 478, Line 2, Page 6, by striking SECTION 5. and inserting in lieu thereof the following:

SECTION 5. There is hereby appropriated out of the State General Revenue Fund for the fiscal year ending June 30, 1946, the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary to be expended by the State Commissioner of Health for the payment of administrative expenses incurred in making out the provisions of this Act, said appropriation shall be non-fiscal and may be expended without regard to fiscal year limitation.

IRBY.

Senator Irby submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 478, Line 15, Page 5, by striking after the word "project", the words "State funds hereinafter provided may be used" and on line sixteen (16), page five (5) by striking the words "only in the construction of public hospitals."

IRBY.

Senator Irby submitted the following amendment:

Mr. President: I move to amend House Bill No. 478, Line 11, Page 10, by striking all of Section 8 (eight) and re-numbering succeeding sections accordingly.

IRBY.

Senator Irby, as a substitute amendment, submitted the following which was adopted:

Mr. President: I move to amend House Bill No. 478, by striking all of lines 11, 12, 13, 14, 15, 16, 17 and 18, page 10 (of Section 8).

IRBY.

Senator Irby submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 478, page 1, by amending the title to read as follows:

An Act relating to public health; authorizing the State Commissioner of Health to formulate and administer a state plan for the construction of public and other non-profit hospitals, and other health facilities; authorizing the acceptance of federal grants for federal participation in such construction and for administrative expenses, making an appropriation, defining the term "hospital" and other terms as used in the Act; prescribing duties of the State Commissioner of Health; authorizing certain political sub-divisions to issue bonds for hospital purposes and to operate hospitals; authorizing such sub-divisions to co-operate in constructing and operating hospitals; making provisions of the Act severable; and declaring an emergency.

IRBY.

Upon motion of Senator Irby, House Bill No. 478, as amended, was advanced to engrossment and third reading.

HOUSE BILL NO. 468, by Committee on Public Health and Sanitation and Committee on Practice of Medicine, etc., was read and considered.

Upon motion of Senator Counts, House Bill No. 468 was advanced to engrossment and third reading.

HOUSE BILL NO. 303, by Welch, was read and considered.



Upon motion of Senator Counts, House Bill No. 303 was advanced to engrossment and third reading.

By unanimous consent, House Bills Nos. 303, 468, 476, 477 and 478 were, each, considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 476, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.



Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 477, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 478 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 478, as amended, was ordered referred for engrossment.

HOUSE BILL NO. 468 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service. Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.



Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 468, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 303 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Williams, Worthington.—31.

Not Voting: Carrier, Gary, Porter, Speck, White.—5.

Excused: Cobb, Cowden, Duffy, Ginder, Neill, Thornton.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 303, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 257 correctly engrossed and Senate Concurrent Resolution No. 16 correctly enrolled.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 257, as amended, and ordered it returned to the Honorable House.

The President, in open session, signed Enrolled Senate Concurrent Resolution No. 16 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senator Nance asked unanimous consent, which was granted, that the vote be reconsidered by which HOUSE BILL NO. 173, by Ash, failed of passage on the last legislative day.

Upon motion of Senator Nance, the vote was reconsidered by which House Bill No. 173 was advanced to engrossment and third reading.

#### GENERAL ORDER

HOUSE BILL NO. 173, by Ash, was taken up for further consideration.

Senator Nance submitted the following amendment:

Mr. President: I move to amend House Bill No. 173, by substituting therefor the following:

SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 173—By Ash, Billingsley, Levergood and Rowe of the House, and Anderson, Burns and Worthington of the Senate.



AN ACT RELATING TO SALARIES OF COUNTY SUPERINTENDENTS OF PUBLIC INSTRUCTION PROVIDING FOR A STATE-WIDE UNIFORM BASIC SCALE OF SALARIES BASED UPON QUALIFICATION IN ALL COUNTIES, SAID BASIC SCALE TO BE UNIFORMLY INCREASED BY AN INCREMENT DEPENDING UPON THE NUMBER OF TEACHERS EMPLOYED IN EACH COUNTY, AMENDING SECTION 39, ARTICLE III, OKLAHOMA STATUTES 1943, PROVIDING QUALIFICATIONS FOR COUNTY SUPERINTENDENTS AND THE EFFECTIVE DATE OF THE AMENDED SECTION; REPEALING LAWS IN CONFLICT AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. In each and every county in the State of Oklahoma the County Superintendent of Public Instruction shall be allowed and paid annually, in monthly installments, the salary hereinafter fixed and named, and depending solely upon two factors, namely, (1) a basic salary contingent upon the qualification of such County Superintendent of Public Instruction, and (2) an increase or increment to such basic salary contingent upon the number of teachers employed in such county; as follows, to-wit:

#### BASIC SALARIES

(a) For each such Superintendent holding a Doctor's degree \$3,000.00;

(b) For each such Superintendent holding a Master's degree \$2,400.00;

(c) For each such Superintendent holding a Bachelor's degree \$1,800.00;

#### INCREMENT

Said basic salary, in each event, shall be increased and such County Superintendent of Public Instruction shall be entitled to receive, in addition thereto, an increment of Three Dollars (\$3.00) per month per teacher employed in such County, but limited, however, to the number indicated in the following scale:

(a) For not more than 20 teachers in counties employing 200 teachers or less;

(b) For not more than 30 teachers in counties employing as many as 201 teachers but not more than 300 teachers;

(c) For not more than 40 teachers in counties employing as many as 301 teachers but not more than 500 teachers;

(d) For not more than 50 teachers in counties employing 501 teachers or more.

The term "teachers," as used in this section shall be comprehended to include the total number of teachers employed in the public schools in each county; and the actual figure or fractional part thereof to be used as the number of teachers on which such increment is to be based shall be in ratio to the maximum number of teachers on which such increment is herein authorized as the actual number of teachers employed in the public schools in such county is to the minimum and maximum hereinbefore provided for such class of county.

SECTION 2. All reference to figures, sums, or amounts of annual or monthly salary or salaries to be paid to County Superintendents of Public Instruction, or to the County Superintendent (intending the county superintendent of public instruction), contained in any, or in each classification, section of Chapter 6 of Title 19, Session Laws 1943, or any other statute, is hereby superseded, disregarded, repealed and held for naught, and of, on, from, and after the earliest time possible, in any county, the provisions of this Act may become applicable, and in full force and effect.

SECTION 3. To amend Section 39, Article III, 1943 Oklahoma School Law, to read as follows: Provided, no person shall be eligible to nomination, appointment, or election unless he or she shall be a qualified elector of the county, shall have been actively engaged in teaching in the public schools of Oklahoma for a period not less than eighteen months during the five years immediately preceding the time of appointment or filing for election; provided that the time served in the United States Army, Navy, Marines, or any other branch of the military service in World War II shall not be counted against any individual seeking the office by appointment, nomination, or election, provided, that experience as county superintendent



ent, deputy county superintendent, city superintendent, school principal or supervisor shall be construed as actual teaching experience. He or she must hold a Bachelor of Arts Degree and a teaching certificate entitling him or her to teach in all grades of the public elementary schools of Oklahoma; and no election board shall place the name of a candidate for the office of County Superintendent on the official ballot unless such candidate shall furnish proof to such election board that said candidate has been actively engaged in teaching as above defined, and for the periods above mentioned, (provided anyone claiming exemption for the time spent in military service shall submit their discharge papers for the purpose of ascertaining the time spent in such service), and that he holds the certificate and degree provided for in this Act. Provided, that the provisions of this Act shall not be retroactive as to any county superintendent now in office prior to the first Monday in July, 1947, for the term beginning on that date. (70-21).

SECTION 4. Nothing in this Act contained shall ever be construed or applied as in any way effecting or modifying the salaries, compensations, or rates of pay, provided by law for deputies, assistants, or employees in the office of the County Superintendent of Public Instruction, or the number that may be so employed.

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 take effect and be in full force from and after its passage and approval.

NANCE.

Senator Anglin submitted the following amendment to the Nance amendment:

Mr. President: I move to amend substitute for House Bill No. 173, by striking sub-sections (a), (b), (c) and (d), under Section 1, and inserting the following:

(a) For not more than 15 teachers in counties employing 200 teachers or less;

(b) For not more than 25 teachers in counties employing as many as 201 teachers but not more than 300 teachers;

(c) For not more than 35 teachers in counties employing as many as 301 teachers but not more than 500 teachers;

(d) For not more than 45 teachers in counties employing 501 teachers or more.

ANGLIN.

Upon request of Senator Anglin, further consideration of House Bill No. 173 was deferred until 2:00 p. m., this day.

### 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 Revenue and Taxation, to whom was referred Engrossed House Bill No. 387, by Committee on Revenue and Taxation, entitled:

An Act amending 11 O. S. 1941 § § 364, 365, 367, 368 and 380; relating to firemen's relief and pension funds and to the authority and duties of the boards of trustees of firemen's relief and pension funds of cities and towns of the state; authorizing special accounts in such funds; making provisions of Act severable; and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NANCE, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 126—By Committee on Aviation,

An Act relating to aviation; providing for the promotion and development thereof within the State of Oklahoma; creating the Oklahoma Aviation Commission; pro-



viding for the appointment of the members of said Commission by the Governor at such time as he shall deem it necessary or advisable to do so; and providing that the chairman of the Oklahoma Planning and Resources Board shall serve as director of the Commission until a director is selected by the members of the Commission as herein provided; authorizing the use by the Governor of not to exceed the sum of Twenty-five Thousand (\$25,000.00) Dollars out of the Governor's Contingency and Emergency Fund for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the payment of salaries of employees of the Commission and in payment of expenses as authorized by said Commission, prescribing the powers, duties and authority of said Commission; transferring the powers and duties of the State Highway Commission, relating to aviation, as prescribed by Section 6, Title 3, O. S. 1941 to the Oklahoma Aviation Commission; transferring the powers and duties of the Oklahoma Planning and Resources Board, relating to aviation, as prescribed by Chapter 1, Title 3, Section 5, Oklahoma Session Laws 1943 to the Oklahoma Aviation Commission; providing that no provisions of this Act shall be mandatory upon any incorporated city or town of Oklahoma; authorizing the Oklahoma Aviation Commission to acquire, manage, operate and dispose of airports and air navigation facilities, and to acquire easements or other interests in air space over land or water; authorizing the Oklahoma Aviation Commission to exercise the right of eminent domain; making appropriations to carry out the provisions of this Act; making the provisions of Act severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 461—By Bradley,

An Act amending Section 61, of Title 85, O. S. 1941, by providing civil and criminal penalties against employers who fail to secure the payment of compensation benefits to employees as required by law; providing that any citizen of the State of Oklahoma may bring a civil action in any court of competent jurisdiction within the State to recover the civil penalty herein provided, and the distribution of such civil penalty; providing further for the assessment of costs and reasonable attorneys fees in such civil actions; further providing that in addition to the civil penalty enforceable by a civil action, the employer shall be guilty of a misdemeanor for each separate day he fails to secure the payment of compensation benefits to em-

ployees and fixing the punishment for each separate offense; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 512—By Sherman and McCarty,

An Act providing that in all counties of this State having a population in excess of one hundred ninety thousand (190,000) and an assessed valuation in excess of one hundred thirty-five million dollars (\$135,000,000.00), the county judge thereof shall receive in addition to his salary the sum of fifteen hundred dollars (\$1500.00) annually, to be paid from the court fund of such county,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President announced First Readings of Engrossed House Bills Nos. 126, 461 and 512.

MR. PRESIDENT:

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. 40—By Gary and Finney,

An Act relating to textbook commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the public schools of the state; creating a textbook committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941, Sections 974, 975 and 976; repealing Chapter 68, Title 70, Page 224 Oklahoma Session Laws 1943; and declaring an emergency,

and has appointed as Conferees, the following Representatives: Flowers, McCarty, Hawthorne, Bradley and Whitford.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



Upon motion of Senator Finney, the Senate recessed to meet at 1:30 p. m., today.

#### AFTERNOON SESSION

Pursuant to recess, the Senate reassembled at 1:30 o'clock, p. m., and was called to order by the President of the Senate.

Senator Neill asked to be recorded present, which was the order

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 497, by Bullard, et al, was taken up for consideration and read at length.

Senator Rinehart submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 497, by substituting therefor the following:

SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 497—By BULLARD of the House and BURNS and RINEHART of the Senate.

AN ACT RELATING TO DELINQUENT PERSONAL TAXES AND THE COLLECTION THEREOF IN EACH COUNTY HAVING A POPULATION IN EXCESS OF 200,000, ACCORDING TO THE LAST PRECEDING FEDERAL CENSUS; PROVIDING FOR THE ISSUANCE AND COLLECTION OF ALIAS TAX WARRANTS; PRESCRIBING DUTIES OF THE COUNTY TREASURER, COUNTY ATTORNEY AND OTHER OFFICIALS OF SUCH COUNTIES; PROVIDING FOR A SPECIAL DELINQUENT PERSONAL TAX COLLECTOR IN ANY SUCH COUNTY, AND FIXING AND DEFINING HIS QUALIFICATIONS, COMPENSATION, POWERS AND DUTIES, AUTHORIZING COURT ACTIONS FOR DELINQUENT TAXES, AND PROVIDING FOR THE COLLECTION OF JUDGMENTS RECOVERED PURSUANT THERETO, PROVIDING FOR PAYMENTS OF DELINQUENT PERSONAL TAXES WITHOUT PAYMENT OF PENALTIES, INTEREST AND COST, WITHIN NINETY DAYS AFTER EFFECTIVE DATE OF ACT; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE  
OF OKLAHOMA.

SECTION 1. It shall be the duty of the County Treasurer of each county having a population in excess of 200,000, according to the last preceding Federal Census, after the first delinquent personal tax warrants are returned by the sheriff uncollected, to issue alias warrants to the special delinquent personal tax collector hereinafter provided for, or to the sheriff of any other county wherein any property of the delinquent taxpayer may be found, for the delinquent personal taxes, and it shall be the duty of the officer receiving such alias warrant to levy upon any property, real or personal, of the delinquent taxpayer, and to advertise and sell the same as upon execution.

SECTION 2. The Board of County Commissioners in any such county having a population in excess of 200,000, according to the last preceding Federal Census, may, by resolution, employ a competent person as special delinquent personal tax collector for a period not exceeding two (2) years, who shall take the constitutional oath of office and shall execute a corporate surety bond to the county, in the sum of \$5,000.00, to be approved by the Board of County Commissioners, guaranteeing the payment of all moneys collected for the county, to the County Treasurer of such county within five (5) days after the collection thereof. Said special delinquent personal tax collector shall have, for the purpose of collecting delinquent personal taxes, the same authority as the sheriff to serve, levy and collect payment of such alias warrants, interest, penalty and costs.

SECTION 3. The remuneration of said collector shall be fifteen per cent (15) of the amount of tax recovered, to be paid by the County Treasurer after receiving the amount of the tax collected.

SECTION 4. If any person, firm or corporation against whom taxes have been assessed and are past due and delinquent, has no tangible property upon which a tax warrant may be levied in any such county, it shall be the duty of the County Attorney, upon request of said special delinquent personal tax collector, to bring suit in said County Treasurer's name against such person, firm or corporation in any court having jurisdiction of said claim for the recovery of such taxes. Such suit shall be



commenced and prosecuted in all respects as other civil actions, including the right of attachment and garnishment, and the judgment recovered shall be collected as other judgments are collected, including the proceedings in aid of execution and creditor's bill. The books and accounts of said special delinquent personal tax collector shall be audited by a representative of the Office of the State Examiner and Inspector at the same time the records and accounts of the County Treasurer in such county are audited.

SECTION 5. Within a period of ninety (90) days from the effective date of said Act, the taxpayer shall have the right to pay any and all delinquent personal taxes to the personal delinquent tax collector appointed as provided under Section 1 of this Act, without the payment of any penalties, interest or costs. Provided further if within the ninety (90) day period from the effective date of this Act if said delinquent taxes shall have not been paid, any penalty, interest and costs shall be included and shall be collected by the personal tax collector in the same manner and at the same time as provided herein for the collection of any and all delinquent personal taxes.

SECTION 6. The provisions of this Act are severable, and if any section, part or provision thereof shall be held void, the decision so holding shall not affect or impair any of the remaining sections, parts or 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.

#### RINEHART.

Upon motion of Senator Rinehart, House Bill No. 497, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 497, as amended, was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 497 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Not Voting: Braden, Counts, Mahan, Nance, Nevins, Norton, Pruett, Sears, Williams.—9.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes. Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Neill, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White. Worthington.—30.

Not Voting: Braden, Counts, Mahan, Nance, Nevins, Norton, Pruett, Sears, Williams.—9.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 497, as amended, was ordered referred for engrossment.

Senator Anglin moved that the Honorable House be



requested to reconsider the vote by which SENATE JOINT RESOLUTION NO. 9, by Brown, et al, was passed, which motion prevailed.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 316, by Focht, was taken up for consideration and read at length.

President Pro Tempore Paul presiding.

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 316, line 12, page 5, by striking after the word "maintaining" and before the word "county" the letter "a" and adding the words "an accredited."

### RITZHAUPT.

Senator Ritzhaupt submitted the following amendment, which was tabled upon motion of Senator Duffy:

Mr. President: I move to amend House Bill No. 316, line 15, page 5, by adding after the word "music" the words "when included in the curriculum approved by the State Board of Education for accredited highschoools."

### RITZHAUPT.

Senator Duffy moved that the vote by which the Ritzhaupt amendment to line 12, page 5, was adopted be reconsidered, which motion prevailed.

Senator Duffy moved to table the Ritzhaupt amendment, which motion prevailed.

Upon motion of Senator Duffy, House Bill No. 316 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 316 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 316 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—30.

Nays: Dacus, Wheeler.—2.

Not Voting: Braden, Lowery, Nance, Norton, Speck, White, Williams.—7.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Collier, Counts, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—30.

Nays: Dacus, Wheeler.—2.

Not Voting: Braden, Lowery, Nance, Norton, Speck, White, Williams.—7.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 316, and ordered the same returned to the Honorable House.



### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 244, by Dees et al, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 244 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 244 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 244 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler.—30.

Not Voting: Anderson, Jones, Nance, Neill, Norton, Speck, White, Williams, Worthington.—9.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results.

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler.—30.

Not Voting: Anderson, Jones, Nance, Neill, Norton, Speck, White, Williams, Worthington.—9.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 244 was ordered referred for engrossment.

Senator Anglin presiding.

#### GENERAL ORDER

HOUSE BILL NO. 518, by Parrish, was taken up for consideration and read at length.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 518, by striking the title and striking Sections 1 to 10 and submitting the following title and attached Sections 1 to 8:

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 518—By PARRISH.

AN ACT CREATING A SPECIAL FUND TO BE KNOWN AS THE GOVERNOR'S CONTINGENCY FUND, TRANSFERRING CERTAIN CASH TO SAID FUND, MAKING APPROPRIATIONS OF MONEY TO BE PLACED IN SAID FUND, PROVIDING THAT THE FUND SHALL BE NON-FISCAL AND MAY BE USED AND EXPENDED BY THE GOVERNOR OR BY HIS AUTHORITY FOR EMERGENCIES AND CONTINGENCIES AS SPECIFIED THEREIN, MAKING PROVISIONS OF THE ACT SEVERABLE, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby created in the office of the State Treasurer a special cash fund to be known as the Governor's Contingency Fund, to be composed of such cash and appropriations as may be determined by the Legislature, and to be disbursed for such purposes and in such manner as may be prescribed by the Legislature. Said



fund shall be non-fiscal and may be expended without regard to fiscal year limitations.

SECTION 2. The State Auditor is hereby directed and authorized to transfer all the unencumbered cash to the credit of the General Revenue appropriation to the credit of the Governor's Contingency and Emergency Fund, whether allocated or unallocated, authorized by Senate Bill No. 197, Nineteenth Oklahoma Legislature, page 328, Session Laws 1943, to the Governor's Contingency Fund created in Section 1 of this Act, on July 1, 1945. Any remaining cash to the credit of allocations made out of the Governor's Contingency and Emergency Fund which may be lapsed under the provisions of Section 8.5, Title 62, Oklahoma Statutes 1941, and Section 271, Title 62, Oklahoma Statutes of 1941, shall likewise be transferred on the lapse date to the Governor's Contingency Fund created in Section 1 of this Act.

SECTION 3. The Oklahoma Tax Commission is hereby authorized and directed to transfer the sum of Two Hundred Thousand Dollars (\$200,000.00) from the Sales Tax Token Account of the Oklahoma Tax Commission, on July 1, 1945, to the Governor's Contingency Fund created in Section 1 of this Act.

SECTION 4. There is hereby appropriated out of the General Revenue Fund of the State for the fiscal year ending June 30, 1947 to the Governor's Contingency Fund created by Section 1 of this Act the sum of Two Hundred Thousand Dollars (\$200,000.00). Said monies shall be transferred to the Governor's Contingency Fund upon the filing of claims therefor with the State Auditor. Warrants against said appropriation shall be issued payable to the Governor's Contingency Fund and shall be deposited in the office of the State Treasurer and credited to the Governor's Contingency Fund.

SECTION 5. The Governor may use and expend any or all of the monies in the Governor's Contingency Fund herein created, to defray expenses arising by reason of contingencies or emergencies for which provision has not been made, including (1) necessary repair or replacement of public buildings, destroyed or damaged by fire, hail, tornado, explosion, or other hazard; (2) emergencies resulting from increase in the cost of food, clothing and maintenance necessary for the operation of any State penal,

charitable or eleemosynary institution; (3) for supplemental allocation to the Oklahoma State Regents for Higher Education for emergency needs of the institutions comprising the Oklahoma State System of Higher Education; (4) necessary maintenance of the National Guard when released from Federal service; (5) necessary augmentation of any appropriation for any State function which may be reduced by reason of a failure in the revenue provided to finance such appropriation; (6) for the purchase of food and clothing, maintenance costs, and payment of salaries at penal and eleemosynary institutions of the State; (7) for the repair and replacement of highways and bridges destroyed or damaged by floods; and (8) any circumstance, condition or situation which, in the judgment of the Governor, requires the expenditure of money for the extraordinary protections of the State and for which expenditures specific appropriation has not been made; but not excluding any other contingencies or emergencies not specifically enumerated.

**SECTION 6.** The Governor may allocate and authorize the expenditure of monies in the Governor's Contingency Fund as may, in his discretion, be necessary to defray any necessary expenses resulting from any contingency or emergency to any State officer, board, department, institution, or commission in defraying expenses resulting from any such contingency or emergency by filing with the State Auditor a certificate setting forth the amount allocated, the purpose for which such amount may be expended, the emergency or contingency requiring the expenditure and such limitations or conditions as the Governor may elect to impose upon the expenditures of such allocation. Upon the filing of such certificate, such officer, board, department, institution, or commission shall be authorized to incur obligations and expenses payable out of the Governor's Contingency Fund by complying with the provisions and conditions contained in the certificate of Authority. Claims for payment of obligations or expenses incurred pursuant to such authorization shall be paid by the State Auditor by the issuance of warrants out of the Governor's Contingency Fund in the same manner as other claims against the State are paid. If, at any time, a balance remains in any allocation after the contingency or emergency for which the allocation was made has been met, the Governor may order the cancellation of said balance and revert same to



the unallocated account of the Governor's Contingency Fund. The State Auditor shall keep a separate account of each allocation made by the Governor. The Governor may also incur such obligations and expenses as he may deem necessary by reason of any contingency or emergency and claims for payment of any such expenses or obligations shall, when approved by the Governor, be payable out of said Governor's Contingency Fund in the manner that other claims against the State are paid.

SECTION 7. The provisions of this Act are severable, and if any provision or the application thereof to any person or circumstances shall be held to be invalid, the remainder of this Act and the application of such provision to other persons and circumstances shall not be affected thereby.

SECTION 8. 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.

#### THORNTON.

Upon motion of Senator Thornton, House Bill No. 518, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 518, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 518 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—28.

Nays: Carrier.—1.

Not Voting: Anderson, Brown, Burns, Jones, Nance, Nichols, Norton, Speck, White, Williams.—10.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Neill, Nevins, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Carrier.—1.

Not Voting: Burns, Jones, Nance, Nichols, Norton, Speck, White, Williams.—8.

Excused: Cobb, Cowden, Ginder.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 518 was ordered referred for engrossment.

Further referring to HOUSE BILL NO. 173:

Upon motion of Senator Dacus, the Anglin amendment to the Nance amendment was declared adopted.

By unanimous consent, the Nance amendment, as amended, was declared adopted.

Senator Lowery submitted the following amendment:

Mr. President: I move to amend House Bill No. 173, by adding after last section, a new section as follows



"Provided this Act shall not apply to Stephens and Jefferson Counties."

LOWERY.

Senator Worthington asked unanimous consent, which was granted, to amend the Lowery amendment by adding Greer and Harmon Counties.

By unanimous consent, the Lowery amendment, as amended, was declared adopted.

Senator Dacus asked unanimous consent, to which Senator Lowery objected, that the vote be reconsidered by which the Lowery amendment, as amended, was adopted.

Senator Dacus moved to reconsider the vote by which the Lowery amendment, as amended, was adopted, which motion failed of adoption.

Senator Braden moved that further consideration of House Bill No. 173 be indefinitely postponed, which motion prevailed, the roll call thereon being as follows:

Ayes: Braden, Brown, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Lowery, Mahan, Porter, Pruett, Rinehart, Sears, Trussel, Worthington.—16.

Nays: Anderson, Anglin, Dacus, Gary, Grennell, Irby, Logan, Neill, Nevins, Nichols, Paul, Speck, Wheeler.—13.

Not Voting: Burns, Chapman, Jones, Leonard, Nance, Norton, Ritzhaupt, White, Williams.—9.

Excused: Cobb, Cowden, Ginder, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

GENERAL ORDER

ENGROSSED HOUSE BILL NO. 459, by Ward and Shelton, was taken up for consideration and read at length.

Upon motion of Senator Goodpaster, House Bill No. 459 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 459 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

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:

Ayes. Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, Worthington.—29.

Not Voting: Chapman, Jones, Leonard, Nance, Neill, Norton, Ritzhaupt, White, Williams.—9.

Excused: Cobb, Cowden, Ginder, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, Worthington.—30.

Not Voting: Chapman, Jones, Nance, Neill, Norton, Ritzhaupt, White, Williams.—8.

Excused: Cobb, Cowden, Ginder, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 459, and ordered the same returned to the Honorable House.



Senator Paul moved that the Senate work under a Call of the House, which motion prevailed.

Senator Paul asked unanimous consent, which was granted, that the roll call be dispensed with, that all Senators working on Conference Committees be recorded excused, and the absent members be notified of the action of the Senate.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 403, by Barr, was taken up for consideration and read at length.

Upon motion of Senator Grennell, House Bill No. 403 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 403 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 403 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Irby, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Trussel, Wheeler, Worthington.—27.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Jones, Leonard, Nance, Norton, Ritzhaupt, Speck, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Leonard, Logan, Lowery, Mahan,

Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, Worthington.—30.

Not Voting: Chapman, Jones, Nance, Neill, Norton, Ritzhaupt, White, Williams.—8.

Excused: Cobb, Cowden, Ginder, Thornton.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 403, and ordered the same returned to the Honorable House.

Senator Irby moved that the vote by which SENATE BILL NO. 48, by Irby, was stricken from the Calendar, be reconsidered, which motion prevailed.

### GENERAL ORDER

SENATE BILL NO. 48, by Irby, was taken up for consideration and read at length.

Senator Irby submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 48, lines 6 and 7, page 1, as follows: By striking the words and figures "Fifty Thousand Dollars (\$50,000.00)" and inserting in lieu thereof the words and figures "Thirty-five Thousand Dollars (\$35,000.00)."

IRBY.

President Pro Tempore Paul presiding.

By unanimous consent, Senate Bill No. 48, as amended, was advanced to engrossment and third reading.

By unanimous consent, Senate Bill No. 48, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

Senator Lowery moved that further consideration of Senate Bill No. 48 be indefinitely postponed.



Senator Braden moved to table the Lowery motion, which motion failed of adoption.

The vote occurring on the Lowery motion, it was declared adopted.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 354, by Weaver, et al, was taken up for consideration and read at length.

Senator Jones submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 354, by substituting therefor the following:

ENGROSSED HOUSE BILL NO. 354—By WEAVER.

AN ACT RELATING TO AVIATION; PROVIDING FOR THE PROMOTION AND DEVELOPMENT THERE-OF WITHIN THE STATE OF OKLAHOMA; CREATING THE OKLAHOMA AVIATION COMMISSION; PROVIDING FOR THE APPOINTMENT OF THE MEMBERS OF SAID COMMISSION BY THE GOVERNOR AT SUCH TIME AS HE SHALL DEEM IT NECESSARY OR ADVISABLE TO DO SO; AND PROVIDING THAT THE CHAIRMAN OF THE OKLAHOMA PLANNING AND RESOURCES BOARD SHALL SERVE AS DIRECTOR OF SAID COMMISSION UNTIL A DIRECTOR IS SELECTED BY THE MEMBERS OF THE COMMISSION AS HEREIN PROVIDED; AUTHORIZING THE USE BY THE GOVERNOR OF NOT TO EXCEED THE SUM OF TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS OUT OF THE GOVERNOR'S CONTINGENCY AND EMERGENCY FUND FOR EACH OF THE FISCAL YEARS ENDING JUNE 30, 1946, AND JUNE 30, 1947, FOR THE PAYMENT OF SALARIES OF EMPLOYEES OF THE COMMISSION AND IN PAYMENT OF EXPENSES AS AUTHORIZED BY SAID COMMISSION; PRESCRIBING THE POWERS, DUTIES AND AUTHORITY OF SAID COMMISSION; TRANSFERRING THE POWERS AND DUTIES OF THE STATE HIGHWAY COMMISSION, RELATING TO AVIATION, AS PRESCRIBED BY SECTION 6, TITLE 3, O. S. 1941 TO THE OKLAHOMA AVIATION COMMISSION; TRANSFERRING THE POWERS AND

DUTIES OF THE OKLAHOMA PLANNING AND RESOURCES BOARD, RELATING TO AVIATION, AS PRESCRIBED BY CHAPTER 1, TITLE 3, SECTION 5, OKLAHOMA SESSION LAWS 1943 TO THE OKLAHOMA AVIATION COMMISSION, PROVIDING THAT NO PROVISIONS OF THIS ACT SHALL BE MANDATORY UPON ANY INCORPORATED CITY OR TOWN OF OKLAHOMA; AUTHORIZING THE OKLAHOMA AVIATION COMMISSION TO ACQUIRE, MANAGE, OPERATE AND DISPOSE OF AIRPORTS AND AIR NAVIGATION FACILITIES, AND TO ACQUIRE EASEMENTS OR OTHER INTERESTS IN AIR SPACE OVER LAND OR WATER; AUTHORIZING THE OKLAHOMA AVIATION COMMISSION TO EXERCISE THE RIGHT OF EMINENT DOMAIN; MAKING APPROPRIATIONS TO CARRY OUT THE PROVISIONS OF THIS ACT; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

SECTION 1. It is hereby declared that the purpose of this Act is to further the public interest and to encourage and promote aeronautical progress and development in all its phases in the State of Oklahoma.

SECTION 2. The Oklahoma Aviation Commission 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 Oklahoma Aviation Commission shall consist of nine (9) members, one (1) of whom shall be the Chairman of the Oklahoma Planning and Resources Board, and eight (8) other members who shall be appointed by the Governor by and with the advice and consent of the Senate; provided, however, that the members of said Oklahoma Aviation Commission shall not be appointed by the Governor until such time as, in the opinion of the Governor, the necessity for the appointment of the members thereof exists by reason of the enactment of laws by the Congress of the United States, the provisions of which require or make desirable the existence of an Aviation Commission in this State in order for this State to qualify for or to receive benefits or grants made available under said Acts of Congress. The term of office for the eight (8) members appointed by the Governor shall be for eight (8) years each, except the members appointed on the first Commission shall be for a term of one (1), two (2), three (3), four (4), five (5), six (6), seven (7), and eight



(8) years, as designated by the Governor at the time of appointment. If a vacancy shall occur on said Commission the Governor shall fill said vacancy by the appointment of a person to serve for the remainder of the terms of his predecessor. Each member of said Commission shall serve until the appointment and qualification of his successor. At least four (4) of the members of said Commission shall have had a minimum of three (3) years experience in aviation at the time of their appointment and no two (2) members shall have legal residence in the same Congressional District except where one (1) of said two (2) members is Chairman of the Oklahoma Planning and Resources Board. No member shall receive any salary for his services on said Commission, but each member shall be reimbursed for his actual and necessary traveling expenses while engaged in the performance of the duties of his office and each of said members, with the exception of the Chairman of the Oklahoma Planning and Resources Board, shall receive in addition thereto a per diem of Ten Dollars (\$10.00) per day while in actual attendance of meetings of said Commission, but no member shall receive more than the sum of Three Hundred Dollars (\$300.00) in any one (1) fiscal year as per diem. Before entering upon the duties of his office, each of the members shall take an oath of office which shall be filed with the Secretary of State.

SECTION 3. Within thirty (30) days after the appointment of the members of the Oklahoma Aviation Commission, or as soon thereafter as is convenient, the Chairman of the Oklahoma Planning and Resources Board shall call said Oklahoma Aviation Commission to meet at Oklahoma City and said Commission shall be organized by the election of a chairman, vice-chairman and secretary, who shall hold said offices for a period of one (1) year or until their successors are elected. The Commission may select a Director, who shall not be a member of the Commission, and who shall receive a salary of Four Thousand Eight Hundred (\$4,800.00) Dollars annually, payable monthly, which salary shall be paid from the appropriation made out of the General Revenue Fund of the State of Oklahoma for said Commission; provided, however, that until such time as the Governor shall appoint the eight (8) members of said Oklahoma Aviation Commission as provided in Section 2 hereof, the Chairman of the Okla-

homa Planning and Resources Board shall also serve as Director of the Oklahoma Aviation Commission and shall continue to serve as the Director thereof until such time as the Governor appoints the members of said Commission and said members select a director as herein provided. Said Chairman of the Oklahoma Planning and Resources Board shall receive no salary in addition to his salary as such Chairman while serving as Director of the Oklahoma Aviation Commission. Said Director shall, before taking office, furnish a good and sufficient surety bond in the sum of Five Thousand (\$5,000.00) Dollars, payable to the State of Oklahoma and conditioned that he will faithfully perform the duties of his office and account for and pay over and deliver all moneys, property and papers coming into his hands as such Director, said bond to be approved by the Attorney General and filed in the office of the Secretary of State. Said Director shall be selected and appointed with due regard to his fitness and qualifications for said position by reason of his education, experience and technical knowledge in aviation. Said Director shall devote his entire time to the duties of his office and shall not be actively engaged or employed in any other business, nor shall he have any pecuniary interest in, or own or hold stocks or bonds of any civil aviation enterprise of any nature. The Commission may also employ consultants and technical experts for the purpose of carrying out the provisions of this Act, the salaries and/or expenses thereof to be paid out of the money appropriated to the Commission out of the General Revenue Fund.

**SECTION 4.** The Commission is vested with and shall have the general power and authority to:

(1) Encourage, foster and assist in the development and advancement of aviation in all its phases in this State.

(2) Cooperate with the State Board of Education and the Board of Regents of Higher Education in developing a program for the teaching of various phases of aviation in the schools and colleges of this State.

(3) Accept funds and/or property that might be used in advancing aviation in this State and in performing the duties imposed upon it by this Act, from the Federal Government or any agency thereof,



from any Board, Commission or Department of State Government or from any corporation or individual.

(4) In so far as it is practicable and feasible, offer the engineering and other technical services of the Commission, without charge, to any municipality of this State desiring such services in connection with the construction, maintenance or operation or proposed construction, maintenance or operation of an airport or restricted landing area.

SECTION 5. The Oklahoma Aviation Commission is expressly authorized and empowered:

(1) To cooperate with the Government of the United States and any agency or department thereof, in the acquisition, construction, improvement, maintenance and operation of airports and other air navigation facilities in this State, and to comply with the provisions of the laws of the United States and any regulations made thereunder for the expenditure of federal moneys upon such airports and other air navigation facilities.

(2) To render assistance in the acquisition, development, operation, or maintenance of airports owned, controlled or operated or to be owned, controlled or operated, by municipalities in this State, out of appropriations made by the Legislature for that purpose.

(3) To accept, receive, and receipt for federal moneys and other moneys, either public or private, for and in behalf of this State, or any municipality thereof, for the acquisition, construction, improvement, maintenance, and operation of airports and other air navigation facilities, whether such work is to be done by the State or by such municipalities, or jointly, aided by grants of aid from the United States upon the request of such municipality, in accepting, receiving, and receipting for such moneys in its behalf for airports or other air navigation facility purposes, and in contracting for the acquisition, construction, improvement, maintenance, or operation of airports or other air navigation facilities, financed either in whole or in part by federal moneys, and the governing body of any such municipality is authorized to designate the Commission as its agent for such purposes and to enter into an agreement with it prescribing the terms and conditions of such agency

in accordance with federal laws, rules, and regulations and with this Act. Such moneys as are paid over by the United States Government shall be retained by the State or paid over to said municipalities under such terms and conditions as may be imposed by the United States Government in making such grants. Unless otherwise prescribed by the authority from which the money is received, any such moneys shall be kept in separate accounts designed according to the purposes for which the money is received and made available, said accounts to be kept in the State Treasury and any funds deposited therein to be held in trust by the State for the purposes for which the same were received and all of such moneys are hereby appropriated for the purposes for which the same are received and made available, to be expended in accordance with federal laws and regulations and with this Act.

(4) When requested by the United States Government or any agency or department thereof, to disburse such moneys received therefrom in the manner and for the designated purposes, but this shall not preclude any other authorized method of disbursement.

(5) To enter into such agreements and compacts as may be in the public interest with the United States, the several states, and municipalities, counties and agencies of this State for the purpose of encouraging, furthering and promoting the development, expansion and safety of aviation in this State and in carrying out the purpose of this Act.

(6) To encourage and render technical assistance to honorably discharged service personnel who desire to pursue aviation in any of its phases in the State of Oklahoma.

SECTION 6. All contracts for the acquisition, construction, improvement, maintenance, and operation of airports, or other air navigation facilities made by the Commission, either as the agent of this State or as the agent of any municipality shall be made pursuant to the laws of this State governing the making of like contracts, provided, however, that, where the acquisition, construction, improvement, maintenance, and operation of any airport, landing strip, or other air navigation facility is financed wholly or partially with federal moneys, the Commission as agent of the State or of any municipality



thereof, may let contracts in the manner prescribed by the federal authorities, acting under the laws of the United States, and any rules or regulations made thereunder, notwithstanding any other State law to the contrary.

SECTION 7. The powers and duties of the State Highway Commission of the State of Oklahoma relating to aviation as prescribed by 3 O. S. 1941, § 6, are hereby transferred to and vested in the Oklahoma Aviation Commission. The powers and duties of the Oklahoma Planning and Resources Board relating to aviation as prescribed by Chapter 1, Title 3, Section 5, Oklahoma Session Laws, 1943, are hereby transferred to and vested in the Oklahoma Aviation Commission.

SECTION 8. No provision of this Act is mandatory upon any city or town in Oklahoma, or the governing body thereof, in the acquisition, improvement, construction, operation or maintenance of any municipally owned airport or air navigation facility; nor shall any provisions of this Act prevent or take away from any City or Town governing board the authority to deal directly with any agency of the Federal Government in the matching of any funds made available by the Federal Government for acquisition, improvement, construction, operation or maintenance of any such municipally-owned airport or air navigation facility.

SECTION 9. (1) The Commission is authorized and empowered, on behalf of and in the name of this State, within the limitation of available appropriations, to acquire by purchase, gift, devise, lease, condemnation proceedings, or otherwise, property, real or personal, for the purpose of establishing and constructing airports, restricted landing areas, and other air navigation facilities, and to acquire in like manner, own, control, establish, construct, enlarge, improve, maintain, equip, operate, regulate, and police such airports, restricted land areas, and other air navigation facilities, either within or without this State; to make, prior to any such acquisition, investigations, surveys, and plans; to erect, install, construct, and maintain at such airports facilities for the servicing of aircraft and for the comfort and accommodation of air travelers, and to dispose of any such property, airport, restricted landing area, or any other air navigation facility, by sale, lease, or otherwise, in accordance with the laws of this State governing the disposition of other like

property of the State. It may not, however, acquire or take over any airport, restricted landing area or other air navigation facility owned or controlled by a municipality of this State without the consent of such municipality. It may erect, equip, operate and maintain on any airport buildings and equipment necessary and proper to establish, maintain, and conduct such airport and air navigation facilities connected therewith.

(2) Where necessary, in order to provide unobstructed air space for the landing and taking off of aircraft utilizing airports and restricted landing areas acquired or operated under the provisions of this Act, it is hereby granted authority to acquire, in the same manner as is provided for the acquisition of property for airport purposes, easements through or other interests in air space over land or water, interests in airport hazards outside the boundaries of the airports or restricted landing areas, and such other airport protection privileges as are necessary to insure safe approaches to the landing areas of said airports and restricted landing areas, and the safe and efficient operation thereof. It is also hereby authorized to acquire, in the same manner, the right or easement, for a term of years or perpetually, to place or maintain suitable marks for the daytime marking and suitable lights for the nighttime marking of airport hazards, including the right of ingress and egress to or from such airport hazards for the purpose of maintaining and repairing such lights and marks. This authority shall not be construed as to limit the right, power, or authority of the State or any municipality to zone property adjacent to any airport or restricted landing area pursuant to any law of this State.

(3) It may engage in all such activities jointly with the United States, other states, and with municipalities or other agencies of this State.

(4) It may exercise the right of eminent domain, in the name of the State, in the manner provided by the laws of this State for the exercise of the right of eminent domain by railroad corporations in this State, for the purpose of acquiring any property which it is herein authorized to acquire by condemnation. The fact that the property so needed has been acquired by the owner under power of eminent domain shall not prevent its acquisition



by such commission by the exercise of the right of eminent domain herein conferred. For the purpose of making surveys and examination relative to any condemnation proceedings, it shall be lawful to enter upon any land, doing no unnecessary damage. It shall not be precluded from abandoning the condemnation of any such property in any case where possession thereof has not been taken.

(5) It may lease for a term not exceeding twenty-five (25) years, such airports, or other air navigation facilities or real property acquired or set apart for airport purposes, to private parties, any municipal or state government or the national government, or any department of either thereof, for operation; and may lease or assign for a term not exceeding twenty-five (25) years to private parties, any municipal or state government or the national government, or any department of either for operation or use consistent with the purposes of this Act, space, area, improvements, or equipment on such airports; may sell any part of such airports, other air navigation facilities or real property to any municipal or state government, or to the United States or any department or instrumentality thereof, for aeronautical purposes incidental thereto; and may confer the privilege of concessions of supplying upon the airports goods, commodities, things, services, and facilities; provided that in each case in so doing the public is not deprived of its rightful, equal and uniform use thereof.

(6) It shall have the authority to determine the charges or rental for the use of any properties and the charges for any service or accommodations, under its control and the terms and conditions under which such properties may be used; provided that in all cases the public is not deprived of its rightful, equal, and uniform use of such property. Charges shall be reasonable and uniform for the same class of service and established with due regard to the property and improvements used and the expenses of operation to the State. The State shall have and the Commission may enforce liens, as provided by law for liens and the enforcement thereof, for repairs to or improvements or storage or care of any personal property, to enforce the payment of any such charges.

SECTION 10. The Governor of Oklahoma is hereby authorized to use not to exceed the sum of Twenty-five

Thousand (\$25,000.00) Dollars for the fiscal year ending June 30, 1946, and Twenty-five Thousand (\$25,000.00) Dollars for the fiscal year ending June 30, 1947, out of the Governor's Contingency and Emergency Fund, or so much thereof for each fiscal year as may be necessary, for the payment of salaries of employees of the Oklahoma Aviation Commission, the expenses of the members and employees of the Commission, postage, communication, telephone, telegraph, supplies, equipment, express and freight charges, printing, and such other expenses as may be authorized by the Commission. Claims against said appropriation shall be approved for payment by the Oklahoma Aviation Commission.

**SECTION 11.** 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 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 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.

JONES.

Upon motion of Senator Jones, House Bill No. 354 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 354 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 354 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Grennell,



Irby, Jones, Logan, Lowery, Mahan, Neill, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—27.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Leonard, Nance, Nevins, Nichols, Norton, Pruett, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—31.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Leonard, Norton, Thornton, White, Williams.—11.

Excused on Account of Military Service: Fine, Phillips.—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. 354 was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 513, by Bradley and Impson, was read and considered.

By unanimous consent, House Bill No. 513 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 513 was considered engrossed and placed upon third reading and final passage.

**THIRD READING**

HOUSE BILL NO. 513 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Trussel, Wheeler, Worthington.—26.

Nays: Anglin, Carrier.—2.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Irby, Leonard, Nevins, Norton, Sears, Thornton, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—30.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Irby, Leonard, Norton, Thornton, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 513, and ordered the same returned to the Honorable House.



### GENERAL ORDER

Upon request of Senator Goodpaster, HOUSE CONCURRENT RESOLUTION NO. 23, by Hughes, et al, was ordered stricken from the Calendar.

HOUSE BILL NO. 402, by Billingsley and Sherman, was read and considered.

Senator Jones submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 402, line 1, page, 2, line 15, page 4 and lines 17 and 18, page 5, by striking the words and figures, "three-fourths ( $\frac{3}{4}$ )," and inserting in lieu thereof the words and figures, "five-eighths ( $\frac{5}{8}$ )" and by amending the title to conform with the bill as amended.

JONES.

Upon motion of Senator Burns, House Bill No. 402, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 402, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 402 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Goodpaster, Grennell, Jones, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—26.

Nays: Pruett.—1.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Irby, Leonard, Logan, Mahan, Norton, Rinehart, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 402, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 463, by Wallace (Oklahoma), of the House, and Nance and Burns, of the Senate, was read and considered.

Upon motion of Senator Nance, House Bill No. 463 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 463 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 463 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Counts, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins,



Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—30.

Excused: Chapman, Cobb, Collier, Cowden, Dacus, Ginder, Irby, Leonard, Norton, Thornton, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Counts, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—30.

Excused: Chapman, Cobb, Collier, Cowden, Dacus, Ginder, Irby, Leonard, Norton, Thornton, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 463, and ordered the same returned to the Honorable House.

Senator Nance moved that the Speaker of the Honorable House be respectfully requested to appoint a Committee, to confer with a like Committee from the Senate, concerning disposition of HOUSE BILL NO. 308, which motion prevailed.

#### CONFERENCE COMMITTEE REPORT

Senator Gary submitted the following Conference Committee Report, which was adopted upon his motion:

**TO THE PRESIDENT OF THE SENATE  
AND THE SPEAKER OF THE HOUSE:**

We, your Conference Committee, to whom was submitted Senate Bill No. 40, with Engrossed House Amendments thereto, request leave to report that we have had the same under consideration and return it herewith with the following recommendations:

1. Strike all House Amendments to Senate Bill No. 40.
2. Insert on line 31, Page 1, "Penmanship—Grades 3 to 8, inclusive".
3. Insert on line 6½, Page 2, the following:  
"Character Education—Grades 5 and 6, both inclusive."

Senate Conferees,

GARY  
DACUS  
NANCE.

House Conferees,

FLOWERS  
McCARTY  
HAWTHORNE

ENGROSSED SENATE BILL NO. 40, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler.—30.

Excused: Chapman, Cobb, Cowden, Ginder, Irby, Leonard, Norton, Speck, Thornton, White, Williams, Worthington.—12.

Excused on Account of Military Service: Fine, Phillips.—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 emer-



gency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler.—30.

Excused: Chapman, Cobb, Cowden, Ginder, Irby, Leonard, Norton, Speck, Thornton, White, Williams, Worthington.—12.

Excused on Account of Military Service: Fine, Phillips.—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 Senate Bill No. 40, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

### GENERAL ORDER

HOUSE BILL NO. 514, by Shelton, was read and considered.

Upon motion of Senator Speck, House Bill No. 514 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 514 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 514 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul,

Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 514, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 452, by Singleton, was read and considered.

Upon motion of Senator Lowery, House Bill No. 452 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 452 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE BILL NO. 452 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—26.

Nays: Mahan.—1.

Excused: Anderson, Chapman, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nance, Neill, Norton, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 452, and ordered the same returned to the Honorable House.

Senator Rinehart asked that the Journal show had he been present at the time of final passage of HOUSE BILL NO. 402, he would have voted "AYE," which was the order.

### GENERAL ORDER

HOUSE BILL NO. 406, by Committee on Agriculture, was read and considered.

Upon motion of Senator Lowery, House Bill No. 406 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 406 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:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler Worthington.—26.

Nays: Mahan.—1.

Excused: Anderson, Chapman, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nance, Neill, Norton, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul,



Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 406, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 409, by Singleton, was read and considered.

Upon motion of Senator Nevins, the title of House Bill No. 409 was ordered amended to conform to the terms of the bill.

Upon motion of Senator Nevins, House Bill No. 409 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 409, as amended, 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:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, Worthington.—26.

Nays: Mahan.—1.

Excused: Anderson, Chapman, Cobb, Cowden, Gary,

Ginder, Goodpaster, Irby, Leonard, Nance, Neill, Norton, Thornton, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 409, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 412, by Singleton, was read and considered.

Upon motion of Senator Nevins, House Bill No. 412 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 412 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Duffy, Finney, Grennell, Jones, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler.—25.

Excused: Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Goodpaster, Irby, Leonard, Logan, Mahan, Norton, Speck, Thornton, White, Williams, Worthington.—17.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4

Excused on Account of Military Service: Fine, Phillips.—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. 412, and ordered the same returned to the Honorable House.

Senator Nance moved that the vote be reconsidered by which the adverse Committee Report on HOUSE BILL No. 11, by Reed and Wallace (Oklahoma), was adopted, which motion prevailed.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 11, by Reed

and Wallace (Oklahoma) was taken up for consideration and read.

Senator Nance submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 11, by substituting therefor the following:

**SENATE SUBSTITUTE FOR HOUSE BILL NO 11.**

**AN ACT PROVIDING THAT THE OKLAHOMA TAX COMMISSION SHALL APPORTION TO THE STATE GENERAL REVENUE FUND THE COLLECTIONS MADE BY THE OKLAHOMA TAX COMMISSION FOR THE PERIOD JUNE 1 TO JUNE 25, INCLUSIVE; PROVIDING SAID APPORTIONMENT SHALL BE MADE PRIOR TO JUNE 30 OF EACH YEAR; PROVIDING THAT THE FIRST ONE MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$1,250,000.00) SURPLUS CASH ACCUMULATED FOR THE FISCAL YEAR 1944-45 CREDITED TO THE STATE GENERAL REVENUE FUND SHALL BE TRANSFERRED AND CREDITED TO THE PUBLIC BUILDING FUND FOR THE FISCAL YEAR 1945-46; DECLARING THE INTENT OF THE LEGISLATURE; AND DECLARING AN EMERGENCY.**

**BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:**

**SECTION 1.** In addition to the regular apportionment of funds now provided by law, the Oklahoma Tax Commission shall apportion and pay over to the State General Revenue Fund the collections accruing to that Fund for the period June 1 to June 25, inclusive, of each year. This apportionment shall be made and paid to the State Treasurer prior to June 30 of each year.

**SECTION 2.** In addition to all other existing laws, the first One Million Two Hundred Fifty-Thousand Dollars (\$1-250,000.00) surplus cash accumulated to the credit of the General Revenue Fund for the fiscal year 1944-45 shall be transferred and credited by the State Auditor and State Treasurer to the Public Building Fund of the State of Oklahoma for the fiscal year 1945-46.

**SECTION 3.** It is the intention of the Legislature in passing this Act to provide additional moneys to the credit



of the Public Building Fund for the fiscal year 1945-46, on which the State Board of Equalization may revise their estimates of revenues to accrue to that fund for the fiscal year 1945-46 for the purpose of enabling the Legislature to increase the appropriation for building purposes out of that fund for the fiscal year 1945-46.

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.

#### NANCE.

Upon motion of Senator Nance, House Bill No. 11, 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. 11, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Leonard, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Trussel, Wheeler, Worthington.—28.

Excused: Braden, Chapman, Cowden, Ginder, Goodpaster, Irby, Jones, Logan, Neill, Norton, Speck, Thornton, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—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 emer-

gency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 11, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 273, by Hughes, was read and considered.

Upon motion of Senator Leonard, House Bill No. 273 was advanced to engrossment and third reading.

By unanimous consent, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Worthington.—29.

Excused: Chapman, Cobb, Cowden, Ginder, Goodpas-



ter, Irby, Jones, Neill, Norton, Thornton, Wheeler, White, Williams.—13.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 273, and ordered the same returned to the Honorable House.

Senator Finney moved that when the Senate adjourns today it adjourn to meet at 10:30 a. m., tomorrow, which motion prevailed.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

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. 218—By Arrington,

Evans, Montgomery, Standley, Crane, Focht, Frix, Hughes, Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver,

An Act making provisions for community property law; providing the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing title 32, Oklahoma Statutes 1941, Sections 51 to 65, inclusive; declaring an emergency, and providing that this Act, as to husbands and wives who elected under 32, Oklahoma Statutes 1941, Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Section 51, 52 and 53, Title 32, Oklahoma Statutes 1941,

and asks for a Conference thereon and you are advised that the House has named as House Conferees the following members: Arrington, Evans, Gibbs, Billingsley and Standley.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 218 was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder Senators Nance, Jones, Counts, Rinehart and Collier.

#### GENERAL ORDER

By unanimous consent, upon request of Senator Nich-



ols, the following bills were advanced to engrossment and third reading, the bills having been read at length:

HOUSE BILL NO. 326, by Billingsley.

HOUSE BILL NO. 319, by Holt, Barr, Medlock, Reed, and Shumate.

HOUSE BILL NO. 36, by Holt, Medlock, Welch and Wilson.

HOUSE BILL NO. 355, by Holt, Barnhart, Langley, Rowe and Segrest.

By unanimous consent, House Bills Nos. 36, 355, 319 and 326 were, each, considered engrossed and ordered 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—28.

Excused: Braden, Chapman, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Lowery, Mahan, Neill, Norton, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 355, and ordered the same returned to the Honorable House.

Senator Speck asked to be excused for the remainder of this legislative day, which was the order.

HOUSE BILL NO. 319 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—27.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Mahan, Neill, Norton, Rinehart, Speck, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 319, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 326 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—27.

Excused: Anglin, Chapman, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Mahan, Neill, Nevins, Rinehart, Speck, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cobb, Cowden, Ginder, Neill.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 326, and ordered the same returned to the Honorable House.

Senator Lowery moved that the Senate request the Honorable House to return HOUSE BILL NO. 308 for further action by the Senate, which motion prevailed.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representative to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 366—By Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Speakman,

An Act amending Title 74, Section 276, Oklahoma Statutes 1941, by providing for the appointment of a legal secretary for the justice of the Supreme Court, including chief justice thereof, and fixing their salaries; amending Title 74, Section 280, fixing the salary of the stenographer for Supreme Court referee; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 436—By Carmichael and Hunt of the House, and Anderson and Speck of the Senate,

An Act authorizing the Game and Fish Commission to bomb crows' roosts; making appropriation therefor; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 444—By Sherman,

An Act authorizing the construction and equipping of buildings for the purpose and use as barracks, mess halls and science class rooms and laboratory building and equipment therefor 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 Revenue Bond Sinking Fund"; providing for the manner of expending the proceeds of the bonds; providing for the management of said buildings or any of them; providing that rules and regulations shall be made regulating and providing for the managements, conduct and operation of the buildings and the equipment thereof, and for fees and charges necessary for the support and maintenance of said buildings and equipment and for the payment of the bonds issued and the interest accruing thereon; authorizing the investment of the capital and surplus of banks, trusts and insurance companies in said bonds; making the bonds non-taxable for any purpose; authorizing said board to accept gifts and/or donations and federal aid or grants for said purposes; and declaring an emergency; and,



ENROLLED HOUSE BILL NO. 484—By Thompson (Pushmataha), Cantrell, Choate, Crane, Flowers, Frix, Hathcoat, Impson, Medlock, Mitchelson, Reed, Toaz and Welch of the House and Finney of the Senate,

An Act appropriating funds for the reconstruction of Clayton Lake in Pushmataha County; requiring the Oklahoma Planning and Resources Board to conduct a survey of the lake site and determine necessity of acquisition of additional land and perfection of present title; authorizing reasonable rules and regulations concerning public use of the lake and recreational facilities; making the funds appropriated non-fiscal in character; and,

ENROLLED HOUSE BILL NO. 325—By Miles,

An Act relating to ordinances passed by cities and towns and the publication thereof; amending Section 1 of Chapter 14, Title 11 of the Session Laws of Oklahoma, 1943; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 368—By Miles,

An Act requiring land owners to cooperate in the extermination of prairie dogs; providing the method thereof and penalty for violation; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 314—By Billingsley,

An Act relating to the cleaning, pressing and dyeing industry; amending Subsection (5), Section 744, Title 59, O. S. 1941; amending Section 745, Title 59, O. S. 1941; providing for a license as a prerequisite to engaging in the business of cleaning, pressing and dyeing and authorizing the collection of a fee therefor; authorizing the State Dry Cleaners' Board to approve price agreements on a county-wide basis as to minimum prices for cleaning, pressing and dyeing services, and prescribing the manner of making investigation, and hearing proof relating to said price agreements; providing for judicial review of the acts of said board; providing the provisions of this Act are severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 366, 436, 444, 484, 325, 368 and 314 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.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 450, by Mitchelson, et al, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 450 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 450 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 450 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols,



Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 450, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 296, by Mountcastle, was taken up for consideration and read at length.

Upon motion of Senator Pruett, House Bill No. 296 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 296 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—28.

Nays: Finney.—1.

Excused: Anglin, Braden, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Norton, Speck, White, Williams.—13.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 296, and ordered the same returned to the Honorable House.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 174, by Committee on Revenue and Taxation, be withdrawn from the Committee on Revenue and Taxation and placed upon the Calendar.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 343, by Mountcastle, was taken up for consideration and read at length.

Upon motion of Senator Pruett, House Bill No. 343 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 343 was considered engrossed and placed upon third reading and final passage.



### THIRD READING

HOUSE 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:

Ayes: Anderson, Brown, Burns, Carrier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—26.

Nays: Collier, Logan.—2.

Excused: Anglin, Braden, Chapman, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Norton, Speck, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 343, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 342, by Mountcastle, was taken up for consideration and read at length.

Upon motion of Senator Pruett, House Bill No. 342 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 342 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 342 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Brown, Burns, Carrier, Collier, Dacus, Duffy, Finney, Gary, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—28.

Excused: Anglin, Braden, Chapman, Cobb, Counts, Cowden, Ginder, Goodpaster, Grennell, Irby, Leonard, Speck, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.



Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 342, and ordered the same returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; provided that on and after May 1, 1945, any person now receiving or hereafter eligible to receive old age assistance who has a total income or resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis; provided, that such payments shall be on equal basis of payment by the State and Federal government; this proviso shall be inapplicable unless approved by the Federal Social Security Board; and declaring an emergency,

together with Conference Report thereon and to advise you, and through you, the Honorable Senate, that the House has reconsidered its action on the Enrolled Bill, has reconsidered the vote whereby it adopted the Conference Committee Report, and whereby it passed the Bill, AS

AMENDED by such report, and whereby it passed the Bill as an emergency measure; and has refused to adopt the Conference Committee Report and requests further conference, naming the following conferees: Langley, Foley, Flanagan, Underwood, and Segrest.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for a further conference on ENGROSSED HOUSE BILL NO. 42, be granted and five conferees be named, which motion prevailed, the President Pro Tempore appointing as such Senate Conferees, Senators Worthington, Nance, Gary, Dacus and Leonard.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills. Nos. 244, 478, 497 and 518, each correctly engrossed, and Senate Bill No. 153 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 244, 478, 497 and 518 each as amended and ordered them returned to the Honorable House.

Senate Bill No. 153 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.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 344, by Arrington, et al, was taken up for consideration and read at length.

Upon motion of Senator Rinehart, House Bill No. 344 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 344 was considered engrossed and placed upon third reading and final passage.



THIRD READING

HOUSE BILL NO. 344 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Worthington.—29.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Norton, Speck, Wheeler, White, Williams.—13.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 344, and ordered the same returned to the Honorable House.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 508, by Wilson, et al, was taken up for consideration.

Upon motion of Senator Rinehart, House Bill No. 508 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 508 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE BILL NO. 508 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Norton, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder,



Goodpaster, Irby, Leonard, Norton, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 508, and ordered the same returned to the Honorable House.

Senator Collier presiding.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted:

Mr. President: We, your Committee on Roads, Highways and Aviation to whom was referred Engrossed House Bill No. 359, by Committee on Aviation, entitled:

An Act to empower Municipalities and other Political subdivisions to promulgate, administer and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports, and to acquire, by purchase, grant, or condemnation, air rights and other interests in land; to provide penalties and remedies for violations of this Act or of any Ordinance or regulation made under the authority conferred herein; and declaring an emergency,

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.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 359 was taken up for immediate consideration and read at length.

Upon motion of Senator Rinehart, House Bill No. 359 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 359 was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Paul presiding.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Braden, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—28.

Excused: Anglin, Brown, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Jones, Leonard, Paul, Speck, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Lowery, Nevins, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 359, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representative to transmit herewith:

ENGROSSED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to public schools; creating the State Common School Fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed Fifty Thousand Dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; 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 said Conference Committee Report, and the Bill has been passed by the House, AS AMENDED, by such Report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on House Bill No. 139 was read, as follows, and adopted upon motion of Senator Ritzhaupt:

Mr. Speaker: We, your Conference Committee on Education, to whom was referred Engrossed House Bill No. 139, by Committee on Education, entitled:

An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency,

beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass, as amended.

Amendment: 1. Page 1, section 4, sub-section 1, line 34, strike word and figure (6), and substitute word and figure (5½).

Line 36, strike word and figure (7), and substitute word and figure (6½).

Amendment: 2. After the word "pupils", strike the balance of line 7, and all of line 8, substitute in lieu the following:

"Provided, further, that unless and until a school district has met the requirements of the State Board of Education for adequate maintenance, and safe and adequate transportation, not less than the Minimum Program allowance shall be appropriated and expended for the purpose of fulfilling each such requirement."

Amendment: 3. Page 3, section 4, strike all of sub-section 14, through line 13.

Amendment: 4. Line 16, page 3, strike the word and figure (12) and substitute the word and figure (11), and on line 18, strike the word and figure (13), and substitute the word and figure (12).

Amendment: 5. Page 4, line 8, strike all of sub-section K.

Amendment: 6. Page 4, line 36, strike word and



figure (\$900.00) and substitute word and figure, (\$100.00 per month).

(a) Page 5, line 3, and 4, strike the word and figure (\$1050.00 annually), and substitute the following: "\$117.00 per month."

(b) Line 6, page 5, strike the word and figure (\$1275.00 annually), and substitute the following "\$142.00 per month."

(c) Line 9, page 5, strike the word and figure (\$1500.00 annually), and substitute the following: "\$167.00 per month."

(d) Line 11, page 5, strike the word and figure (3) years and substitute the word and figure (4) years.

Amendment: 7. Page 5, line 14, strike the word and figure \$5.00, and substitute the word and figure \$4.00, and on line 15, page 5, strike the word and figure (12) months, and substitute the word and figure (9) months, and on line 16, strike the word and figure \$4.00, and substitute the word and figure \$3.00.

(a) Page 5, line 19, and 20, strike the word and figure (11), and substitute the word and figure (8).

Amendment: 8. Page 5, line 31, strike the figure (15) and substitute in lieu thereof the figure (10).

Amendment: 9. Page 6, strike all of line 16, and on line 17, strike the figure (35), and substitute the figure (25). Re-letter 17-18-19, (a), (b), (c).

(a) Page 6, line 23, and 24, strike the words "Agriculture or Trades and Industrial."

On line 25, strike the period, and in lieu thereof insert a semi-colon, and the following language, "And provided, further, that the words "the number of months for which the teacher is actually employed." appearing in section 5, of House Bill No. 361, of the Nineteenth Legislature, shall be construed to be the number of months for which actual reimbursement is made by the Federal Government.

Amendment: 10. Page 7, line 8, after the word "value," add the following:

"The amount of basic Aid to be apportioned to each school district shall be based upon the proportion that

the local assessed valuation bears to the equated levels as herein fixed."

(a) Page 7, line 17, strike the word and figure \$5.00, and insert the word and figure \$7.50. Page 7, line 20, strike the word and figure (13) and insert the word and figure (15). Provided, however, that if the total rate of levy herein required is reduced by Journal entry filed before the Court of Tax Review, such reduction shall not prevent the apportionment of aid hereunder and the apportionment of money under this sub-section shall be made in the same manner and in the same proportion as provided for in sub-section 7 (a), above.

Amendment: 11. Page 8, line 6, strike the words "The State Examiners and Inspectors," and insert the words "State Board of Education."

Page 8, line 7, strike the word "deputy," and on line 8, strike the words and figures Three Thousand Dollars (\$3,000.00) and insert the words and figures Three Thousand and Six Hundred Dollars (\$3,600.00).

Page 8, line 9, and 10, strike the words and figures Two Thousand Six Hundred and Forty Dollars (\$2,640.00) and insert the words and figures Three Thousand Dollars (\$3,000.00).

Page 8, line 10, and 11, strike the word "Said Examiners shall be an addition to those now provided by Law."

Page 8, line 20, strike the words "State Examiners and Inspectors," and insert the words, "State Board of Education."

Page 8, line 28, strike the words "The deputy State Examiners and Inspectors," and insert the words "The Examiners."

Amendment: 12. Strike the Title to Engrossed House Bill No. 139, and insert the following title:

"AN ACT RELATING TO PUBLIC SCHOOLS; AMENDING SECTION 4, CHAPTER 21, TITLE 70, SESSION LAWS OF 1943; TO PROVIDE FOR THE SUPPORT, MAINTENANCE AND OPERATION OF A GUARANTEED SCHOOL PROGRAM OF ONE HUNDRED EIGHTY (180) DAYS; PRESCRIBING DUTIES OF OFFICERS UNDER THIS ACT; AMENDING SECTION 5, CHAPTER 21, TITLE 70, SESSION LAWS OF



1943; TO FIX A SCHEDULE AS A CALCULATION BASIS FOR TEACHERS' SALARIES. AND TO ESTABLISH AS A BASIS FOR APPORTIONMENT OF STATE AID EQUATED LEVELS OF VALUATION, AUTHORIZING ALL APPORTIONMENTS OF STATE AID TO BE MADE BY THE STATE BOARD OF EDUCATION THROUGH THE DIRECTOR OF FINANCE THEREOF; PROVIDING FOR EXECUTION OF A SURETY BOND BY THE DIRECTOR OF FINANCE; PROVIDING FOR RECOVERY OF ILLEGALLY EXPENDED STATE AID MONEY, AND PROVIDING FOR PAYMENT OF PREMIUM OF SAID BOND; AUTHORIZING APPOINTMENTS OF EXAMINERS FOR THE PURPOSE OF AUDITING STATE AID FUNDS AND FIXING THE SALARIES OF SAID EXAMINERS; REQUIRING THE INSTITUTION OF SUITS FOR RECOVERY OF MONEYS ILLEGALLY DISBURSED AND EXPENDED; PROVIDING FOR SALARIES AND EXPENSES OF SAID EXAMINERS FROM APPROPRIATIONS MADE FOR ADMINISTRATION OF STATE AID FUNDS; AUTHORIZING THE EXPENDITURE OF STATE AID FUNDS FOR THE PURPOSE OF ADMINISTRATION OF THIS ACT; DECLARING THE EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

House Conferees:

FLOWERS  
HAWTHORNE  
TOAZ  
PARRISH  
BILES  
BILLINGSLEY  
GULLETT  
MEDLOCK  
UNDERWOOD  
SHUMATE  
HUNT  
MORRIS  
BRADLEY  
LANGLEY  
BATSON  
MUSGRAVE  
TAYLOR  
BULLARD  
JONES

Senate Conferees:

RITZHAUPT  
GARY  
DACUS  
FINNEY  
LEONARD  
THORNTON  
WHEELER  
ANGLIN  
BROWN  
CARRIER  
CHAPMAN  
COLLIER  
LOGAN  
LOWERY  
MAHAN  
NEVINS  
PRUETT  
SEARS  
SPECK

ENGROSSED HOUSE BILL NO. 139, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—31.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Speck, White, Williams.—11.

Excused on Account of Military Service: Fine, Phillips.—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, as amended in Conference, become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—31.

Excused: Anglin, Chapman, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Speck, White, Williams.—11.

Excused on Account of Military Service: Fine, Phillips.—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. 139, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



ENGROSSED SENATE BILL NO. 78—By Nichols,

An Act relating to soil conservation, the State Soil Conservation Board, and Supervisors of Soil Conservation Districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the State Soil Conservation Board three (3) members who shall be farmers as the term is defined herein, prescribing their qualifications and method of appointment; providing for the employment of an executive director by the State Soil Conservation Board and prescribing for board reorganization, terms of office, per diem and traveling expenses for certain members of the Board; amending 2 O. S. 1941, Section 807, to provide for election of officers of the Board of Supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941, Section 808, subsection B (9), to provide for contracts or negotiations with Federal agencies and co-operation therewith in soil conservation matters; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; 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 passed the Bill as amended by said Report and it has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 78, together with Conference Committee Report thereon, was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16—By Nichols and Nevins of the Senate and Billingsley, Arrington, Bellamy, Burkhart, Evans,, Foley, Harshbarger, Hathcoat, Holt, Madrano, Medlock, Montgomery, Musgrave, Segrest, Standley and Wallace (Carter) of the House,

A Resolution memorializing the members of the Oklahoma Delegation in Congress to revive and secure the

adoption of the Disney Bill providing for an average price increase of thirty-five cents (35c) per barrel on crude oil, and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 16 was ordered referred to the Secretary of State.

Senator Finney asked unanimous consent, which was granted, that William George Paul and Carlee Long, of Pauls Valley, Oklahoma, be made Honorary Pages for this legislative day.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 6, by Weaver, was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, House Bill No. 6 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 6 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 6 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 6 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 455, by Hawthorne, et al. was taken up for consideration and read at length.

Upon motion of Senator Ritzhaupt, House Bill No. 455 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 455 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 455 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—29.

Excused: Anglin, Burns, Cobb, Cowden, Finney, Ginder, Goodpaster, Irby, Leonard, Nevins, Speck, White, Williams.—13.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 455 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 446, by Miles, 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. 446, line 2, page 2, by adding after the word "medicine", the following: "provided the provisions of this Act do not apply to wholesale drug firms in their contract or sales to drug stores licensed by the State Board of Pharmacy."

RITZHAUPT.



Upon motion of Senator Ritzhaupt, House Bill No. 446, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 446 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 446 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Gary, Grennell, Jones, Lowery, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—26.

Nays: Mahan, Norton.—2.

Excused: Anglin, Burns, Cobb, Cowden, Finney, Ginder, Goodpaster, Irby, Leonard, Logan, Nance, Speck, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 446 was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 395, by Price, was read and considered.

Upon motion of Senator Sears, House Bill No. 395 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 395 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—27.

Nays: Nichols.—1.

Excused: Anglin, Braden, Burns, Cobb, Cowden, Ginder, Goodpaster, Irby, Leonard, Mahan, Nance, Speck, White, Williams.—14.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier,



Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 395, and ordered the same returned to the Honorable House.

#### RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length and adopted upon motion of Senator Gary:

SENATE RESOLUTION NO. 10—By Logan, Paul and Collier,

A Resolution Commemorative of Major Philip Godfrey Chapman.

WHEREAS, Major Philip Godfrey Chapman, Air Corps Pilot, was killed on March 28, 1945, in occupied China in the service of our country and in its battle for the freedom and liberty of all nations and all peoples, and

WHEREAS, in the death of Major Philip Godfrey Chapman, our Air Forces and our country have suffered the loss of a most brilliant and courageous pilot and a brave soldier, and

WHEREAS, in the death of Major Philip Godfrey Chapman, the State of Oklahoma has lost one of its most illustrious and beloved sons, and

WHEREAS, Major Philip Godfrey Chapman was at the time he made his supreme sacrifice only twenty-five years of age, and left to suffer his irreparable loss his wife and young son, two years of age, and his mother, Mrs. Helen Wilson of Houston, Texas, and

WHEREAS, Major Philip Godfrey Chapman was a nephew of our esteemed Senator Fred Chapman of Carter County, who loved and cherished him.

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA SENATE:

That we hereby express our love and lasting gratitude and veneration for the precious memory of Major Philip Godfrey Chapman.

And be it further resolved that the Senate express its deep sympathy and sorrow to his bereaved wife and son and his mother.

And be it further resolved that the Senate express its deep sympathy and sorrow to Senator Fred Chapman.

Be it further resolved that a copy of this resolution be mailed to the respective members of the bereaved family of said deceased.

Senate Resolution No. 10 was ordered referred for engrossment.

Upon motion of Senator Paul, the Secretary was directed to have prepared and delivered to the proper parties copies of Senate Resolution No. 10, written on kid or sheep skin in long hand.

#### GENERAL ORDER

HOUSE BILL NO. 378, by Montgomery, was read and considered.

Upon motion of Senator Sears, House Bill No. 378 was advanced to engrossment and third reading.

Upon motion of Senator Sears, the rules of the Senate were suspended and House Bill No. 378 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 378 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:



Ayes: Anderson, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—27.

Excused: Anglin, Braden, Burns, Cobb, Cowden Ginder, Goodpaster, Irby, Leonard, Logan, Mahan, Norton, Speck, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 378, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 439, by Frix, et al, was read and considered.

Upon motion of Senator Thornton, House Bill No. 439 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the

Senate were suspended and House Bill No. 439 was considered engrossed, and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 439 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 439, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 260, by Mountcastle and Wiley, was read and considered.

Upon motion of Senator Thornton, House Bill No. 260 was advanced to engrossment and third reading.

Upon motion of Senator Thornton, the rules of the Senate were suspended and House Bill No. 260 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 260, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 383, by McCubbins, was read and considered.

Upon motion of Senator Trussel, House Bill No. 383 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 383 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 383 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 383, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 481, by Gullett, was read and considered.

Upon motion of Senator Wheeler, House Bill No. 481 was advanced to engrossment and third reading.

Upon motion of Senator Wheeler, the rules of the Senate were suspended and House Bill No. 481 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 481 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Mahan, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 481, and ordered the same returned to the Honorable House.

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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Dacus, Duffy, Finney, Gary, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, Worthington.—30.

Excused: Anglin, Cobb, Counts, Cowden, Ginder, Goodpaster, Irby, Leonard, Nance, Speck, White, Williams.—12.

Excused on Account of Military Service: Fine, Phillips.—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. 36, and ordered the same returned to the Honorable House.

Senator Collier asked unanimous consent, which was granted, that Homer Paul, Jr., son of President Pro Tempore Paul, and Carol Ballard, both of Pauls Valley, be made Honorary Pages for this legislative day.

Senator Finney moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 10:30 a. m., tomorrow, which motion prevailed.



MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 433—By Shumate of the House; Dacus of the Senate,

An Act relating to the issue of Municipal and School District Warrants, affording to cities, towns and school districts the same privileges and requirements as is afforded counties under Senate Bill No. 166, Twentieth Oklahoma Legislature; prescribing procedure for issue of Municipal and School District Warrants and fixing the limitation upon such issue; 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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 433.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 507—By Sherman, McCarty, Hines (Washita), Cantrell, Ash, Carmichael, Weaver, Edwards and Williams,

An Act relating to butane, propane and other liquified petroleum gases; regulating the handling, using, storing, selling, distribution, transporting and manufacture of such gases, and the installation of systems for the use thereof; providing for inspections, prescribing duties of state fire marshal and other officers, licensing, payment of fees, and cooperation of other departments; prescribing penalties for violation of Act; authorizing promulgation of rules and regulations; requiring bonds, providing for cancella-

tion of licenses; amending 52 O. S. 1941 § § 422 and 424; creating positions, fixing salaries, and making appropriations; making provisions of Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 507.

#### 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. 2, to whom was referred House Bill No. 425, by Taylor and Langley, entitled:

An Act relating to District Court Judicial District No. 15, amending 20 O. S. 1941 § 92a, creating an additional district judge and court reporter for said District No. 15, providing for the nomination and election of such additional judge, authorizing the Governor to appoint a judge, 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 Agriculture to whom was referred Engrossed House Bill No. 372, by Committee on Agriculture, entitled:

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; providing penalties for the violation of this Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency,

beg leave to report that we had the same under considera-



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tion and herewith return the same with the recommendation that it do pass.

LOWERY, Chairman.

As previously provided, the Senate was declared adjourned to meet at 10:30 a. m., tomorrow.

## SEVENTIETH LEGISLATIVE DAY

Saturday, April 21, 1945.

Pursuant to adjournment, the Senate met at 10:30 a. m., and was called to order by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—27.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 6, 11, 402, 409, 446 and 455 and Senate Resolution No. 10 each correctly engrossed; and Senate Bill No. 78 correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 6, 11, 402, 409, 446 and 455, each as amended, and ordered them returned to the Honorable House.

The President Pro Tempore, in open session, signed En-



grossed Senate Resolution No. 10 and ordered it referred for enrollment.

Senator Nichols presiding.

Senate Bill No. 78 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 Paul presiding.

### SECOND READING

The following bills were read for the second time and by unanimous consent, upon request of Senator Nichols, ordered printed and placed upon the Calendar without reference to Committees:

ENGROSSED HOUSE BILL NO. 126—By Committee on Aviation.

ENGROSSED HOUSE BILL NO. 433—By Shumate of the House and Dacus of the Senate.

ENGROSSED HOUSE BILL NO. 507—By Sherman, McCarty, Hines (Washita), Cantrell, Ash, Carmichael, Weaver, Edwards and Williams.

ENGROSSED HOUSE BILL NO. 461—By Bradley.

ENGROSSED HOUSE BILL NO. 512—By Sherman and McCarty.

### GENERAL ORDER

HOUSE BILL NO. 284, by Langley, was read and considered.

Senator Collier submitted the following amendment, which was tabled upon motion of Senator Norton:

Mr. President: I move to amend House Bill No. 284, line 3, page 2, by striking after the word, "thereto," and before the word, "be," the word, "shall," and inserting the word, "may."

COLLIER.

Upon motion of Senator Nance, House Bill No. 284 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 284, was consid-

ered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 284 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Finney, Logan, Mahan, Nance, Nichols, Norton, Rinehart, Ritzhaupt.—8.

Nays: Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Grennell, Lowery, Neill, Paul, Porter, Worthington.—15.

Not Voting: Anderson, Jones, Pruett, Wheeler.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—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.

### GENERAL ORDER

By unanimous consent of the Senate, upon request of Senator Logan, the following bills, after having been read at length, were advanced to engrossment and third reading:

HOUSE BILL NO. 437, by Impson and Bradley.

HOUSE BILL NO. 418, by Langley.

HOUSE BILL NO. 146, by Impson.

By unanimous consent, upon request of Senator Logan, House Bills Nos. 437, 418 and 146 were, each, considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 418 was read for the third time at length.



The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Collier, Counts, Dacus, Duffy, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—23.

Not Voting: Anderson, Chapman, Finney, Jones.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 418, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 437 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Collier, Counts, Dacus, Duffy, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—23.

Not Voting: Anderson, Chapman, Finney, Jones.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

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

to House Bill No. 437 was ordered deferred until the next legislative day.

HOUSE BILL NO. 146 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Collier, Counts, Dacus, Duffy, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—23.

Not Voting: Anderson, Chapman, Finney, Jones.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

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 to House Bill No. 146 was ordered deferred until the next legislative day.

#### GENERAL ORDER

HOUSE BILL NO. 150, by Rowe, was read and considered.

Upon motion of Senator Pruett, 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:



Ayes: Anglin, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Grennell, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—23.

Not Voting: Anderson, Braden, Finney, Jones.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Upon request of Senator Pruett, the roll call on the emergency section to House Bill No. 150 was ordered deferred until the next legislative day.

#### GENERAL ORDER

HOUSE BILL NO. 282, By Foley, was read and considered.

Upon motion of Senator Nichols, House Bill No. 282 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 282 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 282 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Grennell, Logan, Lowery, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—23.

Not Voting: Anderson, Finney, Jones, Mahan.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Upon request of Senator Nichols, the roll call on the emergency section to House Bill No. 282 was ordered deferred until the next legislative day.

### GENERAL ORDER

HOUSE BILL NO. 299, by Mountcastle, was read and considered.

Upon motion of Senator Duffy, House Bill No. 299 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 299 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 299 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—26.

Not Voting: Finney.—1.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.



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. 299 was ordered deferred until the next legislative day.

#### GENERAL ORDER

HOUSE BILL NO. 407, by Billingsley, of the House, and Rinehart, of the Senate, was read and considered.

Upon motion of Senator Rinehart, House Bill No. 407 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 407 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 407 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Burns, Chapman, Collier, Counts, Grennell, Jones, Logan, Lowery, Nance, Neill, Nichols, Norton, Porter, Rinehart, Wheeler.—18.

Nays: Brown, Dacus, Duffy, Paul, Pruett, Ritzhaupt. Worthington.—7.

Not Voting: Finney, Mahan.—2.

Excused: Carrier Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton. Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—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.

Upon motion of Senator Rinehart, the vote was reconsidered by which House Bill No. 407 failed of passage.

Upon motion of Senator Rinehart, the vote was reconsidered by which House Bill No. 407 was advanced to engrossment and third reading.

By unanimous consent, further consideration of House Bill No. 407 was deferred until the next legislative day.

#### GENERAL ORDER

HOUSE BILL NO. 432, by Carey and Montgomery, was read and considered.

By unanimous consent, upon request of Senator Rinehart, House Bill No. 432 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 432 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 432 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Wheeler, Worthington.—25.

Not Voting: Anglin, Mahan.—2.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 432 was deferred until the next legislative day.



GENERAL ORDER

HOUSE BILL NO. 13, by Reed, was read and considered.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 13, by substituting therefor the following:

SENATE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 13—By Reed.

AN ACT RELATING TO SCHOOL ENUMERATION; PROVIDING THAT THE RESIDENCE OF CHILDREN WHO ARE INMATES OF PUBLIC OR PRIVATE ORPHANS' HOMES FOR THE PURPOSE OF ENUMERATION SHALL BE CONSIDERED TO BE THE DISTRICT IN WHICH SUCH HOMES ARE LOCATED.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The residence of any child for the purpose of enumeration who is an inmate of any public or private orphans' home shall be considered to be in the district in which such home is located.

RITZHAUPT.

Upon motion of Senator Ritzhaupt, House Bill No. 13, 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. 13, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell,

Jones, Logan, Lowery, Neill, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Worthington.—23.

Not Voting: Mahan, Nance, Porter, Wheeler.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 13, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

HOUSE BILL NO. 519, by Welch, was read and considered.

By unanimous consent, House Bill No. 519 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 519 was considered engrossed and ordered placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 519 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Neill, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Worthington.—23.

Not Voting: Mahan, Nance, Pruett, Wheeler.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.



The Bill, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 519, and ordered the same returned to the Honorable House.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 261, by Langley, et al, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 261 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 261 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Collier, Counts, Dacus, Duffy, Finney, Grennell, Jones, Logan, Lowery, Neill, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Worthington.—23.

Not Voting: Mahan, Nance, Rinehart, Wheeler.—4.

Excused: Carrier, Cobb, Cowden, Gary, Ginder, Goodpaster, Irby, Leonard, Nevins, Sears, Speck, Thornton, Trussel, White, Williams.—15.

Excused on Account of Military Service: Fine, Phillips.—2.

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, consideration of the emergency clause of House Bill No. 261 was deferred until the next legislative day.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 473, by Tolbert, et al, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 473 was advanced to engrossment and third reading.

## GENERAL ORDER

HOUSE BILL NO. 489, by Oerke, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment, consideration of which was deferred until the next legislative day:

Mr. President: I move to amend Engrossed House Bill No. 489 by substituting the following:

AN ACT DEFINING MILK AND CERTAIN MILK PRODUCTS; PROHIBITING THE SALE OF ADULTERATED OR MISBRANDED MILK AND MILK PRODUCTS; ESTABLISHING MINIMUM STANDARDS OF PHYSICAL AND CHEMICAL ANALYSIS; PRESCRIBING THE MANNER AND METHODS FOR THE DETERMINATION OF MINIMUM STANDARDS; AUTHORIZING THE STATE COMMISSIONER OF HEALTH TO PROMULGATE RULES AND REGULATIONS FOR THE OPERATION OF THE PROVISIONS OF THIS ACT; REPEALING 2 O. S. 1941 § 400, AND HEREBY DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. DEFINITIONS. The following definitions shall apply in the interpretation and enforcement of this Act:

A. MILK. Milk is hereby defined to be the lacteal secretion obtained by the complete milking of one or more healthy cows, excluding that obtained within 15 days before and five days after calving, or such longer period as may be necessary to render the milk practically colostrum-free; which contains not less than 8½ per cent of milk solids not fat, and not less than 3½ percent of milk fat.



B. MILK FAT OR BUTTER FAT. Milk fat or butter fat is the fat of milk.

C. CREAM FOR BOTTLING, AND COMMERCIAL SOUR CREAM. Cream for bottling is a portion of milk which contains not less than 18 percent milk fat. Commercial sour cream is cream the acidity of which is more than 0.20 percent, expressed as lactic acid.

D. SKIMMED MILK. Skimmed milk is milk from which a sufficient portion of milk fat has been removed to reduce its milk-fat percentage to less than 3½ percent.

E. MILK OR SKIMMED MILK BEVERAGES. A milk beverage or a skimmed-milk beverage is a food compound or confection consisting of milk or skimmed milk, as the case may be, to which has been added a syrup or flavor consisting of wholesome ingredients.

F. BUTTERMILK. Buttermilk is a product resulting from the churning of milk or cream, or from the souring or treatment by a lactic acid or other culture of milk, skimmed milk, reconstituted skimmed milk, evaporated or condensed milk or skimmed milk, or milk or skimmed-milk powder. It contains not less than 8 percent of milk solids not fat.

G. VITAMIN D MILK. Vitamin D milk is milk the Vitamin D content of which has been increased by a method and in an amount approved by the State Commissioner of Health.

H. RECONSTITUTED OR RECOMBINED MILK AND CREAM. Reconstituted or recombined milk is a product resulting from the recombining of milk constituents with water, and which complies with the standards for milk fat and solids not fat or milk as defined herein. Reconstituted or recombined cream is a product resulting from the combination of dried cream, butter, or butter fat with cream, milk, skimmed milk, or water.

I. GOAT MILK. Goat milk is the lacteal secretion, free from colostrum, obtained by the complete milking of healthy goats, and shall comply with all of the requirements of this Act. The word "cows" shall be interpreted to include goats.

J. HOMOGENIZED MILK. Homogenized milk is

milk which has been treated in such manner as to insure break-up of the fat globules to such an extent that after 48 hours storage no visible cream separation occurs on the milk, and the fat percentage of the top 100 ccs. of milk in a quart bottle, or of proportionate volumes in containers of other sizes, does not differ by more than 5 percent of itself from the fat percentage of the remaining milk as determined after thorough mixing.

**K. MILK PRODUCTS.** Milk products shall be taken to mean and include cream for bottling, commercial sour cream, homogenized milk, goat milk, Vitamin D milk, buttermilk, skimmed milk, reconstituted or recombined milk and cream, milk beverages, skimmed-milk beverages, and any other product made by the addition of any substance to milk or any of these products and used for similar purposes and designated as a milk product by the State Commissioner of Health.

**L. PASTEURIZATION.** The term "pasteurization," "pastuerized", and similar terms shall be taken to refer to the process of heating every particle of milk or milk products to at least 143 degrees Fahrenheit and holding at such temperature for at least 30 minutes, or to at least 160 degrees Fahrenheit and holding at such temperature for at least 15 seconds, in approved and properly operated equipment; provided, that nothing contained in this definition shall be construed as disbaring any other process which has been demonstrated to be equally efficient and is approved by the State Commissioner of Health.

**M. ADULTERATED MILK AND MILK PRODUCTS.** Any milk or milk product which contains any unwholesome substance, or which if defined in this Act does not conform with its definition, or which carries a grade label unless the use of such grade label has been authorized in accordance with the provisions of this Act, shall be deemed adulterated and misbranded.

**N. PERSON.** The word "person" as used in this Act shall mean person, firm, corporation, or association.

**SECTION 2.** No person shall within the State of Oklahoma, produce, sell, offer or expose for sale, or have in possession with intent to sell, any milk or milk product which is adulterated or misbranded. It shall be unlawful for any person elsewhere than in a private home to have



in possession any adulterated or misbranded milk or milk product.

SECTION 3. The grade designations A, B, or C shall be used only by milk producers or distributors in areas where their production, processing, and distribution is under the supervision of a local milk ordinance which is in conformity with the latest Edition of the United States Public Health Service Recommended Milk Ordinance and Code. The State Commissioner of Health is hereby empowered to determine whether or not the said local enforcement of the Standard Milk Ordinance is effective and warrants the existing labeling.

SECTION 4. Any person, firm, or corporation violating the provisions of this Act shall upon conviction therefor be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00), and shall be imprisoned in the county jail for not less than six (6) months, or by both such fine and imprisonment.

SECTION 5. The determination of physical and chemical analysis shall be made in accordance with the methods prescribed by the rules and regulations promulgated by the State Commissioner of Health. Said rules and regulations shall be in accord with the current methods recommended by the United States Public Health Service and the Federal Food and Drug Administration.

SECTION 6. 2 O. S. 1941 § 400, is 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.

#### RITZHAUPT.

Senator Finney moved that the Senate close its doors and go into executive session, which motion prevailed.

The Senate reassembled in open session with President Pro Tempore Paul presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Counts, advised and consented to the confirmation

of ELMER HALE, McAlester, Oklahoma, as a Member of the State Election Board to succeed himself for a term to expire January 31, 1947.

The Senate, in executive session, and upon motion of Senator Braden, advised and consented to the confirmation of ELBERT COSTNER, Poteau, Oklahoma, as a Member of the State Board of Education to succeed himself for a term of six years, said term to expire April 1, 1951.

### 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 Oil and Gas, to whom was referred House Bill No. 247, by Flanagan, entitled:

An Act relating to transportation, in cities, towns and villages, by motor trucks, motor vehicles, or any other vehicle or conveyance, of octane, gasoline, benzine, or any other highly inflammable oils or liquids \* \* \*; 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 Engrossed House Bill No. 247 do pass.

JONES, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 400, by Tankersley, entitled:

An Act defining as a misdemeanor the contributing to the delinquency or dependency of a child; specifying acts constituting such contribution; prescribing penalties repealing § § 856, 857; and declaring an 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.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary



Number One, to whom was referred Engrossed House Bill No. 397, by Tankersley, entitled:

An Act defining as a misdemeanor the proposal of unlawful sexual relations by an adult male person to any female child under the age of fourteen (14) years or the looking upon, touching, mauling or feeling of the body or private parts in a lewd and lascivious manner of a female child under the age of fourteen (14) years by an adult male person; the attempt by any adult male person to take a female child under the age of fourteen (14) years to a place for the purpose of unlawful sexual relations, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 267—By Hines and Bullard,

An Act relating to due date of ad valorem taxes and payment in installments; amending 68 O. S. 1941 § 351 to provide that ad valorem taxes may be paid in two installments; prescribing the dates of said payments and delinquencies; 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 Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Reading of Engrossed House Bill No. 267.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

## ENGROSSED SENATE BILL NO. 170—By Braden,

An Act appropriating the sum of seven thousand five hundred (\$7,500.00) dollars for the fiscal year ending June 30, 1946, and the sum of ten thousand (\$10,000.00) dollars for the fiscal year ending June 30, 1947, for the purpose of carrying into effect the provisions of House Bill 454, Chapter 34, Article 21, Session Laws of Oklahoma 1935, relating to the care, training and education of the dependent youth and orphans of the state; and declaring an emergency, and

## ENGROSSED SENATE BILL NO. 251—By Nance,

An Act amending Title 18, Chapter 11, Oklahoma Statutes 1941, relating to foreign corporations, providing a new section to be known as Section 451a; providing that foreign charitable and religious corporations, institutions or foundations carrying on some part of their activities in this state shall, upon filing with the Secretary of State a copy of their charter or articles of incorporation and upon the payment of the fees provided for in Section 111, Title 28, Oklahoma Statutes, 1941, be issued a license or permit to carry on activities within this state, and that such corporations shall enjoy all the rights, privileges, exemptions, and immunities conferred upon like corporations, institutions or foundations organized under the laws 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 170 and 251 were ordered referred for enrollment.

Senator Finney moved that the Secretary of the Senate be instructed to purchase fifteen dollars worth of postage for each Member of the Senate, which motion prevailed.

Upon motion of Senator Finney, the Senate adjourned to meet at 1:30 o'clock, p. m., Monday, April 23, 1945.



SEVENTY-FIRST LEGISLATIVE DAY

Monday, April 23, 1945.

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Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Ginder, Shirley Grennell, daughter of Senator Grennell, was made an Honorary Page for this legislative day.

Senator Nance moved that the President Pro Tempore be authorized to purchase for each member of the Senate, its President and its Secretary, copy of the Constitution, Annotated, as prepared by Honorable Robert L. Williams and re-edited by Mr. C. W. King, which motion prevailed.

COMMITTEE REPORTS

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 13 and 354,

each correctly engrossed and Senate Resolution No. 10 and Senate Bills Nos. 170 and 251 each correctly enrolled.

DACUS, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 13 and 354, each as amended, and ordered them returned to the Honorable House.

The President, in open session, signed Enrolled Senate Resolution No. 10 and ordered it referred to the Secretary of State.

Senator Braden presiding.

Senate Bill No. 170 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.

The President presiding.

Senate Bill No. 251 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.

The following Committee Report was submitted, the bill 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. 349, by Johnson (Creek), entitled:

An Act amending Section 369, Title 47, Oklahoma Statutes 1941; and declaring an 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.

PRUETT, Chairman.

#### MESSAGE

The following Message from the Honorable House was received and read:



MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussel, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts and Nevins,

An Act relating to the promotion of public health, authorizing any county to form a co-operative health department with the cities, towns, school districts and boards of education within its borders with the approval of the state board of health; authorizing and providing for combining funds appropriated for health purposes to be expended for purposes already provided by law for promotion of public health under direction of the state board of health; assigning code numbers; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 153 was ordered referred to the Governor for consideration.

## SECOND READING

The following bill was read for the second time and ordered referred to the Committee indicated:

ENGROSSED HOUSE BILL NO. 267—By HINES and BULLARD—Referred to Committee on Revenue, Taxation and Constitutional Amendments.

## GENERAL ORDER

HOUSE BILL NO. 433, by Shumate, of the House, and Dacus, of the Senate, was read and considered.

Upon motion of Senator Anderson, House Bill No. 433 was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the

Senate were suspended and House Bill No. 433 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 433 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Worthington.—30.

Not Voting: Carrier, Ginder, Grennell, Logan, Lowery, Nance, Norton, Wheeler, Williams.—9.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Mahan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Worthington.—30.

Not Voting: Carrier, Ginder, Grennell, Logan, Lowery, Nance, Norton, Wheeler, Williams.—9.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-



thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 433, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 357, by Carmichael, of the House, and Anderson, of the Senate, was read and considered.

Upon motion of Senator Anderson, House Bill No. 357 was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and House Bill No. 357 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Collier, Counts, Dacus, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Rinehart, Ritzhaupt, Speck, Wheeler, Williams.—24.

Nays: Brown, Cobb, Duffy, Finney, Gary, Ginder, Grennell, Paul, Pruett, Thornton, Trussel, Worthington.—12.

Not Voting: Burns, Goodpaster, Norton.—3.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams—30.

Nays: Brown, Ginder, Grennell, Paul, Pruett, Worthington.—6.

Not Voting: Burns, Goodpaster, Norton.—3.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 357, and ordered the same returned to the Honorable House.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 115, by Washington, be ordered withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments and printed and placed upon the Calendar.

### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Logan, Mahan, Nevins, Nichols, Paul, Porter, Rinehart, Ritzhaupt, Speck, Thornton, Trussel.—30.

Nays: Leonard, Neill, Norton, Pruett, Worthington.—5.

Not Voting: Lowery, Nance, Wheeler, Williams.—4.

Excused: Cowden, Sears, White.—3.



Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 473, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 426, by Reed and Hawthorne, was read and considered.

Senator Anderson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 426, line 6, page 1, by adding after the period the following: "Provided that the monthly salary of any deputy, clerk or other employee shall not exceed an amount greater than at least Ten (\$10.00) Dollars per month less than the monthly salary of the county officer under whom the said deputy, clerk or employee is employed. Provided that the provision of this Act shall not apply to the salaries of any deputies, clerks or employees in any county office where the maximum salary now provided by law is One Hundred Fifty (\$150.00) Dollars each per month or more."

### ANDERSON.

Senator Pruett submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 426, line 2, page 1, by adding after the word, "State," and before the word, "is," these words: "having a population of less than 40,000."

### PRUETT.

Senator Pruett asked unanimous consent, which was granted, to consider his amendment to line 2, page 1.

Senator Braden moved to table the Pruett amendment.

Senator Pruett raised a point of order against the Braden discussion of his motion, stating the motion was not debatable, which point of order was sustained.

The vote occurring on the Braden motion, it was declared adopted.

Senator Braden moved to reconsider the vote by which the Anderson amendment was adopted.

Senator Anderson asked unanimous consent, which was granted, to amend his amendment by inserting the words, "for deputies," after the words, "maximum salary" and before the word, "no."

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 426, line 2, page 1, by adding after the word, "authorized" and before the word, "in," the words "subject to the approval of the excise board."

THORNTON.

Senator Norton submitted the following amendment:

Mr. President: I move to amend House Bill No. 426, line 2, page 1, by adding after the word, "State," and before the word, "is," the following: "of less than 50,000 population according to the 1940 Federal Census."

NORTON.

The vote occurring on the Norton amendment, it was declared a tie vote, and the President cast a "Nay" vote, declaring the Norton amendment had failed of adoption.

Upon motion of Senator Nichols, the vote was reconsidered by which the Norton amendment failed of adoption.

Upon motion of Senator Nichols, the Norton amendment was declared adopted.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 426, by adding at the close of Section 1 these words: "Provided this Act shall not apply to any county having a population between 41,000 and 44,000, as shown by the Census of 1940."

PRUETT.

Senator Nance presiding.



Senator Leonard submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 426, line 6, page 1, by striking after the word, "exceed," the words and figures, "eighteen (18%) per cent," and substituting therefor the words and figures, "ten (10%) per cent."

LEONARD.

Upon motion of Senator Anderson, House Bill No. 426, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and House Bill No. 426, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 426 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Lowery, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Trussel, Wheeler, Williams.—29.

Nays: Norton, Paul.—2.

Not Voting: Goodpaster, Jones, Logan, Mahan, Neill, Speck, Thornton, Worthington.—8.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Leonard, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Trussel, Wheeler, Williams.—30.

Nays: Norton.—1.

Not Voting: Goodpaster, Jones, Logan, Mahan, Neill, Speck, Thornton, Worthington.—8.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 426, as amended, was ordered referred for engrossment.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 115, by Washington, was read and considered.

Senator Cobb submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 115, by substituting for the title and the bill the following:

AN ACT CREATING THE OFFICE OF GAME AND FISH WARDEN; PRESCRIBING HIS QUALIFICATIONS, POWERS AND DUTIES; AUTHORIZING THE STATE GAME AND FISH COMMISSION TO FIX HIS SALARY; PROVIDING FOR THE EMPLOYMENT OF GAME RANGERS AND OTHER EMPLOYEES BY THE STATE GAME AND FISH COMMISSION AT SALARIES FIXED THEREBY; REQUIRING SAID WARDEN, RANGERS AND EMPLOYEES TO EXECUTE BONDS; REPEALING SECTION 1, CHAPTER 19, TITLE 29, OKLAHOMA SESSION LAWS 1943, AND ALL ACTS AND PARTS OF ACTS IN CONFLICT WITH THIS ACT; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:



SECTION 1. The office of State Game and Fish Warden is hereby created. The Game and Fish Commission, at the first regular meeting, or as soon thereafter as practicable, shall elect a competent person to be known as the State Game and Fish Warden, who shall be its chief administrative officer and have charge of all activities under the jurisdiction of the Commission. He shall remain such during the pleasure of the Commission and shall take the oath of office prescribed by the constitution and file the same with the Secretary of State. No member of the State Game and Fish Commission, nor anyone who has served as a member thereof within one (1) year prior to his appointment as Warden shall be eligible for selection as State Game and Fish Warden.

SECTION 2. The State Game and Fish Warden shall be the chief Game and Fish enforcement officer and shall have charge of, direct, supervise and control all other Game and Fish enforcement officers and employees of the Commission. The compensation of the State Game and Fish Warden shall be fixed by the Commission. The State Game and Fish Warden shall give an official bond to the State of Oklahoma in the penal sum of Ten Thousand Dollars (\$10,000.00) conditioned for the faithful performance of the duties of his office. His bond shall be subject to the approval of the Governor and shall be filed in the office of the Secretary of State.

SECTION 3. The State Game and Fish Commission shall appoint such number of competent persons, as in its opinion, may be needed to discharge properly the duties devolving upon said Commission and who shall be known as State Game Rangers. Such number shall include those appointed State Game Rangers, and detailed to such administrative or office duty as, in the opinion of the Commission, may be advisable. The Commission shall also appoint such employees and stenographers as may be deemed necessary. The compensation and duties of such State Game Rangers, employees and stenographers shall be fixed by the Commission. All State Game Rangers and such other employees as the Commission may designate, shall give a bond in the amount of One Thousand Dollars (\$1,000.00) unless a larger amount is required by the Commission. State Game Rangers and all other employees shall be removable at the discretion of the Commission, or may be suspended without compensation by the State Game

and Fish Warden pending action of the Commission. The salary and expenses of the said State Game Warden, Rangers and employees shall be paid from the State Game and Fish Fund and from any other funds that may hereafter be appropriated for said purpose.

SECTION 4. Section 1, Chapter 19, Title 29, Oklahoma Session Laws 1943, and all Acts and parts of Acts in conflict with this Act are hereby repealed.

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 take effect and be in full force from and after its passage and approval.

COBB.

Senator Paul submitted the following amendment which was adopted:

Mr. President: I move to amend the Cobb amendment, by inserting after the words, "State Game and Fish Warden," and before the word, "who," in the second sentence of Section 1, the words "who shall be confirmed by the State Senate and"

PAUL.

Upon motion of Senator Cobb, House Bill No. 115, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Cobb, 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:

Ayes: Anderson, Anglin, Braden, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Leonard, Mahan, Nance, Neill, Nichols, Norton, Paul, Pruett, Rinehart, Speck, Thornton, Trussel, Worthington.—27.



Nays: Brown, Carrier, Grennell, Irby, Lowery, Nevins, Ritzhaupt, Williams.—8.

Not Voting: Jones, Logan, Porter, Wheeler.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Worthington.—31.

Nays: Brown, Carrier, Irby, Lowery, Williams.—5.

Not Voting: Logan, Porter, Wheeler.—3.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 115, as amended, was ordered referred for engrossment.

## MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 182—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States office of education in the training of physically vocationally handicapped persons and in the promotion of vocational education,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 182 were read as follows:

Amendment No. 1. Page 2, Section 1, Line 4 to 18 inclusive and Page 3, Section 1, Line 1 to 3 inclusive, strike the language and insert in lieu thereof the following: (of the printed Engrossed Senate Bill No. 182) "For the purpose of cooperating with the Office of Rehabilitation of the Federal Security Agency in the training and rehabilitation of eligible disabled persons according to the terms of Public Law 113, approved July 6, 1943 and Article 18, Chapter 34, Oklahoma Session Laws of 1937 (House Bill No. 285), providing for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment."

Amendment No. 2. By striking the Enacting Clause of Engrossed Senate Bill No. 182, Line 10, Page 1.

Upon motion of Senator Lowery, the Senate refused to concur in Engrossed House Amendments to Engrossed Senate Bill No. 182 and asked the Honorable House to grant a conference thereon, the Presiding Officer appointing Senators Thornton, Lowery, Rinehart and Dacus as the Senate Conferees.

Senator Paul moved that the vote be reconsidered by which SENATE CONCURRENT RESOLUTION NO. 24, by Brown and White, was ordered stricken from the Calendar, which motion prevailed.



### GENERAL ORDER

SENATE CONCURRENT RESOLUTION NO. 24, by Brown and White, was read and considered.

Senators Nevins, Cobb, Gary, Anglin, Mahan, Porter, Irby, Chapman, Braden, Counts, Goodpaster, Neill, Worthington, Lowery, Jones, Thornton, Grennell, Dacus and Paul asked to be made co-authors of Senate Concurrent Resolution No. 24, which was the order.

Upon motion of Senator Paul, Senate Concurrent Resolution No. 24, as amended, was adopted and ordered referred for engrossment.

HOUSE BILL NO. 448, by Gullett, et al, was read and considered.

Upon motion of Senator Burns, House Bill No. 448 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 448 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Williams, Worthington.—33.

Not Voting, Anderson, Logan, Mahan, Nichols, Speck, Wheeler.—6.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Williams, Worthington.—33.

Not Voting: Anderson, Logan, Mahan, Nichols, Speck, Wheeler.—6.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 448, and ordered the same returned to the Honorable House.

Referring further to ENGROSSED HOUSE BILL NO. 261:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 261, and ordered the same returned to the Honorable House.

Referring further to ENGROSSED HOUSE BILL NO. 150:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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.

By unanimous consent, Senator Pruett submitted the following amendment to Engrossed House Bill No. 150, which was adopted:

Mr. President: I move to amend the title of House Bill No. 150 to harmonize with the body of the bill by striking these words therefrom: "contain a provision that said contract shall"

PRUETT.

House Bill No. 150, as amended, was ordered referred for engrossment.

Referring further to ENGROSSED HOUSE BILL NO. 282:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard,

Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 282, and order the same returned to the Honorable House.

Referring further to HOUSE BILL NO. 432:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 432, and ordered the same returned to the Honorable House.

Referring further to ENGROSSED HOUSE BILL NO. 437:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Car-



rier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 437, as amended, was ordered referred for engrossment.

Referring further to ENGROSSED HOUSE BILL NO. 146:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 146, and ordered the same returned to the Honorable House.

Referring further to ENGROSSED HOUSE BILL NO. 299:

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—39.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 299, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 512, by Sherman and McCarty, was read and considered.

Upon motion of Senator Burns, House Bill No. 512 was advanced to engrossment and third reading.

Upon motion of Senator Burns, the rules of the Senate were suspended and House Bill No. 512 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 512 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Thornton, Trussel, Williams, Worthington.—33.

Not Voting: Anderson, Logan, Mahan, Nichols, Speck, Wheeler.—6.



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Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 512, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has refused to concur to Conference Committee Report on:

ENGROSSED HOUSE BILL NO. 207—By Oerke,

An Act amending Section 941, Title 21, Oklahoma Statutes of 1941, relating to gambling; making violation a felony and fixing the punishment therefor; repealing all Acts or parts of Acts in conflict herewith,

and asks for further Conference thereon. The following named Representatives are appointed as House Conferees: Reed, Weaver and Bradley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for a further conference on Engrossed House Bill No. 207 be granted and Senate Conferees be appointed which motion prevailed, the Presiding Officer appointing Senators Jones, Counts and Collier.

President Pro Tempore Paul presiding.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 363, by Committee on Fish and Game, was taken up for consideration and read at length.

Senator Cobb submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 363, line 5, page 6, after the word "gigs" and before the word "or" by inserting the words "seines, traps"

COBB.

By unanimous consent, House Bill No. 363 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 363 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 363 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Gary, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Rinehart, Speck, Trussel, Worthington.—22.

Nays: Braden, Brown, Counts, Finney, Ginder, Goodpaster, Irby, Paul, Porter, Pruett, Ritzhaupt, Thornton, Wheeler.—13.

Not Voting: Anderson, Grennell, Mahan, Williams.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Nichols served notice that he would on some future legislative day move to reconsider the vote by which House Bill No. 363 failed of passage.

### MESSAGE

The following Message from the Honorable House was received and read:



MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House has discharged their Conferees on:

ENGROSSED HOUSE BILL NO. 218—By Arrington, Evans, Standley and Montgomery,

An Act making provisions for community property law; providing that the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof and the rights and remedies of creditors in relation thereto; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing 32 Oklahoma Statutes annotated, Sections 51 to 65 inclusive; declaring an emergency, and providing that this Act, as to husbands and wives who elected under 32 Oklahoma Statutes annotated, Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Sections 51, 52 and 53, Title 32, Oklahoma Statutes annotated,

and the House of Representatives asks that your Honorable Body also discharge your Conferees.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Nance moved that the request of the Honorable House be granted and the Senate Conferees on Engrossed House Bill No. 218 be discharged.

Senator Jones raised the point of order that the remarks being made referred to the Bill and not to the motion before the Senate.

President Pro Tempore Paul ruled that all future remarks must be made to the motion before the Senate.

Senator Norton moved the previous question be now put, which motion prevailed.

Senator Leonard moved that the Honorable House be requested to confer further on House Bill No. 218.

Senator Nance raised a point of order that the previous question had been ordered and was now before the Senate, which point was sustained by the President Pro Tempore.

The vote occurring on the Nance motion, it was declared adopted.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 426 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 426 as amended and ordered it returned to the Honorable House.

### MESSAGES

The following Message from the Honorable Governor was received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

GENTLEMEN:

This is to advise you that on April 19, 1945, I signed

ENROLLED SENATE BILL NO. 226—By Committee  
on Roads and Highways,

An Act appropriating all funds and revenues accruing in the state highway construction and maintenance fund from any and all sources during the biennium ending June 30, 1947, to be used and expended by the state highway commission of the State of Oklahoma, to pay the expenses of operating and maintaining the department of highways of the state of Oklahoma and the expenses incurred in con-



structing and maintaining state highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the department of highways and the construction and maintenance of roads and highways; providing that no part of the funds appropriated shall be expended to pay any obligation incurred in connection with the operation of the department of highways or the construction or maintenance of highways prior to June 30, 1935; providing that no obligation shall be incurred during any fiscal year in excess of unencumbered cash in the state highway construction and maintenance fund; and declaring an emergency, and

ENROLLED SENATE BILL NO. 288—By Speck of the Senate and Jones of the House,

An Act amending Title to Senate Bill No. 35, 20th Oklahoma Legislature and Sections 9, 10, 13, 18 and 19, relating to the levying and collection of taxes in irrigation districts having construction contracts with the federal government; providing for certain corrections and substitutions of new words therein; and declaring an emergency, and

ENROLLED SENATE BILL NO. 297—By Rinehart and Collier,

An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the second World War, authorizing such contracts to be renegotiated with the original contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency, and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 468—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and the Special Sub-committee on Public Health and Sanitation,

An Act defining and regulating hospitals, sanatoriums, rest homes, nursing homes, and related institutions; providing for the granting, suspending and revoking of licenses therefor; prescribing duties of State Health Commissioner, creating a State Advisory Council, providing other details, providing penalties for violation of Act; repealing 74 O. S. 1941 § 176, modifying or repealing Acts in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 406—By Agriculture Committee,

An Act relating to trade marks and labels; amending Title 78, Oklahoma Statutes, 1941, Section 12, to provide that names, marks, and devices appearing upon milk or cream cans may be filed in the office of the State Department of Agriculture; amending Title 78, Oklahoma Statutes, 1941, Section 13, to require the President of the State Board of Agriculture to enforce the provisions of the laws relating to names, marks, or devices placed upon milk or cream cans; prescribing fees for the recovery of cans by the State Department of Agriculture and providing for payment of transportation costs; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 359—By Committee on Aviation,

An Act to empower municipalities and other political subdivisions to promulgate, administer and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports, and to acquire, by purchase, grant, or condemnation, air rights and other interests in land; to provide penalties and remedies for violations of this Act or of any ordinance or regulation made under the authority conferred herein; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 395—By Price,

An Act relating to registration of electors; amending 26 O. S. 1941 § 101b, Subsection (a); 26 O. S. 1941 § 101f;



26 O. S. 1941 § 101c, Subsection (e) ; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 296—By Mountcastle,

An Act providing for uniting in certain instances, proceedings for probate of wills of two (2) or more deceased persons in one proceeding, proceedings for administration of estates of two (2) or more deceased persons who died intestate in one proceeding, and proceedings for probate of wills of one (1) or more deceased person and proceedings for the administration of estates of one (1) or more deceased persons who died intestate in one proceeding, and for granting of letters testamentary and/or letters of administration, as case may be, and for administration of such estates in one proceeding, provided, that in all cases the court granting such letters has jurisdiction of each of the proceedings so united; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 513—By Bradley and Impson,

An Act authorizing the Commissioner of Public Safety to employ six (6) investigators and enforcement officers; fixing their salaries; providing they shall be on the payroll of the Oklahoma Tax Commission; prescribing their duties; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 326—By Billingsley,

An Act amending Title 19, Chapter 6, Session Laws 1943, relating to salaries and compensation for county officers, regular deputies and part-time deputies, by adding a new section to said chapter to be known as Section 27-A; providing that the salaries and compensation for county officers, regular deputies and part-time deputies in counties having a population in excess of sixty thousand (60,000) and not to exceed sixty-five thousand (65,000) based upon the federal decennial census of 1940 or any succeeding federal decennial census, and an assessed net valuation of less than twenty million two hundred thousand (\$20,200,000) dollars as of 1942 and each succeeding biennial net assessed valuation, shall be fixed as provided in said Section 27-A; providing for the appointment of a county probation officer in said counties and fixing the salary thereof and prescribing his powers and duties; and declaring an emergency; and,

ENROLLED HOUSE BILL NC. 348—By Johnson (Creek),

An Act relating to the State Highway Commission; authorizing said Commission to purchase automobiles at not to exceed Seventeen Hundred Fifty Dollars (\$1750.00) for use by said Commission and its employees in carrying out the duties now or hereafter imposed on said Commission by the laws of the State; limiting the number of passenger automobiles that may be owned, used or maintained by said Commission; providing the manner of making such purchase; repealing 69 O. S. 1941 § 45, insofar as it conflicts herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 452—By Singleton,

An Act relating to public funds of counties, cities, towns, and school districts, under Sections 16 and 19 of Article 10, Oklahoma Constitution, defining recovery of public money previously expended as restoration and not new income and revenue; prescribing conditions and procedures for accounting for funds recovered, whether by reimbursement or compensation for service, use, or sale; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 450—By Mitchelson and Russell,

An Act making consolidated appropriations from the General Revenue Fund for the fiscal year ending June 30, 1946, to the Oklahoma State Regents for higher education, to be allocated to the institutions comprising the Oklahoma State System of Higher Education; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 303—By Welch,

An Act relating to public health, authorizing the State Department of Health to cooperate with federal agencies in public health programs, and to accept grants of money, personnel and property for the programs relating to public health, providing system for accounting and disbursing federal funds granted to the State Health Department, authorizing State Health Department to accept grants and donations from foundations and other persons and agencies for public health purposes; and declaring an emergency; and,



ENROLLED HOUSE BILL NO. 477—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation,

An Act relating to public health, making appropriations to aid in financing county and district health departments or county co-operative health department, prescribing duties of State Commissioner of Health, making appropriations non-fiscal; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 476—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation,

An Act to provide for the making of a survey of all hospital and health center facilities within the State of Oklahoma, providing for the development of programs for the construction of public and other non-profit hospitals, making an appropriation; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 343—By Mountcastle,

An Act providing that in any proceedings had in administration of intestate estates or for the probate of wills, or for the termination of life estates or joint tenancies, the official notification by the Government of the United States of the death of any person while in the military or naval service shall be prima facie of the fact of death; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 459—By Ward and Shelton,

An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this State, having a population of not less than twenty-one thousand five hundred (21,500) nor more than twenty-two thousand (22,000), and an assessed net valuation of Eight Million Dollars (\$8,000,000.00) or less; creating a County Law Library Fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such Law Library and Library Fund; creating a Board of Trustees for such Law Library and defining their duties; declaring provisions of this Act to

be severable and repealing all laws and parts of laws in conflict therewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 319—By Holt, Barr, Medlock, Reed and Shumate,

An Act authorizing cities and towns to establish and build up an emergency fund from income from utilities; providing said fund shall be non-fiscal and excluded from items of cash on hand in making estimates for appropriations; providing this Act shall be accumulative; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 316—By Focht,

An Act relating to teachers' contracts and authority for employment of teachers in the public schools of the State; amending Section 1, Chapter 5, Title 70, Session Laws 1943, to authorize employment of part-time teachers in special subjects, including music; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 412—By Singleton,

An Act providing for the governance and control of armories and armory buildings; granting authority to the Adjutant General in regard to armories; providing for appointment of armory boards and temporary armory boards; defining powers and duties of such boards; providing for leasing and other use of armories; providing for collection, use and disposition of receipts from use of armories; repealing all existing statutes and laws in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 403—By Barr,

An Act authorizing and directing the State Highway Commission to comply with the order of the court in cause No. 32246 in the Justice of the Peace Court of Ben Lafon, Oklahoma City District, Oklahoma County, by paying the sum of Sixty-two Dollars and Fifty Cents (\$62.50); authorizing the payment to be made to Wayland E. McCarty as successor to Ben Lafon as such justice of the peace; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 516—By Bradley of the House, and Braden of the Senate,

An Act providing for the construction, equipping and



furnishing of building or additions to existing buildings on the campus of the Eastern Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fee to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 468, 406, 359, 395, 296, 513, 326, 348, 452, 450, 303, 477, 476, 343, 459, 319, 316, 412, 403, and 516 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 508—By Wilson, Speakman, Arms, Barr, Focht, Foley, Gibbs, Harshbarger, Holt, Hunt, Klinglesmith, McCarty, McCubbins, Medlock, Oerke, Reed, Sherman, Shipley Singleton, Starr, Toaz, Van Dyck, Weaver, Williams and Wright,

An Act amending Section 2, Title 85, Oklahoma Session Laws 1943, by providing a different measure of pay-

ment to "physically impaired persons" who receive a subsequent injury; providing for an appropriation out of the governor's contingency fund to supplement the special indemnity fund set up and provided for in Section 3, Title 85, Oklahoma Session Laws 1943; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 344—By Arrington of the House and Rinehart of the Senate,

An Act authorizing and directing the corporation commission of the state of Oklahoma to issue certificate as to the facts and development for the production of oil and gas of tracts of land within the state of Oklahoma, as disclosed by its records; providing a fee therefor; providing for the recording of such certificates; prescribing the effect thereof; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 355—By Holt, Barnhart, Langley, Rowe and Segrest,

An Act amending 21 O. S. 1941 § 1836; relating to the recording of deeds or other instruments which purport to convey any right, title, or interest in restricted Indian homesteads, and to the execution and recording of any such instruments relating to any lands where the grantor therein is without color of title and clouding the title to such real estate; providing that such Acts shall be a misdemeanor and fixing the penalty therefor; setting forth procedure for removal of such clouds, and repealing conflicting laws, and

ENROLLED HOUSE BILL NO. 342—By Mountcastle,

An Act relating to determination of life estates and estates in joint tenancy; amending 58 O. S. 1941, 911; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 273—By Hughes,

An Act relating to the correction of errors upon the tax rolls in any county, authorizing the board of county commissioners to hear and determine allegation of erroneous entries, assessments and charges for tax in certain instances, before and after the taxes are paid; providing for proper procedures relating thereto; preserving jurisdiction of county board of equalization where applicable; providing for refund of taxes paid not more than



one (1) year prior to claims; providing for corrections; assigning a code number; repealing 68 O. S. 1941, § 184d; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 463—By Wallace (Oklahoma) of the House and Nance and Burns of the Senate,

An Act amending 70 Oklahoma Statutes 1941, Sections 1251, 1252, 1255, 1256 and 1259; relating to the school of medicine of the University of Oklahoma and to hospitals used as teaching and training schools in connection therewith; authorizing the board of regents of the University of Oklahoma to prescribe rules and regulations for said school of medicine and said hospitals; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 514—By Shelton,

An Act providing for the establishment, housing maintenance and operation of a county law library for every county of this state having a population of not less than twenty thousand five hundred (20,500), nor more than twenty-one thousand (21,000), and an assessed net valuation of not less than eleven million five hundred thousand dollars (\$11,500,000.00) nor more than twelve million dollars (\$12,000,000.00); creating a county law library fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such law library and library fund; creating a board of trustees for such law library and defining their duties; declaring provisions of this Act to be severable and repealing all laws and parts of laws in conflict therewith; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 508, 344, 355, 342, 273, 463, and 514 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.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 338, by Dees, was taken up for consideration and read at length.

Upon motion of Senator Dacus, House Bill No. 338 was advanced to engrossment and third reading.

Upon motion of Senator Dacus, 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Williams, Worthington.—30.

Not Voting: Chapman, Gary, Goodpaster, Irby, Nevins, Pruett, Thornton, Trussel, Wheeler.—9.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Speck, Williams, Worthington.—30.

Not Voting: Chapman, Gary, Goodpaster, Irby, Nevins, Pruett, Thornton, Trussel, Wheeler.—9.



Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 338, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 174, by Reed, 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. 174 by substituting therefor the following:

AN ACT PROVIDING FOR THE ENFORCEMENT OF THE SAME RATE OF MOTOR FUEL TAXES ON MOTOR FUELS, SUBJECT TO THE EXISTING LAWS, IN EXCESS OF TWENTY GALLONS WHERE SUCH EXCESS MOTOR FUEL IS CONNECTED OR CONNECTABLE, WITH THE CARBURETOR OR ENGINE BY ANY DEVICE WHATSOEVER, BROUGHT INTO THIS STATE BY ANY MOTOR VEHICLE; PROVIDING FOR THE ENFORCEMENT THEREOF, EXPRESSING THE INTENTIONS OF THE LEGISLATURE, MAKING DISTRIBUTION OF THE COLLECTIONS UNDER THE ACT, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Oklahoma Tax Commission, in conjunction with the Department of Public Safety, shall enforce the provisions of this Act. The Oklahoma Tax Commission shall make and promulgate reasonable rules and regulations intended to collect the revenue arising hereunder and for the payments thereof, in conformity with the provisions of the Uniform Procedure Act.

SECTION 2. Motor-vehicle fuels in excess of twenty

gallons in the supply tank of any truck, bus, or other vehicle, which is regularly connected with the carburetor of the engine or the engine of any such vehicle, or which may be so connected by any mechanical device, and which are brought into this State shall be liable for the payment of the tax imposed by this State upon motor-vehicle fuels as provided by the laws of the State, the same as if the fuel had been purchased in this State for consumption in such vehicle.

SECTION 3. The Legislature hereby declares that it does not intend to place any burden upon the transportation of motor-vehicle fuels in interstate commerce under such circumstances as the constitution and statutes of the United States of America preclude, but deems the tax herein levied upon motor-vehicle fuels and the regulations as provided herein necessary to the effective collection of a tax already imposed on motor-vehicle fuels in motor vehicles upon the highways of this State.

SECTION 4. All collections made by the Oklahoma Tax Commission under the provisions of this Act shall be distributed according to the same distribution of the like tax imposed upon the purchase of like fuels in the State of Oklahoma.

SECTION 5. The Oklahoma Tax Commission is hereby authorized to enter upon reciprocity agreements with states imposing a like tax upon motor-vehicle fuels carried into that State by motor vehicles, provided that State is authorized to enter upon like agreements with the State of Oklahoma.

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.

NANCE.

Upon motion of Senator Nance, House Bill No. 174, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 174 was considered engrossed and placed upon third reading and final passage.



THIRD READING

HOUSE BILL NO. 174 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Wheeler, Worthington.—27.

Nays: Burns, Carrier, Cobb, Norton, Trussel, Williams.—6.

Not Voting: Chapman, Gary, Goodpaster, Irby, Leonard, Nevins.—6.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Chapman, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Worthington.—30.

Nays: Burns, Carrier, Cobb, Norton, Williams.—5.

Not Voting: Gary, Goodpaster, Leonard, Nevins.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 174 was ordered referred for engrossment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 158, by Committee on Veterans Affairs, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 158 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 158 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 158 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Gary, Goodpaster, Leonard, Nevins.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Logan, Lowery,



Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Gary, Goodpaster, Leonard, Nevins.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 158, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 504, by Committee on Veterans Affairs, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 504 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 504 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 504 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Gary, Goodpaster, Leonard, Nevins.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Ginder, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Gary, Goodpaster, Leonard, Nevins.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 504, and ordered the same returned to the Honorable House.

Senator Nance presiding.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 506, by Choate, et al, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 506 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 506 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 506 was read for the third time at length.



The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Nays: Anderson, Burns, Ginder, Grennell, Neill, Norton.—6.

Not Voting: Chapman, Gary, Leonard.—3.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Goodpaster, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Nays: Anderson, Burns, Ginder, Grennell, Neill, Norton.—6.

Not Voting: Chapman, Gary, Leonard.—3.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 506, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 150 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 150 as amended and ordered it returned to the Honorable House.

Senator Nance presented to the Senate, former United States Senator Josh Lee, who spoke briefly.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 425, by Taylor, was taken up for consideration and read at length.

Senator Counts moved that House Bill No. 425 be advanced to engrossment and third reading.

Senator Collier, as a substitute, moved that further consideration of House Bill No. 425 be indefinitely postponed.

Senator Rinehart moved to table the Collier motion, which motion failed of adoption.

The vote occurring on the Collier motion, it was declared adopted.

Senator Counts served notice that he would on some future legislative day, move to reconsider the vote by which House Bill No. 425 was indefinitely postponed.

#### GENERAL ORDER

HOUSE BILL NO. 372, by Committee on Agriculture, was read and considered.

Senator Mahan asked unanimous consent, to which Senator Worthington objected, that the emergency section to House Bill No. 372 be stricken.

Upon motion of Senator Grennell, House Bill No. 372 was advanced to engrossment and third reading.



Upon motion of Senator Grennell, the rules of the Senate were suspended and House Bill No. 372 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 372 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—34.

Nays: Paul.—1.

Not Voting: Anglin, Chapman, Ginder, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—34.

Nays: Paul.—1.

Not Voting: Anglin, Chapman, Ginder, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 372, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 62, by Underwood, was read and considered.

Upon motion of Senator Irby, House Bill No. 62, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Irby, the rules of the Senate were suspended and House Bill No. 62, as amended, 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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority



of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 62, as amended, was ordered referred for engrossment.

### GENERAL ORDER

HOUSE BILL NO. 49, by Tolbert and Foley, was read and considered.

Upon motion of Senator Paul, House Bill No. 49 was advanced to engrossment and third reading.

Upon motion of Senator Paul, the rules of the Senate were suspended and House Bill No. 49 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:

Ayes: Anderson, Braden Brown, Burns, Carrier, Cobb,

Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—35.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused: Cowden, Sears, White.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 49, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 126, by Committee on Aviation, was read and considered.



By unanimous consent, House Bill No. 126 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 126 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:

Ayes: Anderson, Braden, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Nays: Brown, Irby, Paul.—3.

Excused: Cowden, Sears, White.—3.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Nays: Brown, Irby, Paul.—3.

Excused: Cowden, Sears, White.—3.

Not Voting: Anglin, Chapman, Counts, Goodpaster.—4.

Excused on Account of Military Service: Fine, Phillips.—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. 126, and ordered the same returned to the Honorable House.

Senator Jones moved that the vote be reconsidered by which HOUSE BILL NO. 354 was passed by the Senate, which motion prevailed.

Senator Jones moved that the vote be reconsidered by which his Amendment to House Bill No. 354 was adopted, which motion prevailed.

Senator Jones moved that House Bill No. 354 be placed upon the Calendar for consideration, which motion prevailed.

Upon motion of Senator Finney, further consideration of House Bill No. 354 was indefinitely postponed.

President Pro Tempore Paul presiding.

Senator Ritzhaupt asked unanimous consent, which was granted, that HOUSE BILL NO. 132, by Toaz, et al, be ordered withdrawn from the Committee on Revenue, Taxation and Constitutional Amendments and placed upon the Calendar.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 132, by Toaz, et al, was taken up for consideration and read.

Senator Ritzhaupt submitted the following amendment:

SENATE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 132—By TOAZ, BILES, OERKE, TAYLOR and WRIGHT.

AN ACT RELATING TO COMPULSORY SCHOOL ATTENDANCE; REQUIRING ATTENDANCE IN SCHOOL OF CHILDREN OF CERTAIN AGES WITH EXCEPTIONS; PROVIDING FOR APPOINTMENT, SALARY



AND MILEAGE OF COUNTY TRUANCY OFFICERS; AUTHORIZING APPOINTMENT OF TRUANCY OFFICERS IN INDEPENDENT DISTRICTS; PROVIDING FOR PAYMENT OF SALARIES AND MILEAGE AND PROCEDURE IN CONNECTION THEREWITH; AUTHORIZING TRUANCY OFFICERS TO ARREST VIOLATORS OF THIS ACT AFTER NOTICE; PRESCRIBING PENALTIES FOR VIOLATION; REPEALING 70 O. S. 1941 § § 401, 402, 405; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. It shall be unlawful for any parent, guardian or custodian, living in the State of Oklahoma, to neglect, or refuse to cause or compel, any person or persons who are, or may be under his control as children or wards, to attend and comply with the rules of some public, private, or other schools unless other means of education are provided, for the full term the schools of the district are in session, which shall apply to all children of the district over the age of seven (7), and under the age of eighteen (18), unless they are prevented by mental or physical disability, the question of disability to be determined by the school district board or board of education upon a certificate of duly licensed and practicing physician. Provided, however, that this requirement shall not apply to a child between the ages of sixteen (16) and eighteen (18) years who is (1) regularly and lawfully employed and has satisfactorily completed the work of the eighth grade of public schools, or its equivalent, or (2) who has satisfactorily completed the full course of instruction provided by the public schools of the district where he resides.

SECTION 2. It shall be the duty of the superintendent or the head teacher of each school in the state of Oklahoma to keep a full and complete record of the attendance of all children in such school, and a report of violators of attendance law shall be made monthly to the truancy officer provided for hereinafter.

SECTION 3. The Board of County Commissioners shall appoint a county truancy officer whose duty it shall be to enforce the provisions of this Act in all schools of the county; provided, however, that the board of education of any independent district may appoint a truancy officer who shall have authority over such independent

district; and provided further that until truancy officers are appointed in independent districts, the county truancy officer shall have jurisdiction over said districts.

SECTION 4. The truancy officers provided for herein shall have the power to arrest any person violating the provisions of this Act; provided, however, that upon receiving the monthly report of violations such officer shall first notify in writing the parents, guardians or other persons violating the provisions of this Act that if compliance is not shown within 10 days from such notice with the attendance laws, such persons will be proceeded against for violation of this Act.

SECTION 5. The salary of the county truancy officer shall be fixed by the Board of County Commissioners upon recommendation of the county superintendent, but such salary in no event shall exceed the salary of the county superintendent. In the case of a truancy officer appointed by the board of education of an independent district, the salary shall be fixed by the board of education upon recommendation of the superintendent of such district. Prior to the preparation of the financial statement and estimate of needs of each district of the county, the county superintendent shall pro-rate between the districts the amount each is required to contribute toward payment of the salary of the county truancy officer, and such amount shall be based upon scholastic enumeration in the district. Upon being notified of the amount required to be furnished by a given district, such district shall include within its budget such amount and shall issue its warrant payable to the county treasurer in such amount for credit to a special fund to be designated "County Truancy Officers' Fund." Upon claims presented by such officer to the county clerk, county warrants in payment of such officer's salary shall be issued monthly as are other county warrants; provided further that the board of county commissioners shall include within the county budget a sum equal to, but not to exceed, the minimum amount allowed by law for mileage of the county superintendent, and such amount so included shall be subject to expenditure upon sworn and itemized claims for mileage of the county truancy officer; provided, however, that the salary of truancy officers in independent districts shall be paid by such districts out of appropriations within the budgets of said districts. The county superintendent shall include in his



requests for appropriations to cover office expense a sum adequate to cover the miscellaneous office expense of the county truancy officer.

**SECTION 6.** Any person who has been ordered by a truancy officer to show compliance with this Act and who refused or fails so to do within the period specified hereinabove shall be guilty of a misdemeanor and upon conviction therefor shall be fined twenty-five (\$25.00) dollars for each separate offense, which sum shall be credited to the school fund of the district in which the offending party resides.

**SECTION 7.** Any superintendent or head teacher who fails to comply with the provisions of this Act, shall be guilty of a misdemeanor and upon conviction therefor shall be fined twenty-five (\$25.00) dollars for each separate offense, which sum shall be credited to the school fund of the district in which the offending party teaches.

**SECTION 8.** 70 O. S. 1941 § § 401, 402, 405 are hereby repealed.

**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.

RITZHAUPT.

By unanimous consent, further consideration of House Bill No. 132 was deferred for this legislative day.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bills Nos. 115, 174 and 437 and Senate Concurrent Resolution No. 24, each, correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 115, 174 and 437, each as amended, and ordered the bills returned to the Honorable House.

The President Pro Tempore, in open session, signed

Engrossed Senate Concurrent Resolution No. 24 and ordered the resolution transmitted to the Honorable House for consideration.

The President Pro Tempore announced matters were on the desk of the President for the consideration of the Senate in executive session.

Upon motion of Senator Finney, the Senate closed its doors and went into executive session.

The Senate reassembled in open session, with President Pro Tempore Paul presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Carrier, advised and consented to the executive nomination of FRANK HAWKINS, Enid, Oklahoma, as a Member of the Oklahoma Employment Security Commission, to succeed himself, for a term of six years, said term beginning May 21, 1945, and ending May 20, 1951.

The Senate, in executive session, and upon motion of Senator Thornton, advised and consented to the executive nomination of JOE R. HOLMES, Muskogee, Oklahoma, as a Member of the State Board of Education for a term to succeed himself, said term to end April 1, 1950.

The Senate, in executive session, and upon motion of Senator Mahan, advised and consented to the executive nomination of R. B. CONNER, of Pawhuska, Oklahoma, as Warden of the State Penitentiary at McAlester, Oklahoma, to succeed Fred Hunt, resigned (said term to expire May 23, 1945).

### 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 Public Health and Welfare, to whom was referred Engrossed House Bill No. 398 by Tankersley, entitled:

An Act relating to dependent, neglected and delinquent children, amending 10 O. S. 1941 § 101, to define dependent, neglected and delinquent children; making the law ap-



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plicable to children under the age of Eighteen (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.

IRBY, Chairman.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 62 correctly engrossed

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 62 as amended and ordered it returned to the Honorable House.

#### MESSAGES

The following Messages from the Honorable House were received and read:

##### MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 510—By Langley,

An Act providing for the disposition of actual cash surplus of any fund, other than sinking funds, for any fiscal year; defining the term "actual cash surplus"; Amending Title 68, Section 298, Oklahoma Statutes of 1941; and declaring an emergency; and

ENGROSSED HOUSE BILL NO. 458—By Montgomery, Baldwin, Carey, Mitchelson, Morris, Reed, Russell, Speakman and Wallace (Oklahoma),

An Act amending Section 10, Title 38, Oklahoma Statutes, 1941, relating to qualifications and exemptions of jurors so it may be certain that women having like qualifications as men may serve as jurors; and declaring an emergency,

and to advise you, and through you, the Honorable Sen-

ate, that the same have been passed by the House and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced First Readings of Engrossed House Bills Nos. 510 and 458.

MR. PRESIDENT:

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. 218—By Arrington, Evans, Standley and Montgomery,

An Act making provisions for community property law; providing that the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof and the rights and remedies of creditors in relation thereto; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution or marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing 32 Oklahoma Statutes Annotated, Sections 51 to 65, inclusive; declaring an emergency, and providing that this Act, as to husbands and wives who elected under 32, Oklahoma Statutes Annotated, Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Sections 51, 52 and 53, Title 32, Oklahoma Statutes Annotated,

and the Bill has been passed by the House of Representatives AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

As provided under a previous motion, the Senate adjourned to meet at 1:30 o'clock, p. m., Tuesday, April 24, 1945.



SEVENTY-SECOND LEGISLATIVE DAY

Tuesday, April 24, 1945

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Pursuant to adjournment, the Senate met at 1:30 p.m., and was called to order by President Berry.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Chapman, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Ritzhaupt, Miss Sara Louann Williams, of Carthage, Missouri, was made Honorary Assistant Journal Clerk for this legislative day.

COMMITTEE REPORTS

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 Engrossed House Bill No. 430, by Committee on Judiciary No. 2, entitled:

An Act amending Section 3, 8 and 9 of Title 32, O. S. 1941, relating to duties of husband and wife as to support of either, and as to holding of property and providing for inventory of separate personal property of either; providing

for liability for acts and debts of spouse, and abolishing curtesy and dower; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same that it be printed and placed on the calendar without recommendation.

PRUETT, Chairman.

Mr. President: We, your Committee on Judiciary Number One, to whom was referred Engrossed House Bill No. 401, by Evans, entitled:

An Act amending Section 4, Title 16, Oklahoma Statutes of 1941, requiring deeds, mortgages or other conveyances relating to real estate, except leases for a period not to exceed on (1) year, to be in writing and signed by the grantors, and requiring conveyances and contracts thereof from a spouse as grantor to the other spouse as grantee; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PRUETT, Chairman.

## SECOND READING

The following bills were read for the second time and ordered referred to the Committees indicated:

ENGROSSED HOUSE BILL NO. 458—By Montgomery, Baldwin, Carey, Mitchelson, Morris, Reed, Russell, Speakman and Wallace (Oklahoma)—Referred to Committee on Legal Advisory.

ENGROSSED HOUSE BILL NO. 510—By Langley.

Upon request of Senator Gary, House Bill No. 510 was ordered printed and placed upon the Calendar without reference to a Committee.

## GENERAL ORDER

HOUSE BILL NO. 148, by Flanagan and Logan, was read and considered.

Upon motion of Senator Logan, House Bill No. 148 was advanced to engrossment and third reading.



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Upon motion of Senator Logan, the rules of the Senate were suspended and House Bill No. 148 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 148 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Cobb, Collier, Dacus, Duffy, Gary, Goodpaster, Irby, Jones, Logan, Mahan, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Sears, Speck, Thornton, White.—25.

Nays: Carrier, Finney, Ginder, Grennell, Lowery, Norton, Paul, Ritzhaupt, Trussel, Williams, Worthington.—11.

Not Voting: Counts, Leonard, Neill, Wheeler.—4.

Excused: Chapman, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Worthington.—31.

Nays: Finney, Ginder, Norton, Paul, Williams.—5.

Not Voting: Counts, Leonard, Neill, Wheeler.—4.

Excused: Chapman, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 148 was ordered referred for engrossment.

Senator Nichols moved that the Senate work under a Call, which motion prevailed.

Upon the roll being called, the President announced there were no absentees.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 11.—By Reed,

An Act amending 68 O. S. 1941 § 880, Subdivision (g), relating to deductions from gross income in computing income tax; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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. 278—By Tankersley,

An Act authorizing boards of county commissioners to rent road machinery and equipment on a monthly basis, such rental contracts to provide that if the board of county commissioners rents such machinery as equipment for thirty months or lesser term the lessor shall execute and deliver a bill of sale thereto to the board of county com-



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missioners, prohibiting the board of county commissioners from obligating the county beyond the fiscal year in which the rental contract or the extension thereof is entered into, declaring intention of the Act; and declaring an emergency,

and the Bill has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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. 8  
—By Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Hawthorne, Levergood, Medlock, Reed, Rowe, Segrest, Taylor and Williams,

A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the State from twenty-one (21) years to eighteen (18) years; providing for the submission of said amendment to the people for their approval or rejection,

and the Resolution has been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 234 — By Goodpaster,

An Act appropriating Eighty-seven and Fifty One-hundredths (\$87.50) Dollars to Henry S. Knight, Secretary of the Craig County Election Board of Vinita, Oklahoma, for payment as secretary of said board during the months of December, 1942, and January, February, March, April, May and June, 1943; said appropriation to be made from

the General Revenue Fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946; and,

ENGROSSED SENATE BILL NO. 143—By Cobb of the Senate, and Wright of the House,

An Act authorizing the United States to establish and operate federal game refuges, federal fish hatcheries and other conservation activities in Oklahoma provided previous notice of such activities is given the State of Oklahoma and approval given by the Game and Fish Commission of Oklahoma, and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 225—By Pruett of the Senate, and Morris and Baldwin of the House,

An Act providing for the construction and equipping of an Indian Arts and Crafts Building at or near Anadarko, Oklahoma, to be used as a part of the American Indian Exposition and to furnish a place to display and sell Indian artcraft products, making appropriations, providing for the letting of contracts, and providing for supervision,

and to advise you, and through you, the Honorable Senate, that the same have passed the House and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 234, 143 and 225 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 251—By Nance,

An Act amending Title 18, Chapter 11, Oklahoma Statutes 1941, relating to foreign corporations, providing a new section to be known as Section 451a; providing that foreign charitable and religious corporations, institutions or foundations carrying on some part of their activities in this state shall, upon filing with the secretary of state a copy of their charter or articles of incorporation and upon the payment of the fees provided for in Section 111, Title 28,



Oklahoma Statutes, 1941, be issued a license or permit to carry on activities within this state, and that such corporations shall enjoy all the rights, privileges, exemptions, and immunities conferred upon like corporations, institutions or foundations organized under the laws of this state; and declaring an emergency; and,

**ENROLLED SENATE BILL NO. 170—By Braden,**

An Act appropriating the sum of seven thousand five hundred (\$7,500.00) dollars for the fiscal year ending June 30, 1946, and the sum of ten thousand (\$10,000.00) dollars for the fiscal year ending June 30, 1947, for the purpose of carrying into effect the provisions of House Bill 454, Chapter 34, Article 21, Session Laws of Oklahoma 1935, relating to the care, training and education of the dependent youth and orphans of the state; and declaring an emergency; and,

**ENROLLED SENATE BILL NO. 78 — By Special Committee on Erosion, Reclamation and Drainage,**

An Act relating to soil conservation, the state soil conservation board, and supervisors of soil conservation districts; amending 2 O. S. 1941 §804 to provide for the appointment upon the state soil conservation board of five (5) members who shall be farmers as the term is defined herein; prescribing their qualifications and method of appointment; creating five (5) state areas for the purpose of selecting lists of persons to be appointed as members of the soil conservation board; providing for the employment of an executive director by the state soil conservation board and prescribing for board reorganization, terms of office, per diem and traveling expenses for certain members of the board; amending 2 O. S. 1941 §807 to provide for election of officers of the board of supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941 §808, sub-section B(9), to provide for contracts or negotiations with the federal agencies and co-operation therewith in soil conservation matters; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 251, 170 and 78 were, each, ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 11—By Reed and Wallace (Oklahoma),

An Act providing that the Oklahoma Tax Commission shall apportion to the state general revenue fund the collections made by the Oklahoma Tax Commission for the period June 1 to June 25, inclusive; providing said apportionment shall be made prior to June 30 of each year; providing that the first one million two hundred fifty thousand dollars (\$1,250,000.00) surplus cash accumulated for the fiscal year 1944-45 credited to the state general revenue fund shall be transferred and credited to the public building fund for the fiscal year 1945-46; declaring the intent of the legislature; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 11 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.

#### GENERAL ORDER

HOUSE BILL NO. 247, by Flanagan, was read and considered.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 247, lines 3 and 4, page 3, by striking the words and figures, "Four Thousand (\$4,000.00) Dollars," and inserting the words and figures, "Five Thousand (\$5,000.00) Dollars."

ANGLIN.



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Upon motion of Senator Logan, House Bill No. 247, as amended, was advanced to engrossment and third reading.

Senator Paul moved that further consideration of House Bill No. 247 be indefinitely postponed.

Senator Braden moved to table the Paul motion, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Collier, Counts, Finney, Goodpaster, Irby, Logan, Mahan, Nance, Nichols, Porter, Rinehart, White, Williams.—17.

Nays: Burns, Carrier, Cobb, Dacus, Duffy, Gary, Ginder, Grennell, Jones, Lowery, Nevins, Paul, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—20.

Not Voting: Leonard, Neill, Norton.—3.

Excused: Chapman, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Nance moved that the previous question be now put, which motion prevailed.

The vote occurring on the Paul motion, it was declared adopted, the roll call thereon being as follows:

Ayes: Anderson, Burns, Carrier, Cobb, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Nevins, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Worthington.—24.

Nays: Anglin, Braden, Brown, Collier, Counts, Finney, Ginder, Logan, Mahan, Nance, Neill, Nichols, Norton, Porter, White, Williams.—16.

Excused: Chapman, Cowden.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

Senator Nichols moved that the Senate Rule, limiting debate to 5 minutes by each member, be invoked, which motion was tabled upon motion of Senator Lowery.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; providing that any person now receiving or hereafter eligible to receive old age assistance who has a total income or resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis, such proviso to be operative only when sufficient funds are available for payment on such basis,

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,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 42 was read, as follows:

April 20, 1945

To the President of the Senate and  
The Speaker of the House  
of Representatives:

We, your Conference Committee, to whom was referred Engrossed and Enrolled House Bill No. 42, by Langley, Taylor, Foley, Underwood, Thompson (Pushmataha), Hoffsommer and Williams,



An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; providing that any person now receiving or hereafter eligible to receive old age assistance who has a total income or resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance and all assistance grants shall be paid each month on that basis, such proviso to be operative only when sufficient funds are available for payments on such basis,

beg leave to report that we have had the same under consideration and return the same with the Conference Committee Substitute therefor and recommend that the Conference Committee Substitute for Engrossed and Enrolled House Bill No. 42 do pass.

House Conferees

LANGLEY  
FOLEY  
SEGREST  
UNDERWOOD  
FLANAGAN

Senate Conferees

WORTHINGTON  
DACUS  
NANCE  
GARY

COMMITTEE SUBSTITUTE FOR ENGROSSED AND ENROLLED HOUSE BILL NO. 42—By LANGLEY, FOLEY, HOFFSOMMER, TAYLOR, THOMPSON (Pushmataha), UNDERWOOD and WILLIAMS.

AN ACT RELATING TO OLD AGE ASSISTANCE, AMENDING SECTIONS 165 AND 169, TITLE 56, OKLAHOMA STATUTES 1941; PROVIDING THAT ANY PERSON NOW RECEIVING OR HEREAFTER ELIGIBLE TO RECEIVE OLD AGE ASSISTANCE WHO HAS A TOTAL INCOME OR RESOURCES (INCLUDING THE VALUE OF CURRENTLY USED RESOURCES, BUT EXCEPTING CASUAL INCOME AND INCONSEQUENTIAL RESOURCES) OF LESS THAN SIXTY (\$60.00) DOLLARS PER MONTH SHALL BE DEEMED TO BE IN NEED OF OLD AGE ASSISTANCE AND ALL ASSISTANCE GRANTS SHALL BE PAID EACH MONTH ON THAT BASIS, SUCH PROVISIO TO BE OPERATIVE ONLY WHEN SUFFICIENT FUNDS ARE AVAILABLE FOR PAYMENTS ON SUCH BASIS.

BE IT ENACTED BY THE PEOPLE OF THE STATE  
OF OKLAHOMA:

SECTION 1. 56 Oklahoma Statutes, 1941, Section 165, is hereby amended to read as follows:

*"The amount of assistance which any person shall receive under the provisions of this Act shall be determined with due regard to the resources, the income and need of the individual and other conditions existing in each case and in accordance with funds available and rules and regulations of the Commission, but in no case shall it be an amount which, when added to the income of the applicant from all other sources, is more than necessary to provide such person with reasonable subsistence compatible with decency and health. Provided, that any person now receiving or hereafter eligible to receive Old Age Assistance who has a total income and resources (including the value of currently used resources, but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance and all assistance grants shall be paid each month on that basis. This proviso shall be operative only when sufficient funds are available for payments on such basis."*

SECTION 2. 56 Oklahoma Statutes, 1941, Section 169, is hereby amended to read as follows:

*"All assistance grants made under this Act shall be reinvestigated by the Department as frequently as may be required by the Commission. In all cases, the Department shall have the power to modify or revoke its former grant. The same right of hearing shall be accorded and aggrieved recipient as provided in Section 8 thereof. Provided, that any person now receiving or hereafter eligible to receive Old Age Assistance who has a total income and resources (including the value of currently used resources but excepting casual income and inconsequential resources) of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance and all assistance grants shall be paid each month on that basis. This proviso shall be operative only when sufficient funds are available for payments on such basis."*



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Upon motion of Senator Worthington, the Senate refused to adopt the Conference Committee Report on Engrossed House Bill No. 42 and requested the Honorable House to grant a further conference, the President reappointing the original Senate Conferees, the same being Senators Worthington, Dacus, Nance, Gary and Leonard.

Senator Burns presiding.

MR. PRESIDENT:

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. 119—By House Committee on Appropriations,

An Act making consolidated appropriations for the operations budget from the General Revenue Fund, Section Thirteen (13) Fund, and the New College Fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma State Regents for Higher Education; to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education according to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the New College Fund and the Section Thirteen Fund to and among the several institutions entitled thereto under the provisions of the Constitution of Oklahoma, the Enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations from Section Thirteen Fund and New College Fund shall be non-fiscal; providing that appropriations for repairs to buildings and repairs to equipment shall be non-fiscal; providing for the reversions of funds appropriated from the General Revenue Fund at the end of each fiscal year and the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma State Regents for Higher Education; providing that the provisions of this Act are severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 214—By House Appropriations Committee,

An Act making appropriations out of the General Revenue Fund and the Public Building Fund for the construction of buildings, improvements, and the purchase of spe-

cial equipment for and at certain state institutions, and making appropriations out of the General Revenue Fund and the Public Building Fund to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the State System of Higher Education, and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington and Johnson (Creek), Bullard and Bradley of the House, and Nance of the Senate,

An Act making consolidated appropriations from the General Revenue Fund of the State of Oklahoma not otherwise appropriated for the fiscal year beginning July 1st, 1945, to the Oklahoma State Regents for Higher Education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education, for the construction of buildings, purchase of equipment, remodeling of buildings, construction of tunnels, necessary steam, water and sewer lines and landscaping of grounds, for and at the University Medical School, the University Hospital and the Oklahoma Hospital for Crippled Children, all being divisions of the University of Oklahoma, and being among several of the institutions comprising the Oklahoma State System of Higher Education; said appropriations to be non-fiscal and shall be made available for expenditure until June 30th, 1947, said appropriations from the General Revenue Fund of the State of Oklahoma are available to be matched with funds, available or provided by the United States Government, and should said United States Government provide no supplemental funds, the Board of Regents of the University of Oklahoma shall determine what buildings and capacity thereof shall be constructed with the funds appropriated herein; and,

ENGROSSED HOUSE BILL NO. 236—By House Appropriations Committee,

An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma State Regents for Higher Education out of the Public Building Fund and out of the General Revenue Fund, providing for the reappropriation of the unexpended and unencumbered appropriations and parts of appropriations cancelled, making said appropriations non-fiscal; and declaring an emergency; and,



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HOUSE CONCURRENT RESOLUTION NO. 16—By  
House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the buildings, improvements, special equipment, and other capital needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the 20th Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said System of Higher Education, in order that said Regents may have information in relation thereto; and,

HOUSE CONCURRENT RESOLUTION NO. 18—By  
House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the Budget Needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriations out of the Public Building Fund and out of the General Revenue Fund made by Engrossed House Bill No. 236 to the Oklahoma State Regents for Higher Education for allocation to and among the several institutions comprising said System of Higher Education in order that said Regents may have information in relation thereto,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Parrish, Bullard, Weaver, Mountcastle, Doty, Huey, Bradley, Medlock, Underwood, Hughes and Van Dyck.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for conferences on Engrossed House Bills Nos. 119, 214, 101 and 236 and Engrossed House Concurrent Resolutions Nos. 16 and 18, each being an appropriation measure, be granted and that eleven (11) Senate Conferees be appointed, which motion prevailed, the Presiding Officer appointing Senators Thornton, Leonard, Jones, Nance, Anglin, Duffy, Wheeler, Finney, Ritzhaupt, Lowery and Nevins.

MR. PRESIDENT:

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. 426—By Reed and Hawthorne,

An Act authorizing the board of commissioners of each county of the state, in its discretion, by the adoption of an appropriate resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees of officers of the county by not to exceed eighteen per cent (18%); and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Reed, Oerke and Underwood.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 426 was ordered granted and the Presiding Officer appointed Senators Anderson, Braden and Pruett, as Senate Conferees thereunder.

#### GENERAL ORDER

HOUSE BILL NO. 507, by Sherman, et al, was read and considered.

Senator Porter submitted the following amendment, which was tabled upon motion of Senator Mahan:

Mr. President: I move to amend House Bill No. 507, line 1, page 8, by striking after the word, "bond," and before the word, "all," the semicolon and adding the following: "or in lieu thereof a corporate surety bond in like sum"

PORTER.

Senator Chapman asked to be recorded present, which was the order.

Upon motion of Senator Mahan, House Bill No. 507 was advanced to engrossment and third reading.



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Upon motion of Senator Mahan, the rules of the Senate were suspended and House Bill No. 507 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 507 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams.—36.

Nays: Lowery, Norton, Thornton.—3.

Excused: Chapman, Cowden, Worthington.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 507, and ordered the same returned to the Honorable House.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 122—By Parrish,

An Act appropriating monies to the teachers retirement system of the state of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the pur-

pose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Speakman, Parrish and King.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 122 was ordered granted and the Presiding Officer appointed Senators Thornton, Wheeler and Dacus as the Senate Conferees thereunder.

MR. PRESIDENT:

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. 142—By Edwards, Klinglesmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch,

An Act relating to tax resales and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or any person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser by the county commissioners; providing terms and conditions upon which such redemption may be made; providing for cancellation of resale tax deed and revesting of title to such property; and declaring an emergency,

and asks for a Conference thereon and you are advised that the House has named as House Conferees the following members: Welch, Bradley, Batson, Edwards and Choate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Bill No. 142 was ordered granted and the Presiding Officer ap-



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pointed Senators Paul, Nance, Cobb, Jones and Counts, as the Senate Conferees thereunder.

Senator Thornton submitted the following Conference Committee Report, which was adopted, upon his motion:

MR. PRESIDENT:

We, your Conference Committee, to whom was referred Senate Bill 9, entitled:

AN ACT MAKING GENERAL APPROPRIATIONS FOR THE BUDGET OF THE LEGISLATIVE, EXECUTIVE AND JUDICIAL DEPARTMENTS OF THE STATE FOR FISCAL YEARS ENDING JUNE 30, 1946, AND JUNE 30, 1947, BY FUNCTIONS OF EACH DEPARTMENT IN ACCORDANCE WITH THE BUDGET CLASSIFICATION ADOPTED BY THE GOVERNOR,

beg leave to report that we have had the same under consideration, and herein return the same with the recommendation that it do pass, as amended.

Amendment No. 1: Insert the enacting clause that was stricken by the House.

Amendment No. 2: (State Treasurer) On Page 6, Line 30, strike \$3200.00 each year and insert in lieu thereof \$3000.00 each year.

On Page 6, Line 31, strike \$2220.00 each year and insert in lieu thereof \$2400.00 each year.

On Page 7, Line 34, strike \$72,678.37 each year and insert in lieu thereof \$72,658.37 each year.

Amendment No. 3: (State Industrial Commission). On Page 11, Line 21, strike \$1320.00 and \$3960.00 each year and insert in lieu thereof \$1500.00 and \$4500.00 each year.

On Page 11, Line 29, strike \$57,500.00 each year and insert in lieu thereof \$58,040.00 each year.

Amendment No. 4: (Attorney General). On Page 8, strike Lines 5 to 13, inclusive, and insert in lieu thereof the following:

Attorney General -----	\$ 6,000.00	\$ 6,000.00
First Asst. Attorney General -----	5,000.00	5,000.00
Assistant Attorneys General		
3 @ \$4,500.00 -----	13,500.00	13,500.00

## Assistant Attorneys General

6 @ \$3,800.00 -----	22,800.00	22,800.00
Assistant Attorney General -----	3,500.00	3,500.00
Assistant Attorney General -----	3,200.00	3,200.00
Chief Clerk - Stenographer -----	1,920.00	1,920.00

On Page 8, Line 27, strike \$71,540.00 each year and insert in lieu thereof \$77,140.00 each year.

Amendment No. 5: (State Board of Agriculture). On Page 12, Line 32, strike the following: "(S.B. 234 S.L. 1943) 3,000.00 3,000.00" and insert in lieu thereof \$3,600.00 \$3,600.00".

On Page 13, strike all of Line 6.

On Page 13, between lines 10 and 11, insert the following: "Record of Poultry Production Inspector \$2,700.00 \$2,700.00".

On Page 13, Line 13, strike \$65,836.00 each year and insert in lieu thereof \$65,736.00 each year.

Amendment No. 6: (Supreme Court). On Page 13, Line 20, strike \$1920.00 each year and insert in lieu thereof \$2,100.00 each year.

On Page 13, strike all of line 23 and insert in lieu thereof the following: "Legal Secretary - 8 @ \$

"Legal Secretaries - 8 @ \$2,100.00 \$16,800.00 \$16,800.00".

On Page 13, strike all of line 24 and insert in lieu thereof the following:

"Legal Secretary for Chief Justice \$2,100.00 \$2,100.00"

On Page 13, Line 29, strike \$138,050.00 each year and insert in lieu thereof \$138,850.00 each year.

Amendment No. 7: (District Courts). On Page 13, Line 33, strike \$152,000.00 for the second year of the biennium and insert in lieu thereof \$169,784.00 (S.B. 11, S.L. 1945).

On Page 13, Line 34, strike \$1,920.00 and \$72,960.00 for each year and insert in lieu thereof \$2,400.00 and \$91,200.00 each year.



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On Page 14, Line 7, strike \$239,660.00 each year and insert in lieu thereof \$257,900.00 first year and \$275,684.00 second year of the biennium.

Amendment No. 8: (Criminal Court of Appeals). On Page 14, Line 26, strike \$1,920.00 and \$3,840.00 each year and insert in lieu thereof \$2,100.00 and \$4,200.00 each year.

On Page 14, Line 30, strike \$29,890.00 each year and insert in lieu thereof \$30,250.00 each year.

Amendment No. 9: (Department of Education). On Page 15, between lines 34 and 35, insert the following:

"Director of Certification    \$3,000.00    \$3,000.00".

On Page 16, Line 9, strike the following: "and Agent for Negro Education."

On Page 16, Line 23, strike \$79,450.00 each year and insert in lieu thereof \$82,450.00 each year.

Amendment No. 10. (State Board of Education). On Page 16, Line 26, strike \$1,620.00 each year and insert in lieu therefor \$1,500.00 each year.

On Page 17, Line 15, strike \$56,840.00 each year and insert in lieu thereof \$56,720.00 each year.

Amendment No. 11: (State Fire Marshal). On Page 19, Line 12, strike \$3,500.00 each year and insert in lieu thereof \$4,500.00 each year.

On Page 19, Line 18, strike \$23,685.00 each year and insert in lieu thereof \$24,685.00 each year.

Amendment No. 12: (State Board of Public Affairs). On Page 23, strike lines 31 to 34, inclusive.

On Page 23, Line 35, strike \$120,520.00 each year and insert in lieu thereof \$70,520.00 each year.

On Page 24, Line 7, strike \$2,220.00 each year and insert in lieu thereof \$2,100.00 each year.

On Page 24, strike Lines 27 and 28.

On Page 25, Line 25, strike the following:

"\$234,712.00    \$159,999.00"

and insert in lieu thereof the following:

"\$222,592.00    \$147,879.00"

Amendment No. 13: (Commissioners of the Land Office). On Page 33, Line 30, strike \$1,620.00 each year and insert in lieu thereof \$1,800.00 each year.

On Page 34, Line 27, strike \$173,430.00 each year and insert in lieu thereof \$173,610.00 each year.

Amendment No. 14: (Department of Public Safety). On Page 37, Line 14, strike the following:

“(S.B. 234 S.L. 1943)      \$2,100.00      \$2,100.00”

and insert in lieu thereof      “\$2,400.00      \$2,400.00”

On Page 38, Line 34, strike \$699,960.00 each year and insert in lieu thereof \$700,260.00 each year.

Senate Conferees:

THORNTON  
PAUL  
FINNEY  
DUFFY  
LEONARD

House Conferees:

PARRISH  
BULLARD  
SPEAKMAN  
KING  
BRADLEY

ENGROSSED SENATE BILL NO. 9, as amended in Conference, was read at length.

The question being, “Shall the Bill, as amended in conference, pass?” the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—37.

Nays: Dacus, Irby.—2.

Excused: Cowden, Gary, Worthington.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 9, together with Conference



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Committee Report, thereon, was ordered transmitted to the Honorable House for consideration,

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 481—By Gullett,

An Act appropriating the sum of One Thousand Sixty-One and Ninety Five One-Hundredths (\$1,061.95) Dollars to the Oklahoma Tax Commission for payment of certain claims of the American Decalcomania Company; and

ENROLLED HOUSE BILL NO. 357—By Carmichael of the House; Anderson of the Senate,

An Act amending 19 O. S. 1941, § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employees, where required; repealing all Acts in conflict; and declaring an emergency; and

ENROLLED HOUSE BILL NO. 282—By Foley,

An Act relating to the acquisition of lands in Oklahoma by the Federal Government; amending Title 80, Oklahoma Statutes, 1941, by adding thereto Section 8; and declaring an emergency; and

ENROLLED HOUSE BILL NO. 49—By Tolbert and Foley,

An Act creating a revolving fund in the State Treasury for the Pauls Valley State Hospital for Epileptics, Pauls Valley, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursements; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the Governor's Emergency and Contingency Fund the sum of One Thousand (\$1,000.00) Dollars; and declaring an emergency; and

## ENROLLED HOUSE BILL NO. 383—By McCubbins,

An Act appropriating Seventy-One Dollars and Twenty-Three Cents (\$71.23) to the Oklahoma Tax Commission for the payment of a claim for refund of Motor Fuel Excise Tax erroneously paid to such commission by R. N. Dunningan, Jr.; recognizing such claim as a valid and legal obligation of the State of Oklahoma; and declaring an emergency; and

## ENROLLED HOUSE BILL NO. 146—By Impson,

An Act authorizing the County Election Board in each county in its discretion to disregard township boundary lines in establishing, creating, or consolidating voting precincts, or in altering or changing boundaries of voting precincts, repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency; and

## ENROLLED HOUSE BILL NO. 433—By Shumate of the House; Dacus of the Senate,

An Act relating to the issue of Municipal and School District warrants, affording to cities, towns, and school districts the same privileges and requirements as is afforded counties under Senate Bill No. 166, Twentieth Oklahoma Legislature; prescribing procedure for issue of Municipal and School District warrants and fixing the limitation upon such issue; and declaring an emergency; and

## ENROLLED HOUSE BILL NO. 338—By Dees,

An Act providing that the Board of County Commissioners of any county having a population of not less than Forty-One Thousand Three Hundred (41,300) and not to exceed Forty-One Thousand Three Hundred Fifty (41,350), as shown by the 1940 Federal census, upon petition of twenty-five per cent (25%) of the legal voters and residents of one (1) or more voting precincts shall declare such voting precinct to be a stock district; providing for elections; and declaring an emergency; and

## ENROLLED HOUSE BILL NO. 260—By Mountcastle and Wiley,

An Act making non-fiscal re-appropriation to the State Board of Public Affairs in the amount of Sixty-Nine Thousand Three Hundred Thirty-One and Twenty-Five One-



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Hundredths (\$69,331.25) Dollars, being portion of an appropriation made by the Nineteenth Legislature, 1943, from the General Revenue Fund for the fiscal year ending June 30, 1943; also a supplemental appropriation in the amount of Twenty Thousand (\$20,000.00) Dollars from the General Revenue Fund of the fiscal year beginning July 1, 1945; the combined amounts to be expended for the construction of a central heating, power and laundry building, purchase of boilers and other necessary equipment therefor, at the State Hospital for Negro Insane, Taft, 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 481, 357, 282, 49, 383, 146, 433, 338, and 260 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.

Senator Speck submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 143, 225 and 234, each, correctly enrolled.

SPECK, Vice Chairman.

Senate Bills Nos. 143, 225 and 234 were, each, 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.

President Berry presented to the Senate his nephew and brother-in-law of Representative James H. Arrington, Ensign William A. Berry, U. S. Navy, who spoke briefly to the Senate, telling of his experience as a Prisoner of War since the fall of Bataan and Corregidor.

Senator Ritzhaupt advised the Senate of the presence in the Gallery of Colonel George A. Hutchinson, former member of the Senate, and it was upon his motion that

Colonel Hutchinson was invited to the President's desk, where he was introduced by the Presiding Officer and addressed the Senate.

### GENERAL ORDER

HOUSE BILL NO. 482, by Montgomery, et al, was taken up for consideration and read at length.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend House Bill No. 482, by striking Sections 1 and 2 and substituting therefor the following: "Section 1. That the Board of County Commissioners in any county in the State of Oklahoma is hereby authorized upon the application of any taxpayer to take evidence as to the facts and circumstances upon which certificates of error were issued in their respective counties as respects the correction of errors in the assessments of property in their respective counties for ad valorem tax purposes under Section 12,642, Oklahoma Statutes 1931, where the certificates of error were issued under Section 12,642, Oklahoma Statutes 1931, and to correct the records of the Board issuing said certificates of error, so that such records will show the facts and circumstances under which such certificates were issued as shown by such records; provided the evidence must show a full compliance with the law pertaining to Section 12,642, Oklahoma Statutes 1931, and be bound first by any affidavit or record evidence submitted at the time such assessment was reduced."

ANGLIN.

Senator Jones presiding.

Senator Lowery moved to table the Anglin amendment, which motion prevailed.

Upon motion of Senator Nance, House Bill No. 482 was advanced to engrossment and third reading.

By unanimous consent, 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.



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The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Carrier, Chapman, Counts, Dacus, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—31.

Nays: Anglin, Burns, Duffy, White.—4.

Excused: Cobb, Collier, Cowden, Finney, Ginder, Leonard, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Carrier, Chapman, Counts, Dacus, Gary, Goodpaster, Grennell, Irby, Jones, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—31.

Nays: Anglin, Burns, Duffy, White.—4.

Excused: Cobb, Collier, Cowden, Finney, Ginder, Leonard, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 482, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 148 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 148, as amended, and ordered it returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 378—By Montgomery,

An Act authorizing any board of county commissioners to convey commissioners to convey by deed, or to lease unneeded county lands and buildings to the adjutant general in trust for the Oklahoma National Guard, authorizing expenditure of monies to maintain, repair and improve such properties, providing for acceptance or the conveyance or lease, providing for a reversionary clause, and for the adjutant general to supervise the management of such properties; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 418—By Langley,

An Act appropriating fifty (\$50.00) dollars to Ren Fletcher, secretary of the Adair county election board, of Stilwell, Oklahoma, for payment as secretary to said board during the months of January, February, March, April, May and June of 1943, said appropriation to be made from the general revenue fund of the state of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946, and

ENROLLED HOUSE BILL NO. 473—By Tolbert, Crane, Foley, Reed and Weaver,

An Act relating to the practice of watchmaking; creating a board to be known as the "Oklahoma Board of Examiners in Watchmaking;" providing for the qualifica-



tions, appointment and removal of board members; and the filling of vacancies; fixing their tenures of office, compensation and bonds of officers; giving said board power to promulgate rules and regulations and to do all necessary things to effectuate the provisions of this Act; authorizing and limiting the issuance of certificates of registration, and for revocation thereof; fixing fees; prescribing penalties and setting up modes of procedure; and making the provisions of this Act severable, and

ENROLLED HOUSE BILL NO. 261—By Langley, Ash, Gibbs, Holt, Hughes, King, Levergood, Morris and Rowe,

An Act authorizing the owner of any property which appears to be subject to the lien of a deficiency judgment in favor of the commissioners of the land office to institute an action against the commissioners of the land office to determine whether such deficiency judgment is a lien against the property, providing for service of summons, making it the duty of the commissioners of the land office to cause action to be defended; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 218—By Arrington, Evans, Montgomery, Standley, Crane, Focht, Frix, Hughes, Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver,

An Act making provisions for community property law; providing that the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing Title 32, Oklahoma Statutes 1941, Sections 51 to 65, inclusive; providing that this

Act, as to husbands and wives who elected under 32, Oklahoma Statutes 1941, Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Sections 51, 52 and 53, Title 32, Oklahoma Statutes 1941, and

ENROLLED HOUSE BILL NO. 448—By Gullett, Carey, McCarty, Sherman, Wallace (Oklahoma) and Washington,

An Act amending Section 31 (h), Title 19, Chapter 6, Page 76, Oklahoma Session Laws 1943, (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries; providing for deputy sheriffs for certain areas; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 432—By Carey and Montgomery,

An Act defining bedding to include mattresses, pillows, bolsters, feather beds, and other filled bedding of any description; requiring the labeling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump grounds, junk yards and hospitals; requiring germicidal treatment of second-hand mattresses; placing enforcement of this Act in the state board of health; requiring permits for manufacture, repair or renovation and application of germicidal process, payment of fees for permits, providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in the state treasury to the credit of the general revenue fund; creating positions of sanitary inspectors and setting salaries; providing penalty for violation; requiring bedding manufacturers or renovators to keep premises sanitary, except all bedding manufactured, repaired or renovated or sold prior to effective date of this Act; making provisions of Act severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 378, 418, 473, 261, 218, 448 and 432



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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.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 387, by Committee on Revenue and Taxation, was taken up for consideration and read at length.

Senator Pruett submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 387, line 13, page 7, as follows: By adding after the word "years" at the close of Section 5, these words: "Provided that the payments to any such retail members shall be not less than \$25.00 per month when pension fund is sufficient for this purpose."

PRUETT.

Senator Nance submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 387, line 8, page 9, by striking the words and figures "fifty (50)" and inserting in lieu thereof the words and figures "fifty-five (55)"

NANCE.

Upon motion of Senator Nance, House Bill No. 387, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 387 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 387 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rine-

hart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Counts, Cowden, Ginder, Grennell, Lowery, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Counts, Cowden, Ginder, Grennell, Lowery, White.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 387 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 419, by Wallace (Carter), was taken up for consideration and read at length.

By unanimous consent, House Bill No. 419 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 419 was considered engrossed and placed upon third reading and final passage.



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### 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cowden, Grennell, Lowery, Mahan, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Excused: Cowden, Grennell, Lowery, Mahan, Thornton.—5.

Excused on Account of Military Service: Fine, Phillips.—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. 419, and ordered the same returned to the Honorable House.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 323, by Langley, et al, was taken up for consideration and read at length.

Senator Norton moved that further consideration of House Bill No. 323 be indefinitely postponed.

Senator Lowery moved that the previous question be now put, which motion prevailed.

The vote occurring on the Norton motion, it was declared adopted.

Senator Nance asked unanimous consent, which was granted, that HOUSE BILL NO. 267, by Hines, et al, be withdrawn from the Committee on Revenue and Taxation and placed upon the Calendar.

## GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 267, by Hines, et al, was taken up for consideration and read at length.

Upon motion of Senator Nance, House Bill No. 267 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 267 was considered engrossed and placed upon third reading and final passage.

## THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Braden.—1.

Excused: Chapman, Cobb, Cowden, Gary, Grennell, Neill, Speck.—7.



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Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Braden.—1.

Excused: Chapman, Cobb, Cowden, Gary, Grennell, Neill, Speck.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 267, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 506—By Choate, Edwards and Impson of the House and Counts of the Senate,

An Act making an appropriation out of the general revolving fund of the state penitentiary for the construction and furnishing of a house for the chaplain of the state penitentiary to live in; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 504—By Committee on Veterans Affairs,

An Act designating a soldiers relief commission room in the historical building; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 439—By Frix, Mountcastle and Wiley,

An Act amending Title 19, Chapter 6, Section 29, Oklahoma Session Laws of 1943; and,

ENROLLED HOUSE BILL NO. 278—By The Senate Committee on State and County Affairs,

An Act authorizing boards of county commissioners to rent road machinery and equipment, governing boards of cities and towns to rent street and fire machinery and equipment, school district boards and boards of education to rent pupil-transportation equipment, on a monthly basis; authorizing renewable rental contracts by mutual consent and agreement under certain conditions but not to extend in any event over a period longer than thirty months upon fulfillment of which the lessor shall deliver a bill of sale thereto to such governing board; prohibiting any such governing board from obligating such governmental subdivision beyond the fiscal year in which the rental contract or the extension thereof is entered into; declaring intention of the Act; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 36—By Holt, Medlock, Welch and Wilson,

An Act relating to the practice of embalming and funeral directing in this state; amending 59 O. S. 1941 §§396.3, 396.4, 396.12, 396.14, 396.17 and 396.18, and Section 1, Chapter 9, Title 59, Oklahoma Session Laws 1943; repealing Sections 2 and 3, Chapter 9, Title 59, Oklahoma Session Laws 1943; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 372—By The Committee on Agriculture,

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; providing penalties for the violation of this Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency; and,



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ENROLLED HOUSE BILL NO. 158—By Committee on Veterans' Affairs,

An Act relating to soldiers relief commission amending 72 O. S. §51 and 72 O. S. §53; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 299—By Mountcastle,

An Act amending 84 O. S. 1941 §260, relating to service by publication and mailing notice to defendants, by correcting the word "sixty" therein to read "six"; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 512—By Sherman and McCarty,

An Act providing that in all counties of this state having a population in excess of one hundred ninety thousand (190,000) and an assessed net valuation in excess of one hundred thirty five million dollars (\$135,000,000.00) the county judge thereof shall receive in addition to his salary the sum of fifteen hundred dollars (\$1500.00) annually, to be paid from the court fund of such county,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 506, 504, 439, 278, 36, 372, 158, 299 and 512 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 387 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 387, as amended, and ordered it returned to the Honorable House.

Senator Paul asked unanimous consent, which was granted, that the record show that Miss Marjorie Alexander, of the Huckins Hotel, was a guest of the entire membership of the Senate on this legislative day.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 56—By House Appropriations Committee,

An Act making appropriations from the General Revenue Fund of the State of Oklahoma, from the revolving funds of certain State institutions and from the Public Building Fund of the State of Oklahoma, for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans' Homes, the eleemosynary and penal institutions, and the Petroleum Experiment Station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth Legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this appropriation Act to any other item herein in any State institution mentioned herein; and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferrable; providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferrable; providing further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each



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of the fiscal years ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on House Bill No. 56 was read, as follows, and adopted upon motion of Senator Thornton:

MR. SPEAKER:

We, your Conference Committee, to whom was referred House Bill No. 56, entitled:

An Act making appropriations from the General Revenue Fund of the State of Oklahoma, from the revolving funds of certain State institutions and from the public building fund of the State of Oklahoma, for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans' Homes, the Eleemosynary and Penal institutions, and the Petroleum Experiment station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this appropriation act to any other item herein in any State institution mentioned herein; and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferrable providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferrable; pro-

viding further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each of the fiscal years ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable,

beg leave to report that we have had the same under consideration and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: The enacting clause be re-inserted.

Amendment No. 2: Page 3, line 17, after the word "Act" and before the word "except" insert "for the operations budget for the respective institutions mentioned herein,"

Amendment No. 3: Page 6, line 17, between the words "non-transferrable," and "and" insert the following: "and appropriations for buildings, improvements, purchase of equipment for buildings and water works system for the fiscal year ending June 30, 1946, shall be non-fiscal, and any unexpended funds remaining on June 30, 1946, shall be available for expenditure during the next succeeding year ending June 30, 1947,"

Amendment No. 4: Page 13, line 10, strike the words "Confederate Home" and insert in lieu thereof: "Southern Oklahoma Hospital."

Amendment No. 5: Page 19, after line 11, insert "Dining Hall, Kitchen, Refrigeration and Equipment \$50,000.00" for the first year. And,

"There is hereby appropriated from the Revolving Fund of the Pauls Valley State Hospital the following: "Dining Hall, Kitchen, Refrigeration and Equipment, \$25,000.00 for 1945-46."

Amendment No. 6: Page 25, line 8, after the word "Pavilions" add "and fence."

House Conferees:

PARRISH  
BULLARD  
KING  
VAN DYCK  
PRICE

Senate Conferees:

THORNTON  
DUFFY  
PAUL  
GARY  
CARRIER.



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ENGROSSED HOUSE BILL NO. 56, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams.—36.

Excused: Braden, Cowden, Grennell, Mahan, Neill, Worthington.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 56, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 294, by Williams, was taken up for consideration and read at length.

Upon motion of Senator Nevins, House Bill No. 294 was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and House Bill No. 294 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 294 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Counts, Dacus, Duffy, Gary, Goodpaster, Irby,

Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Finney.—1.

Excused: Braden, Collier, Cowden, Ginder, Grennell, Mahan, Neill.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Counts, Dacus, Duffy, Gary, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Finney.—1.

Excused: Braden, Collier, Cowden, Ginder, Grennell, Mahan, Neill.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 294, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 407, by Billingsley, was taken up for consideration and read at length.



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Upon motion of Senator Nichols, House Bill No. 407 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Senate were suspended and House Bill No. 407 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 407 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Gary, Goodpaster, Jones, Logan, Lowery, Mahan, Nance, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Sears, Thornton, Trussel, Wheeler, White Williams, Worthington.—29.

Nays: Anglin, Brown, Cobb, Duffy, Ginder, Irby, Neill, Pruett, Ritzhaupt, Speck.—10.

Excused: Cowden, Grennell, Leonard.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 407, and ordered the same returned to the Honorable House.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 30  
—By Wiley,

A Joint Resolution proposing an amendment to the Constitution of Oklahoma by amending Section 21, Article 5, to provide that the members of the Legislature shall receive the sum of ten (\$10.00) dollars per diem and five (\$5.00) dollars per diem for living expenses for their services during the session of the Legislature, and ten (\$.10) cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature on the most usual route, and shall receive no other compensation; provided, that members of the Legislature shall receive only four (\$4.00) dollars per diem and five (\$5.00) dollars per diem for necessary living expenses for their services after the sixty (60) days of such session have elapsed,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Reading of Engrossed House Joint Resolution No. 30.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 300—By Rinehart,

An Act authorizing the planning, designation, construction, use, regulation, alteration, improvement, maintenance, and vacation of limited access highway facilities; authorizing cooperation of cities and counties with State and Federal agencies and with each other for the construction thereof; providing for the financing thereof, including the authority to cities to issue bonds in payment of the whole or part of such costs; the establishment of local service roads and the prohibition of certain acts upon limited access facilities; 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 Presiding Officer in open session

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



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Engrossed Senate Bill No. 300 was ordered referred for enrollment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 449, by Bradley, et al. was taken up for consideration and read at length.

Senator Finney submitted the following amendment, which was tabled upon motion of Senator Braden:

Mr. President: I move to amend House Bill No. 449 by adding a new section after section 1, to be numbered "2", reading as follows:

"Section 2. That Title 85, Oklahoma Statutes 1941, Section 43, is hereby amended to read as follows:

"Section 43. The right to claim compensation under this Act shall be forever barred unless within one year after the injury a claim for compensation thereunder shall be filed with the Commission *by the employee*. Provided, however, claim may be filed *by the employee* at any time within one year from the date of last payment of any compensation or remuneration paid in lieu of compensation.

*"The jurisdiction of the Commission to make an award for permanent disability shall not extend beyond two years from date of termination of the period of temporary total disability.*

*"The jurisdiction of the Commission to reopen any cause upon an application based upon a change in condition shall extend for the maximum period of time measured by the number of weeks for which compensation could have been awarded by the Commission had the condition of claimant existed at the time original award was made thereon; provided, however, the jurisdiction of the Commission to reopen any cause shall not extend beyond a period of five (5) years in any event."* And renumber the remaining Sections, and amend the title to conform to the above amendments.

FINNEY.

Upon motion of Senator Nichols, House Bill No. 449 was advanced to engrossment and third reading.

Upon motion of Senator Nichols, the rules of the Sen-

ate were suspended and House Bill No. 449 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

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:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Counts, Dacus, Duffy, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Sears, Speck, Trussel, Wheeler, White, Worthington.—26.

Nays: Anglin, Cobb, Collier, Finney, Lowery, Nance, Norton, Ritzhaupt, Thornton, Williams.—10.

Excused: Chapman, Cowden, Gary, Goodpaster, Irby, Mahan.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Counts, Dacus, Duffy, Ginder, Grennell, Jones, Leonard, Logan, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—30.

Nays: Anglin, Cobb, Collier, Finney, Lowery, Nance, Williams.—7.

Excused: Cowden, Gary, Goodpaster, Irby, Mahan.—5.

Excused on Account of Military Service: Fine, Phillips.—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.



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The Presiding Officer, in open session, signed the engrossed copy of House Bill No. 449, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I have been directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to Public Schools: amending Section 4, Chapter 21, Title 70, Session Laws of 1943; to provide for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; prescribing duties of officers under this Act; amending Section 5, Chapter 21, Title 70, Session Laws of 1943; to fix a schedule as a calculation basis for teachers' salaries, and to establish as a basis for apportionment of State aid equated levels of valuation. Authorizing all apportionments of State aid to be made by the State Board of Education through the Director of Finance thereof, providing for execution of a surety bond by the Director of Finance; providing for recovery of illegally expended State aid money, and providing for payment of premium of said bond. Authorizing appointments of examiners for the purpose of auditing State aid funds and fixing the salaries of said examiners; requiring the institution of suits for recovery of moneys illegally disbursed and expended; providing for salaries and expenses of said examiners from appropriations made for administration of State aid funds; authorizing the expenditure of State aid funds for the purpose of administration of this Act; declaring the 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 presiding officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 139 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. 461, by Bradley, was read and considered.

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 461, line 10, page 5, by striking after the word, "action," and before the word, "the," the rest of line 10, all of lines 11, 12 and 13, including the word, "balance," and strike the words, "upon the," line 15, all of lines 16, 17 and 18 and lines 1 and 2, page 6.

#### RITZHAUPT.

Senator Ritzhaupt moved the adoption of his amendment.

Senator Lowery, as a substitute, moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p.m., tomorrow, which motion prevailed.

Senator Rinehart moved that the Honorable House be requested to return ENGROSSED AND ENROLLED HOUSE BILL NO. 432, by Carey and Montgomery, for further consideration, 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. 87, by Carey and Weaver, entitled:

An Act fixing the salaries of certain state officers and employees whose salaries are payable from the general revenue fund and special funds of the state; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of Act severable; repealing Acts and/or



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parts of Acts insofar as they conflict therewith; fixing effective date of Act; declaring intention and providing other details; and declaring an 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.

THORNTON, Chairman.

Mr. President: We, your Committee on Public Health and Welfare, to whom was referred Engrossed House Bill No. 153, by Medlock, entitled:

An Act relating to the practice of barbery in this State; making certain acts or failures to act unlawful; fixing penalties; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

IRBY, Chairman.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 8,  
By Ritzhaupt, Nichols, Nevins, Thornton, Chapman, Paul,  
Neill, Anderson, Jones, Norton, Anglin, and Mahan,

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 X, of the Constitution of the State of Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has passed the House, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate

Joint Resolution No. 8 were read, as follows, and consideration deferred until the next legislative day:

Amendment No. 1: By adding the following members of the House as co-authors of Senate Joint Resolution No. 8:

Billingsley, Carey, Carr, Dees, Fields, Flowers, Focht, Hoffsommer, Hughes, Johnson (Creek), King, Levergood, McCarty, Mitchelson, Morgan, Mountcastle, Ownby, Shumate, Singleton, Standley, Taylor, Toaz, Van Dyck, Wallace (Oklahoma), Washington, Weaver and Welch.

Amendment No. 2: By adding a new Section to Engrossed Senate Resolution No. 8 to be numbered as Section 3, as follows:

"SECTION 3. A special election is hereby ordered to be held throughout the State on the 2nd day of July, 1946, 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."

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 490—By Foley and Tolbert of the House, and Paul of the Senate,

An Act relating to the uniform and state-wide schedule of salaries and compensation for county officers, and regular and part-time deputies and employees, amending Subsection (a) of Section 19 of Chapter 6, Title 19, (House Bill 259) Session Laws 1943, to entitle the county treasurer to a salary of Two Thousand Four Hundred (\$2,400.00) Dollars per year; providing that this Act shall become effective as early as permissible under the Constitution; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 467—By Hawthorne,

An Act amending Title 68, O. S. 1941, Section 37, relating to application for homestead exemption; providing that applicants for homestead exemption shall file such application on or before the first day of March of each year; and declaring an emergency,



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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,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer announced First Readings of Engrossed House Bills Nos. 490 and 467.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 33—By Speakman and Weaver of the House, and Jones of the Senate,

A Concurrent Resolution in appreciation of the work of the Honorable Robert L. Owen, former United States Senator from Oklahoma, pertaining to the teaching of English as a world language through a global alphabet; and memorializing the President and Congress,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Concurrent Resolution No. 33 was ordered printed and placed upon the Calendar.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 142—By Edwards, Klinglesmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch,

An Act relating to tax resales and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or any person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser by the County Commissioners; providing terms and conditions upon which such

redemption may be made; providing for cancellation of re-sale tax deed and revesting of title to such property; 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,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 142 was read, as follows, and consideration deferred until the next legislative day:

Mr. President: We, your Conference Committee, to whom was referred Engrossed House Bill No. 142, and Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

(1) That the House concur in Senate Amendment No. 1.

(2) That the House concur in Senate Amendment No. 2.

(3) That the following Conference Committee Amendment be adopted: By striking in lines 13, 18, and 33 on page 3 of Engrossed Senate Amendments the word "May" and inserting the word "July" in lieu thereof.

Senate Conferees:

JONES  
NANCE  
COBB  
PAUL  
COUNTS

House Conferees:

BATSON  
EDWARDS  
CHOATE  
BRADLEY  
WELCH

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 320—By Thornton and White of the Senate and Mountcastle, Frix and Wiley of the House,



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An Act appropriating four hundred thousand (\$400,000.00) dollars from the general revenue fund for the fiscal year ending June 30, 1946, for the construction and repair of buildings and the purchase of equipment at the Oklahoma School for the Blind located in Muskogee County; and appropriating ten thousand five hundred (\$10,500.00) dollars from the general revenue fund for the fiscal year ending June 30, 1946, for repair of building at the Eastern Oklahoma A. and M. College, in Wilburton, Oklahoma; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 320 were read, as follows, and consideration deferred until the next legislative day:

Amendment No. 1: By adding after the word "and", and before the word "the" on Page 1, Line 5 of the Title of Engrossed Senate Bill No. 320, the following words and figures: "the sum of One Hundred Thousand (\$100,000.00) Dollars for".

Amendment No. 2: By adding on Page 1, Section 2, Line 24, of Engrossed Senate Bill No. 320, the following: "That said amount be allocated to the Oklahoma State Board of Regents for Higher Education."

MR. PRESIDENT:

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. 182—By Thornton and Leonard,

An Act making appropriations out of the General Revenue Fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States Office of Edu-

cation in the training of physically vocationally handicapped persons and in the promotion of vocational education,

and has appointed as Conferees, the following Representatives: Flowers, Weaver, Billingsley, Bullard and Parrish.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 40—By Carey and Finney,

An Act relating to textbook commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the public schools of the state; creating a textbook committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941, Sections 974, 975 and 976; repealing Chapter 68, Title 70, Page 224 Oklahoma Session Laws 1943; 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 without the emergency. The emergency failing to receive the vote of two-thirds of the members of the House of Representatives elected to and constituting the membership of said House and the House respectfully requests your action thereto.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Further consideration of Engrossed Senate Bill No. 40 was deferred until the next legislative day.

Senator Finney asked unanimous consent, which was granted, that the hour to which the Senate adjourned to meet be changed to 10:00 a.m., tomorrow.

Senator Thornton asked unanimous consent, which was



*Seventy-second Day, Tuesday, April 24, 1945* 1839

granted, that the following compilation be printed in the Journal:

**APPROPRIATIONS FOR OPERATIONAL EXPENSE AND BUILDINGS FOR INSTITUTIONS UNDER THE STATE BOARD OF REGENTS.**

	1945-46	1946-47	Total for Biennium
Institutions of Higher Education			
Operational Budgets -----	\$ 5,698,034.37	\$ 6,534,503.63	\$12,232,538.00
New College -----	271,632.44	140,978.98	412,611.42
Section 13 -----	473,766.02	267,950.22	741,716.24
	<hr/>	<hr/>	<hr/>
	6 443,432.83	6,943,432.83	13,386,865.66
Buildings and Improvements			
H.B. 214, General Revenue -----	870,000.00	2,579,300.00	3,449,300.00
Public Building Fund -----		162,700.00	162,700.00
	<hr/>	<hr/>	<hr/>
	870,000.00	2,742,000.00	3,612,000.00
H.B. 236, Reappropriations -----	1,111,367.01		1,111,367.01
H.B. 101, General Revenue -----	247,500.00		247,500.00
Public Building Fund -----	1,432,500.00		1,432,500.00
	<hr/>	<hr/>	<hr/>
	1,680,000.00		1,680,000.00

## FROM GENERAL REVENUE FUNDS

Operational Budgets -----	\$ 5,698,034.37	\$ 6,534,503.63	\$12,232,538.00
Buildings and Improvements, H.B. 214 -----	870,000.00	2,579,300.00	3,449,300.00
Bldgs. & Improvements, Hospitals, H.B. 101 --	247,500.00		247,500.00
	<hr/>	<hr/>	<hr/>
	6,815,534.37	9,113,803.63	15,929,338.00

## OTHER FUNDS

From New College Fund -----	\$ 271,632.44	\$ 140,978.98	\$ 412,611.42
From Section 13 -----	473,766.02	267,950.22	741,716.24
From Public Building Fund -----	1,432,500.00	162,700.00	1,595,200.00
	<hr/>	<hr/>	<hr/>
	\$ 8,993,432.83	\$ 9,685,432.83	\$18,678,865.66
Reappropriations -----	\$ 1,111,367.01		\$ 1,111,367.01
	<hr/>	<hr/>	<hr/>
	\$10,104,799.84	\$ 9,685,432.83	\$19,790,232.67



As previously provided, the Senate was declared adjourned to meet at 10:00 a.m., tomorrow.

*Seventy-third Day, Wednesday, April 25, 1945 1843*

## SEVENTY-THIRD LEGISLATIVE DAY

Wednesday, April 25, 1945

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Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Berry.

President Pro Tempore Paul presiding.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.  
—39.

Excused: Cowden.—1.

Absent: Burns, Grennell.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Worthington, Roland Davis, of Oklahoma City, was made Honorary Page for this legislative day.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



ENROLLED SENATE BILL NO. 143—By Cobb of the Senate and Wright of the House,

An Act authorizing the United States to establish and operate Federal Game Refuges, Federal Fish Hatcheries and other conservation activities in Oklahoma provided previous notice of such activities is given the State of Oklahoma and approval given by the Game and Fish Commission of Oklahoma, and declaring an emergency, and

ENROLLED SENATE BILL NO. 234—By Goodpaster,

An Act appropriating Eighty-seven and Fifty One-Hundredths (\$87.50) Dollars to Henry S. Knight, Secretary of the Craig County Election Board of Vinita, Oklahoma, for payment as secretary of said board during the months of December, 1942, and January, February, March, April, May and June, 1943; said appropriation to be made from the General Revenue Fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30th, 1946, and

ENROLLED SENATE BILL NO. 225—By Pruett of the Senate and Morris and Baldwin of the House,

An Act providing for the construction and equipping at or near Anadarko, Oklahoma, to be used as a part of the American Indian Exposition and to furnish a place to display and sell Indian aircraft products, making appropriations, providing for the letting of contracts, and providing for supervision,

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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 143, 234 and 225 were, each, ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 267—By Counts of the Senate, and Impson, Edwards and Choate of the House,

*Seventy-third Day, Wednesday, April 25, 1945 1845*

An Act providing for the establishment, maintenance and operation of a County Law Library for Pittsburgh County, State of Oklahoma, to be used by the public, the courts and public officials; creating a County Law Library Fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; creating a Board of Trustees; defining their powers and duties; authorizing the payment of claims; repealing all Acts in conflict therewith; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 298—By Chapman of the Senate, and Wallace and Evans of the House,

An Act authorizing the Board of Regents of the University of Oklahoma to accept gifts and bequests in regard to the Southern Oklahoma Hospital; directing manner and method of administration and holding same; defining kinds of gifts or bequests; prescribing authority of said Board of Regents in regard to such gifts and bequests; setting effective date hereof and declaring an emergency, and

ENGROSSED SENATE BILL NO. 139—By Williams of the Senate, and McNally of the House,

An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of county officers and deputies, by changing the valuation classification, and adding a new classification bracket to be known as Section 10a, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 94—By Ritzhaupt, Rinehart, Nichols, Thornton, Carrier and Duffy,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Langston University; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such



bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 140—By Anderson, Dacus, Speck and Nevins of the Senate, and Ash, Jones, Carmichael and McDonald of the House,

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943 (House Bill 259), only as to the following Section thereof, to-wit: Section 16 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 267, 298, 139, 94 and 140 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 32—By Goodpaster, Norton, Duffy, Anderson, Burns, Carrier, Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nichols, Paul, Ritzhaupt, Sears, Wheeler and Worthington,

An Act authorizing persons serving in the Military or Naval Service of the United States between September 16, 1940, and the termination of the present war, and who are entitled to the benefits accorded by the Federal "Serv-

*Seventy-third Day, Wednesday, April 25, 1945 1847*

icemen's Readjustment Act of 1944", or as amended, to enter into contracts and agreements, and do all other proper acts to secure any of said benefits, regardless of any legal disability existing on account of such person's age, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 223—By Porter and Anderson of the Sénate and Ward, Mitchelson, and Russell of the House,

An Act relating to the files and records of the County Clerk and County Assessor, amending Section 1 of Senate Bill No. 25, Session Laws 1945, which provides for destruction of certain ten-year old chattels, claims, assessment forms, etc., of no record value, to include ten-year old certificates of error, carbon copies of report and remittance forms, daily reports, etc., but not including any items affecting real estate; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 245—By Porter,

An Act making appropriations to the Veterans of Foreign Wars for the employment of a service officer to assist members of the armed forces, veterans, their families and dependents, and to pay other expenses necessary and incident to such service work, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 61—By Logan,

An Act relating to court funds; providing that a governing board composed of the District Judge, the County Judge and the County Attorney, upon finding that a surplus exists in the court fund over and above current operating expenses of the courts, may use the same to purchase United States Government Bonds; providing for the custody of such bonds; providing for redemption of such bonds and disposition of the proceeds thereof; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 303—By Brown of the Senate and Meads of the House,

An Act creating a County Law Library in Rogers County, Oklahoma, and providing for the maintenance of the same and for rules and regulations governing its use and declaring an emergency, and

ENGROSSED SENATE BILL NO. 10—By Worthing-



ton, Counts, Carrier, Wheeler, Dacus, Nance, Anderson, Speck and Ginder,

An Act authorizing the State Highway Commission of the State of Oklahoma to construct, maintain and repair roads connecting state-owned institutions with federal highways, state highways, county highways or city streets; authorizing the said State Highway Commission to use funds in the state highway construction and maintenance fund in the construction, maintenance and repair of the roads provided for herein; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 253—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to game refuges; amending 29 O. S. 1941 § 201 to provide that field dog trials may be held within the Lake Murray area, and

ENGROSSED SENATE BILL NO. 71—By Finney,

An Act authorizing the State Board of Public Affairs to lease state lands not being used; prescribing the conditions and terms on which the same may be leased; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same have passed the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 32, 223, 245, 61, 303, 10, 253 and 71 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 206—By Senate Committee on Agriculture,

An Act authorizing the Board of Regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, auth-

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orizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making appropriation therefor; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 46—By Counts, White and Ritzhaupt,

An Act defining a dump ground as a public nuisance under certain limitations and prohibiting the deposits of garbage, tin cans, junk, rubbish, or refuse and other matters commonly defined as trash within one hundred (100) yards of any State Highway or any County Road, prescribing penalty for violation of said Act, and

ENGROSSED SENATE BILL NO. 148—By Collier,

An Act to make uniform the law of transfer of shares of stock in corporations and repealing all Acts and parts of Acts in conflict herewith, and

ENGROSSED SENATE BILL NO. 243—By Collier,

An Act amending Title 2 Oklahoma Statutes 1941, Section 441, and providing for the investment of funds by trust companies, building and loan associations, insurance companies or banking companies, for the investment of funds held in a fiduciary capacity, for the investment of sinking funds, for deposit of securities for public funds, for deposit of securities by foreign corporations; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 241—By Brown, Speck, Goodpaster and Williams,

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943 (House Bill 259), only as to the following Section thereof, to-wit: Section 13 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary Act; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 169—By Irby and Anglin,

An Act appropriating the sum of Twenty-one Thousand (\$21,000.00) Dollars for the fiscal year ending June



30, 1946, and the sum of Twenty-one Thousand (\$21,000.00) Dollars for the fiscal year ending June 30, 1947, to be expended by the Game and Fish Commission of the State of Oklahoma in cooperation with the Federal Government in the control and destruction of predatory animals and rodents; providing that such appropriations shall be matched dollar for dollar by Federal funds; and declaring an emergency, and

ENGROSSED SENATE JOINT RESOLUTION NO. 12—By Gary and Irby of the Senate and Biles of the House,

A Joint Resolution making appropriation and authorizing the State Board of Public Affairs to compensate Marshall and Bryan Counties in the State of Oklahoma and their governmental subdivisions for losses due to orders of the State Board of Affairs cancelling and abating taxes on tracts of land involved in closing out the Aylesworth prison farm project; and prescribing conditions, and

ENGROSSED SENATE JOINT RESOLUTION NO. 10 —By Gary, Cobb and Irby of the Senate and Batson and Biles of the House,

A Joint Resolution authorizing the State Treasurer of Oklahoma to distribute moneys now in his hands or hereafter received under the provisions of the Flood Control Act of Congress approved August 18, 1941, for schools, retirement of road obligations and road improvement in counties in which Federal flood control projects are located; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same has passed the House and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 206, 46, 148, 243, 241, 169 and Engrossed Senate Joint Resolutions Nos. 12 and 10 were, each, ordered referred for enrollment.

MR. PRESIDENT:

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:

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ENGROSSED HOUSE BILL NO. 387—By Committee on Revenue and Taxation,

An Act amending 11 O. S. 1941 § § 364, 365, 367, 368 and 380; relating to firemen's relief and pension funds and to the authority and duties of the boards of trustees of firemen's relief and pension funds of cities and towns of the state; authorizing special accounts in such funds; making provisions of Act severable; and declaring an emergency,

and to advise you the Bill has been passed by the House of Representatives AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

#### SECOND READING

The following bills were read for the second time:

ENGROSSED HOUSE BILL NO. 490—By Foley and Tolbert of the House and Paul of the Senate.

Upon request of Senator Nichols, House Bill No. 490 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE BILL NO. 467—By Hawthorne.

By unanimous consent, House Bill No. 467 was ordered printed and placed upon the Calendar without reference to a Committee.

ENGROSSED HOUSE JOINT RESOLUTION NO. 30—By Wiley.

Senator Ritzhaupt asked unanimous consent, to which Senator Nichols objected, that House Joint Resolution No. 30 be ordered printed and placed upon the Calendar without reference to a Committee, following which the President Pro Tempore ordered the Resolution referred to Committee on Revenue, Taxation and Constitutional Amendments.

Senator Ritzhaupt moved that the rules of the Senate be suspended and House Joint Resolution No. 30 be ordered printed and placed upon the Calendar without reference to a Committee.



Upon motion of Senator Norton, the previous question was ordered put.

The vote occurring on the Ritzhaupt motion, it was declared adopted.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 126—By Committee on Aviation,

An Act relating to aviation; providing for the promotion and development thereof within the state of Oklahoma; creating the Oklahoma aviation commission; providing for the appointment of the members of said commission by the Governor at such time as he shall deem it necessary or advisable to do so; and providing that the Chairman of the Oklahoma Planning and Resources Board shall serve as director of said commission until a director is selected by the members of the commission as herein provided; authorizing the use by the Governor of not to exceed the sum of twenty-five thousand (\$25,000.00) dollars out of the governor's contingency and emergency fund for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the payment of salaries of employees of the commission and in payment of expenses as authorized by said commission; prescribing the powers, duties and authority of said commission; transferring the powers and duties of the state highway commission, relating to aviation, as prescribed by Section 6, Title 3, O. S. 1941, to the Oklahoma Aviation Commission; transferring the powers and duties of the Oklahoma Planning and Resources Board, relating to aviation, as prescribed by Chapter 1, Title 3, Section 5, Oklahoma Session Laws 1943, to the Oklahoma Aviation Commission; providing that no provisions of this act shall be mandatory upon any incorporated city or town of Oklahoma; authorizing the Oklahoma Aviation Commission to acquire, manage, operate and dispose of airports and air navigation facili-

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ties, and to acquire easements or other interests in air space over land or water; authorizing the Oklahoma Aviation Commission to exercise the right of eminent domain; making appropriations to carry out the provisions of this act; making provisions of 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,

H. R. CHRISTOPHER, Chief Clerk.

House 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 returned to the Honorable House.

**MR. PRESIDENT:**

I am directed by the House of Representatives to return herewith:

**ENGROSSED SENATE BILL NO. 124—By Anderson and Porter,**

An Act amending Section 15.19, Title 68, Oklahoma Statutes 1941, relating to duties of County Assessor and traveling expenses of assessor and deputies; and declaring an emergency, and

**ENGROSSED SENATE BILL NO. 118—By Burns,**

An Act amending Title 11, O. S. 1941 § 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said Act shall not affect appeals heretofore taken but authorizing county courts in which said appeals are pending to transfer same to courts of common pleas of said county; and declaring an emergency, and

**ENGROSSED SENATE BILL NO. 195—By Counts,**

An Act authorizing the Governor to allocate from the Governor's contingency and emergency Fund to the Chief Mine Inspector the sum of \$5,837.00 to be used for purchase of equipment for one mine rescue station, training



mine rescue workers, and for operation, maintenance, and storage of trucks; requiring approval and audit of claims; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 196—By Burns of the Senate and Washington, Gullett, Sherman, Carey of the House,

An Act amending 20 O. S. 1941 § 693; relating to salaries for the judges of the Court of Common Pleas in the County of Oklahoma; and providing the manner of payment thereof, and

ENGROSSED SENATE BILL NO. 208—By Worthington,

An Act repealing Section 161, Title 81, Oklahoma Statutes 1941, relating to the collection of a storage charge for storing cotton, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 142—By Collier,

An Act amending Section 118-o of Title 6 Oklahoma Statutes 1941 by making the same applicable to minors, repealing all Acts or parts of Acts in conflict therewith; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 128—By Norton, White, Burns and Porter,

An Act relating to cigarette stamp tax; amending 68 O. S. 1941 § § 586g and 591.6 to provide that the Oklahoma Tax Commission may accept as payment for stamps personal checks upon determination by said commission that said purchaser is financially responsible; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 124, 118, 195, 196, 208, 142 and 128 were, each, ordered referred for enrollment.

Senator Braden asked unanimous consent, to which Senator Collier objected, that the vote be reconsidered by which HOUSE BILL NO. 284 failed of passage.

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Senator Braden moved that the vote be reconsidered by which House Bill No. 284 failed of passage.

Senator Nance raised a point of order against the declaration that the Braden motion had failed, citing Rule 12 (b), which point was sustained, the President Pro Tempore declaring a majority of those voting is required to reconsider a vote whereby a bill has failed of passage; that it requires a majority of those elected to the Senate to reconsider the vote whereby a bill has been passed.

Upon a second vote being taken, the President Pro Tempore declared the Braden motion adopted.

Upon motion of Senator Braden, the vote was reconsidered, by which House Bill 284, was advanced to engrossment and third reading.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 37—By Committee on Education,

An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members thereof; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 135—By Cowden and Committee on Veterans' Affairs,

An Act making appropriation for the support, operation, maintenance, repairs, building, non-structural improvements and equipment of the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 166—By Anderson of the Senate; Carmichael of the House,

An Act relating to the issue of county warrants, amending 19 O. S. 1941, § 347, to conform to modern



procedures later enacted; requiring the county clerk to certify to condition of account charged, and

ENGROSSED SENATE BILL NO. 115—By Committee on Fees and Salaries,

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following sections thereof, to-wit: Sections 2, 3 and 6 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 144—By Collier,

An Act amending 6 Oklahoma Statutes 1941, Section 118b and providing for provisional credit and the time for revocation thereof for items deposited or credited by any bank; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 144 was read, as follows, and concurred in by the Senate, upon motion of Senator Collier:

Amendment No. 1. Strike Section 118b, on the Engrossed Senate Bill No. 144 and substitute the following: Section 118b: A credit given by a bank for an item drawn on or payable at such bank shall be provisional, subject to revocation *by return of the item by deposit in the mail or otherwise at or before the end of the next business day following that on which the item is received, deposited or credited, in the event the item is found not payable for any reason. Such item shall become dishonored upon the revocation of such credit. The term "credit" as used herein means, in addition to its ordinary meaning, payments made by one bank to another bank pursuant to a clearing arrangement or contract making such payment provisional.*

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ENGROSSED SENATE BILL NO. 144, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Chapman, Dacus, Gary, Logan, Neill, Nichols, Norton, Rinehart, White.—9.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Duffy, Finney, Ginder, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Chapman, Dacus, Gary, Logan, Neill, Nichols, Norton, Rinehart, White.—9.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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



Engrossed House Amendment to Engrossed Senate Bill No. 144 and ordered the bill, as amended, referred for enrollment.

Senator Anglin presiding.

Engrossed House Amendment to Engrossed Senate Bill No. 115 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 115—By COMMITTEE ON FEES AND SALARIES.

AN ACT RELATING TO SALARIES OF COUNTY OFFICERS AND THEIR DEPUTIES AND EMPLOYEES, AMENDING CHAPTER 6, TITLE 19, SESSION LAWS 1943, (HOUSE BILL 259), ONLY AS TO THE FOLLOWING SECTIONS THEREOF, TO-WIT: SECTIONS 2, 3 AND 6 FOR THE PURPOSE OF DEFINING TERMS, SUPPLYING OMISSIONS, AND MODIFYING AND IMPROVING CERTAIN ITEMS AND SCHEDULES, CONTAINED IN SAID STATEWIDE UNIFORM SALARY ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2 of Chapter 6, Title 19, Session Laws 1943, is hereby amended to read as follows:

"Section 2. In counties having a population of Ten Thousand Five Hundred (10,500) or less and an assessed net valuation of Seven Million Dollars (\$7,000,000.00) or less as shown by such census and such fixed valuation:

(a) The County Treasurer shall receive the sum of *One Thousand Four Hundred Forty Dollars (\$1440.00)* per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Dollars (\$100.00) each per month.

(b) The County Clerk shall receive the sum of *One Thousand Four Hundred Forty Dollars (\$1440.00)* per year, payable monthly, and shall be allowed one (1) or more regular, and/or part-time deputies at a sal-

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ary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Dollars (\$100.00) each per month.

(c) The County Assessor shall receive the sum of *One Thousand Four Hundred Forty Dollars (\$1440.00)* per year, payable monthly, and shall be allowed one (1) or more regular, and/or part-time deputies at a salary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Dollars (\$100.00) each per month.

(d) The County Superintendent shall receive the sum of *One Thousand Four Hundred Forty Dollars (\$1440.00)* per year, payable monthly, and shall be allowed one (1) or more regular, and/or part-time deputies at a salary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Dollars (\$100.00) each per month.

(e) The Court Clerk shall receive the sum of *One Thousand Four Hundred Forty Dollars (\$1440.00)* per year, payable monthly, and shall be allowed one (1) or more regular, and/or part-time deputies at a salary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Dollars (\$100.00) each per month.

(f) The County Judge shall receive the sum of *One Thousand Six Hundred Twenty Dollars (\$1620.00)* per year, payable monthly, and shall be allowed a regular or part-time Court Stenographer at a salary of not less than Seventy Dollars (\$70.00) per month nor more than One Hundred Dollars (\$100.00) per month.

(g) The County Attorney shall receive the sum of *One Thousand Six Hundred Twenty Dollars (\$1620.00)* per year, payable monthly, and shall be allowed a regular or part-time Assistant or Stenographer at a salary of not less than Seventy (\$70.00) Dollars per month nor more than One Hundred Dollars (\$100.00) per month.

(h) The County Sheriff shall receive the sum of *One Thousand Six Hundred Twenty Dollars (\$1620.00)* per year, payable monthly, and shall be al-



lowed one (1) or more deputies and/or undersheriff and/or jailer at a salary of not less than Seventy Dollars (\$70.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(i) The County Commissioners shall each receive the sum of One Thousand Two Hundred Dollars (\$1200.00) per year, payable monthly.

(j) The County Surveyor shall receive the sum of Sixty Dollars (\$60.00) per year, payable monthly."

SECTION 2. Section 3 of Chapter 6, Title 19, Session Laws 1943, is hereby amended to read as follows:

"Section 3. In counties having a population of Ten Thousand Five Hundred (10,500) or less and an assessed net valuation in excess of Seven Million Dollars (\$7,000,000.00) and not to exceed Nine Million Dollars (\$9,000,000.00) as shown by such census and such fixed valuation:

(a) The County Treasurer shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Twenty-five Dollars (\$125.00) each per month.

(b) The County Clerk shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(c) The County Assessor shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(d) The County Superintendent shall receive the sum of One Thousand Six Hundred Twenty Dollars

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(\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(e) The Court Clerk shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month. The Deputy Court Clerk shall have the qualifications of a Court Stenographer and shall serve as ex-officio Court Stenographer for the County Judge.

(f) The County Judge shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall use the Deputy Court Clerk as ex-officio Court Stenographer.

(g) The County Attorney shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall be allowed a regular or part-time assistant or stenographer at a salary of not less than Eighty Dollars (\$80.00) per month nor more than One Hundred Ten Dollars (\$110.00) per month.

(h) The County Sheriff shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall be allowed one (1) or more deputies and/or undersheriffs and/or jailer at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Twenty-five Dollars (\$125.00) each per month.

(i) The County Commissioners shall each receive the sum of *One Thousand Five Hundred Dollars (\$1,500.00)* per year, payable monthly.

(j) The County Surveyor shall receive the sum of Sixty Dollars (\$60.00) per year, payable monthly."

SECTION 3. Section 6 of Chapter 6, Title 19, Session Laws 1943, is hereby amended to read as follows:



"Section 6. In counties having a population in excess of Ten Thousand Five Hundred (10,500) and not to exceed Fourteen Thousand Five Hundred (14,500) and an assessed net valuation in excess of Four Million Dollars (\$4,000,000.00) and not to exceed *Ten Million Dollars (\$10,000,000.00)* as shown by such census and such fixed valuation:

(a) The County Treasurer shall receive the sum of One Thousand and Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than one Hundred Twenty-five Dollars (\$125.00) each per month.

(b) The County Clerk shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(c) The County Assessor shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(d) The County Superintendent shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month.

(e) The Court Clerk shall receive the sum of One Thousand Six Hundred Twenty Dollars (\$1620.00) per year, payable monthly, and shall be allowed one (1) or more regular and/or part-time deputies at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Ten Dollars (\$110.00) each per month. The Deputy Court Clerk

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shall have the qualifications of a Court Stenographer and shall serve as ex-officio Court Stenographer for the County Judge.

(f) The County Judge shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall use the Deputy Court Clerk as ex-officio Court Stenographer.

(g) The County Attorney shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall be allowed a regular or part-time assistant or stenographer at a salary of not less than Eighty Dollars (\$80.00) per month nor more than One Hundred Ten Dollars (\$110.00) per month.

(h) The County Sheriff shall receive the sum of One Thousand Eight Hundred Dollars (\$1800.00) per year, payable monthly, and shall be allowed one (1) or more deputies and/or undersheriffs and/or jailer at a salary of not less than Eighty Dollars (\$80.00) each per month nor more than One Hundred Twenty-five Dollars (\$125.00) each per month.

(i) The County Commissioners shall each receive the sum of One Thousand Two Hundred Dollars (\$1200.00) per year, payable monthly.

(j) The County Surveyor shall receive the sum of Sixty Dollars (\$60.00) per year, payable monthly."

**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. Providing further that the provisions of this Act regulating the salaries of County Officers on a basis of population and valuation shall become effective as provided by the Constitution of the State of Oklahoma.

ENGROSSED SENATE BILL NO. 115, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier,



Cobb, Collier, Counts, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Chapman, Dacus, Leonard, Mahan, Neill, Rinehart, White.—7.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Burns, Grennell.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Counts, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Logan, Lowery, Nance, Nevins, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—32.

Not Voting: Chapman, Dacus, Leonard, Mahan, Neill, Rinehart, White.—7.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Burns, Grennell.—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 Engrossed House Amendment to Engrossed Senate Bill No. 115 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 166 was read, as follows, and concurred in by the Senate upon motion of Senator Anderson:

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Amendment No. 1. Page 1, Section 1, Line 28 of Engrossed Senate Bill No. 166. Place a period after the word "therefor" and strike the remainder of line 28 and 29.

ENGROSSED SENATE BILL NO. 166, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Irby, Jones, Leonard, Lowery, Nevins, Nichols, Norton, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—29.

Not Voting: Counts, Ginder, Goodpaster, Logan, Mahan, Nance, Neill, Paul, Rinehart, White.—10.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No. 166 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 37 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 37—By COMMITTEE ON EDUCATION.

AN ACT AMENDING 68 O. S. 1941 § 15.38, RELATING TO COUNTY BOARDS OF EQUALIZATION AND COUNTY EXCISE BOARDS BY STRIKING CERTAIN QUALIFICATIONS PRESCRIBED FOR MEMBERS THEREOF; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:



SECTION 1. 68 O. S. 1941 § 15.38 is hereby amended to read as follows:

§ 15.38. A County Board of Equalization is hereby created for each county in the State, composed of three (3) members. One (1) member shall be appointed by the Oklahoma Tax Commission, one (1) member shall be appointed by the district judge or a majority of the district judges in all judicial districts where more than one (1) district judge is elected, and one (1) member shall be appointed by the Board of County Commissioners, and their tenure of office shall be co-terminus with that of the County Commissioners. The county clerk shall serve as secretary and clerk of said Board without additional compensation. Provided, however, that no person shall be appointed to membership on said County Board of Equalization who is not a freeholder of the county where he is to serve and who is or has been at any time during the two (2) years preceding his appointment an *officer* of the State, county, school district or municipal subdivision. Providing that one (1) member of the said Equalization Board shall live in the county seat of the county.

There is also created for each county in the State Excise Board to be composed of the members of the Equalization Board. The county clerk shall serve as the secretary and clerk of said Excise Board without additional compensation.

From and after the effective date of this Act, it shall be unlawful for any member of the County Board of Equalization or the County Excise Board to sell or contract to sell, or to lease or contract to lease, or to represent any person, firm, corporation or association in the sale or the lease of any machinery, supplies, equipment, material, or other goods, wares, or merchandise to any county, city or town of the county. It shall also be unlawful for any member of the County Board of Equalization or the County Excise Board to serve as employee, official, or attorney for any county, city or town of the county, or for any such member to represent any taxpayer before his own board in any manner, or to use his position as a board member to further his own interests. It shall also be unlawful for any taxpayer or interested party to employ any member of the County Board of Equalization or the County Excise Board in any matter

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coming before the Board. Any person violating any of the provisions of this Section shall be deemed guilty of a felony, and upon conviction thereof shall be punished by a fine of not less than Two Hundred (\$200.00) Dollars and not more than One Thousand (\$1000.00) Dollars, or by imprisonment in the State penitentiary for not less than six (6) months or more than two (2) years, or by both such fine and imprisonment.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

ENGROSSED SENATE BILL NO. 37, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Counts, Goodpaster, Mahan, Paul, Porter, Rinehart, White.—9.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Burns, Grennell.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.



Not Voting: Anderson, Braden, Counts, Goodpaster, Mahan, Paul, Porter, Rinehart, White.—9.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Burns, Grennell.—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 Engrossed House Amendment to Engrossed Senate Bill No. 37 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 135 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

Amendment No. 1: By adding the following Joint Authors to Engrossed Senate Bill No. 135: Weaver and Committee on Veterans Affairs, of the House.

The Presiding Officer declared Engrossed Senate Bill No. 135, as amended by the Honorable House, by adding co-authors, did not require passage, as amended, and ordered the bill, as amended, referred for enrollment.

Referring further to ENGROSSED SENATE BILL NO. 40, by Carey, of the House, and Finney, of the Senate, as amended in Conference, the Honorable House having passed the bill without the emergency section:

Senator Finney moved that the vote be reconsidered by which the emergency section to Engrossed Senate Bill No. 40, as amended in Conference, was passed, which motion prevailed, the roll call thereon being as follows:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Counts, Goodpaster, Mahan, Paul, Porter, Rinehart, White.—9.

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Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Finney, the emergency section to Engrossed Senate Bill No. 40, as amended in Conference, was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

Engrossed Senate Bill No. 40, together with Conference Committee Report thereon, was ordered referred for enrollment.

Upon motion of Senator Paul, the Senate voted to work under a Call.

Upon the roll being called, the following were noted absent: Senators Burns, Grennell, Ginder, Rinehart and White.

The Sergeant-at-Arms was instructed to notify the absent members of the Senate's order.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 22—By Mitchelson and Russell of the House, and Porter and Goodpaster of the Senate.

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named State Institutions of Higher Learning,



and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Mitchelson, Parrish, Batson, Braden, Bradley and Underwood.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Finney, the request of the Honorable House for a conference on Engrossed House Concurrent Resolution No. 22 was ordered granted and the Presiding Officer appointed as Senate Conferees thereunder Senators Thornton, Leonard, Nance, Goodpaster and Porter.

MR. PRESIDENT:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House complies with the request of the Senate and grants further conference on:

ENGROSSED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person otherwise eligible for old age assistance who has a total income and resources of less than sixty (\$60.00) dollars per month shall be deemed to be in need of old age assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and sixty (\$60.00) dollars, this proviso shall be inapplicable unless approved by the Federal Social Security Board, and shall be operative only when sufficient funds are available for payments on such basis; and declaring an emergency,

naming same conferees and conferees are instructed to make report by 3:00 P. M. today.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Upon motion of Senator Worthington, the Senate Conferees, appointed under Engrossed House Bill No. 42, were requested to make report by 3:00 p.m., this day.

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Senator White asked to be recorded present, which was the order.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED AND ENROLLED SENATE JOINT RESOLUTION NO. 9—By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones, Lowery, Irby, Sears, Carrier, Thornton, Dacus, Wheeler, Chapman, Porter, Neill, Duffy, and Gary of the Senate, and Holt, Johnson (Creek), Whitford and Starr of the House,

A Joint Resolution authorizing and directing the State Game and Fish Commission to accept in the name of the State of Oklahoma lands of former Senator Gid Graham; to maintain same as a game refuge for all time and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children of Oklahoma,

and to advise you and through you, the Honorable Senate, that the House of Representatives in compliance with your request, has reconsidered its action on the Enrolled Resolution and has reconsidered the vote whereby it passed the Resolution.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

By unanimous consent, upon request of Senator Finney, the vote was reconsidered by which Senate Joint Resolution No. 9 was passed.

Upon motion of Senator Brown, the vote was reconsidered by which Senate Joint Resolution No. 9 was advanced to engrossment and third reading.

By unanimous consent, Senator Brown submitted the following amendment, which was adopted:

Mr. President:

I move to amend Enrolled Senate Joint Resolution No. 9 to read as follows:

ENROLLED SENATE JOINT RESOLUTION NO. 9  
—By BROWN, RINEHART, ANGLIN, NICHOLS, PAUL, NANCE, JONES, LOWERY, IRBY, SEARS, CARRIER,



THORNTON, DACUS, WHEELER, CHAPMAN, PORTER, NEILL, DUFFY, GARY of the Senate, and HOLT, JOHNSON (Creek), WHITFORD, and STARR of the House.

A JOINT RESOLUTION AUTHORIZING THE STATE GAME AND FISH COMMISSION TO ACCEPT IN THE NAME OF THE STATE OF OKLAHOMA LANDS OF FORMER SENATOR GID GRAHAM; TO MAINTAIN SAME AS A GAME REFUGE AND TO BE A MONUMENT TO GID GRAHAM FOR HIS FIFTY (50) YEARS' FIGHT TO SAVE GAME AND FORESTS FOR THE CHILDREN OF OKLAHOMA.

WHEREAS, Gid Graham of Collinsville, Oklahoma, owns certain lands that he desires to deed to the State of Oklahoma on condition that the State shall keep and maintain such lands as a game refuge; and

WHEREAS, Senator Gid Graham has for fifty (50) years advocated and taught conservation of wild life and conservation of the forest for posterity; and

WHEREAS, he served with honor and distinction to his credit and to the credit of the State of Oklahoma as a Senator, and while serving as Senator was Chairman of the Committee on Game and Fish; and

WHEREAS, he toured the State of Oklahoma on behalf of this great humanitarian program and received the plaudit and praise of distinguished citizens; and

WHEREAS, he now states that he is seventy-eight (78) years of age and nearing the end of the Dim Trails and will soon take a Long Sleep and desires to leave a game refuge and a monument to his efforts in behalf of conservation of wild life, said monument being situated in Rogers County, Oklahoma, and being described as follows:

The Northeast Quarter (NE/4) of the Southwest Quarter (SW/4) of the Northeast Quarter (NE/4) and the North Half (N/2) of the Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of the Northeast Quarter (NE/4) of Section Thirty-three (33), Township Twenty-three (23) North, Range Sixteen (16) East,

to be held as a State sanctuary for animals and birds and as a monument to wild life.

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NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES JOINING THEREIN, That the State Game and Fish Commission be authorized to accept title to the lands now owned by Senator Gid Graham, in the name of the State of Oklahoma, as a game refuge, said Commission to maintain the same in equally good condition as other game refuges owned by the State.

BE IT FURTHER RESOLVED That said State Game and Fish Commission is authorized to purchase appropriate signs to be hung on fences and properly distributed around said premises, which shall read as follows:

"This game refuge given to the State of Oklahoma for all time by Gid Graham and maintained as a monument to him for his 50 years' fight to save game and forests for the children."

BROWN.

Upon motion of Senator Brown, Senate Joint Resolution No. 9, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Brown, the rules of the Senate were suspended and Senate Joint Resolution No. 9, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

SENATE JOINT RESOLUTION NO. 9 was read for the third time at length

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Aye: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Counts, Goodpaster, Mahan, Paul, Porter, Rinehart, White.—9.

Absent: Burns, Grennell.—2.

Excused: Cowden,—1.



Excused on Account of Military Service: Fine, Phillips.—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. 9, as amended, was ordered referred for engrossment.

Senator Ginder asked to be recorded present, which was the order.

MR. PRESIDENT:

As per your request, I am directed by the House of Representatives to return herewith:

ENROLLED AND ENGROSSED HOUSE BILL NO. 432—By Carey and Montgomery,

An Act defining bedding to include mattresses, pillows, bolsters, feather beds and other filled bedding of any description; requiring the labeling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump grounds, junk yards and hospitals; requiring germicidal treatment of second-hand mattresses; placing enforcement of this Act in the State Board of Health; requiring permits for manufacture, repair or renovation and application of germicidal process, payment of fees for permits, providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in the State Treasury to the credit of the General Revenue Fund; creating positions of sanitary inspectors and setting salaries; providing penalty for violation; requiring bedding manufacturers or renovators to keep premises sanitary, except all bedding manufactured, repaired or renovated or sold prior to effective date of this Act; making provisions of Act severable; and declaring an emergency,

for further consideration.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Senator Paul moved that the vote be reconsidered by which the emergency section to Engrossed House Bill No.

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432 was passed by the Senate, which motion prevailed, the roll call thereon being as follows:

Ayes: Anglin, Brown, Carrier, Chapman, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—30.

Not Voting: Anderson, Braden, Counts, Goodpaster, Mahan, Paul, Porter, Rinehart, White.—9.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Absent: Burns, Grennell.—2.

Upon motion of Senator Paul, the emergency section to Engrossed House Bill No. 432 was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

House Bill No. 432, as amended, was ordered referred for engrossment.

Senator Rinehart asked to be recorded present, which was the order.

Referring further to ENGROSSED SENATE JOINT RESOLUTION NO. 8, as amended by the Honorable House:

Upon motion of Senator Ritzhaupt, the Senate concurred in Engrossed House Amendments to Engrossed Senate Joint Resolution No. 8.

ENGROSSED SENATE JOINT RESOLUTION NO. 8, as amended by the Honorable House, was read at length as follows:

ENGROSSED SENATE JOINT RESOLUTION NO. 8  
—By RITZHAUPT, NICHOLS, NEVINS, THORNTON, CHAPMAN, PAUL, NEILL, ANDERSON, JONES, NORTON, ANGLIN, and MAHAN of the Senate and BILLINGSLEY, CAREY, CARR, DEES, FIELDS, FLOWERS, FOCHT, HOFFSOMMER, HUGHES, JOHNSON (Creek), KING, LEVERGOOD, McCARTY, MITCHELSON, MORGAN, MOUNTCASTLE, OWNBY, SHUMATE, SINGLETON, STANDLEY, TAYLOR, TOAZ, VAN DYCK, WAL-



LACE (Okla.), WASHINGTON, WEAVER and WELCH 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 X, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA:

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That 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 9 of Article X of the Constitution of the State of Oklahoma, to make the said Section 9 of the said Article X of the Constitution of the State of Oklahoma read as follows:

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, fifteen (15) mills on the dollar, to be apportioned between county, city, town and school district, by the County Excise Board, until such time as the regular apportionment is otherwise provided for by the Legislature.

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, that upon certification of the need therefor by the governing board, an additional levy of not to exceed one (1) mill on the dollar valuation on any property within the county shall be levied by the excise board, the proceeds derived therefrom to be used exclusively for the purchase of equipment, acquisition of sites and erection of buildings for separate schools for white and Negro children; provided further, the annual ad valorem tax rate for school purposes may be increased, in any school district, by an

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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 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 such legislative provision is made, said levy may be made and said election held as now provided by law; and provided further, that limitations on the levy of such additional 10-mill levy may be made hereafter by the Legislature.

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 subdivisions 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 subdivisions at such time shall in no event exceed levy or assessment 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:

Shall a Constitutional Amendment

amending Section 9 of Article X of the Constitution of Oklahoma providing that the annual ad valorem tax rate for separate schools for white and Negro children shall be increased in any county of the state not exceeding one (1) mill on the dollar valuation on all property in the county, on condition that the governing board certify the need therefor. This amendment shall not be construed to tax churches or schools or other tax exempt property including that part of the valuation of homesteads which is



exempt or to prevent the Legislature classifying intangible personal property for taxation at lesser rates than therein specified.

Shall the Proposed Amendment  
be Approved?

☐ Yes  
☐ No

The President of the Senate shall immediately after the effective date of this Resolution, prepare and file one (1) copy thereof, including said ballot title, with the Secretary of State and one (1) copy with the Attorney General.

SECTION 3. A special election is hereby ordered to be held throughout the State on the 2nd day of July, 1946, 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.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Logan, Lowery.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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 Senate Joint Resolution No. 8 be referred to the people of the State of Oklahoma for approval or rejection at a Special Election to be held on the 2d day of July, 1946, as provided in Section 3 of the Resolution, which special election is hereby ordered and authorized on the 2d day of July, 1946, as provided in

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Section 1 of Article 24 of the Constitution of the State of Oklahoma?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Logan, Lowery.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Presiding Officer, in open session, declared that the Constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling a Special Election.

The Presiding Officer, in open session, signed Engrossed House Amendments to Engrossed Senate Joint Resolution No. 8 and ordered the Resolution, as amended, referred for enrollment.

Referring further to ENGROSSED HOUSE BILL NO. 142, by Edwards, et al, as amended in Conference:

Upon motion of Senator Nance, the Senate adopted the Conference Committee Report on Engrossed House Bill No. 142.

ENGROSSED HOUSE BILL NO. 142, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Aye: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.



Nays: Cobb, Ginder, Logan, Nichols.—4.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Nays: Cobb, Ginder, Logan, Nichols.—4.

Absent: Burns, Grennell.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 142, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

The President announced the presence in the Senate Chamber of the Governor and Gene Autry and recognized Senator Chapman to introduce the visitors, following which Gene Autry addressed the Senate briefly.

Referring further to ENGROSSED SENATE BILL NO. 320, as amended by the Honorable House:

Upon motion of Senator Thornton, the Senate con-

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curred in Engrossed House Amendments to Engrossed Senate Bill No. 320.

ENGROSSED SENATE BILL NO. 320, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Goodpaster, Lowery.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden, Wheeler.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Goodpaster, Lowery.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden, Wheeler.—2.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 320 and ordered the bill, as amended, referred for enrollment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 399, by Tankersley, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 399 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 399 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Nance, Wheeler.—5.

Absent: Burns, Grennell.—2.

Absent on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Nance, Wheeler.—5.

Absent: Burns, Grennell.—2.

Absent on Account of Military Service: Fine, Phillips.—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. 399, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 400, by Tankersley, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 400 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 400 was considered engrossed and placed upon third reading and final passage.

Senator Pruett asked unanimous consent, which was granted, to correct the Committee Report on House Bill No. 400 by adding "and the title be amended to conform to the amendments."

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney,



Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Goodpaster, Mahan.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden, Wheeler.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, White, Williams, Worthington.—36.

Nays: Goodpaster, Mahan.—2.

Absent: Burns, Grennell.—2.

Excused: Cowden, Wheeler.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 400 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 397, by Tankersley, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 397 was advanced to engrossment and third reading.



*Seventy-third Day, Wednesday, April 25, 1945 1885*

By unanimous consent, House Bill No. 397 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 397 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Nays: Counts, Porter, White.—3.

Absent: Burns, Grennell.—2.

Excused: Chapman, Cowden, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Carrier, Cobb, Collier, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Williams, Worthington.—34.

Nays: Counts, Porter, White.—3.

Absent: Burns, Grennell.—2.

Excused: Chapman, Cowden, Wheeler.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 397, and ordered the same returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 40 correctly enrolled and House Bill No. 432 correctly engrossed.

DACUS, Chairman.

Senate Bill No. 40 was read for the fourth time at length, the enrolled copy signed in open session by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The Presiding Officer in open session signed engrossed Senate Amendments to and Engrossed House Bill No. 432 as amended and ordered it returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 40—By Gary and Finney,

An Act relating to textbook commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in public schools of the state; creating a textbook committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941 Sections 974, 975 and 976; repealing Chapter 68, Title 70, Page 224 Oklahoma Session Laws 1943,

and to advise you, and through you, the Honorable Senate,



*Seventy-third Day, Wednesday, April 25, 1945 1887*

that the same has been read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 40 was ordered transmitted to the Governor for consideration.

Upon motion of Senator Finney, the Senate recessed until the hour of 1:30 p.m.

#### AFTERNOON SESSION

Pursuant to recess, the Senate reassembled at 1:30 p. m. with President Berry presiding.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 29, by Standley, was taken up for consideration and read at length.

Upon motion of Senator Anglin, House Concurrent Resolution No. 29 was adopted.

The President, in open session, signed Engrossed House Concurrent Resolution No. 29 and ordered it returned to the Honorable House.

By unanimous consent, ENGROSSED HOUSE BILL NO. 490, by Foley, et al, was taken up for consideration and read at length.

Upon motion of Senator Paul, House Bill No. 490 was advanced to engrossment and third reading.

Senators Burns and Grennell asked to be recorded present, which was the order.

ENGROSSED HOUSE BILL NO. 398 was taken up for consideration and read at length.

Senator Norton moved that House Bill No. 398 be stricken from the Calendar, which motion prevailed.

Senator Braden raised the question of "no quorum."

Upon roll call, the President declared a quorum of the Senate present.

## MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 432—By Carey and Montgomery,

An Act defining bedding to include mattresses, pillows, bolsters, feather beds, and other filled bedding of any description; requiring the labeling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump grounds, junk yards and hospitals; requiring germicidal treatment of second-hand mattresses; placing enforcement of this Act in the State Board of Health; requiring permits for manufacture, repair or renovation and application of germicidal process, payment of fees for permits, providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in the state treasury to the credit of the general revenue fund; creating positions of sanitary inspectors and setting salaries; providing penalty for violation; requiring bedding manufacturers or renovators to keep premises sanitary, except all bedding manufactured, repaired or renovated or sold prior to effective date of this Act; making provisions of Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 432 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.

## GENERAL ORDER

ENGROSSED HOUSE BILL NO. 375, by Bailey, was taken up for consideration and read at length.



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Upon motion of Senator Goodpaster, House Bill No. 375 was advanced to engrossment and third reading.

Upon motion of Senator Goodpaster, the rules of the Senate were suspended and House Bill No. 375 was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-

thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 375, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 28, by Ward, was taken up for consideration, read at length, and adopted upon motion of Senator Goodpaster.

The President, in open session, signed Engrossed House Concurrent Resolution No. 28 and ordered it returned to the Honorable House.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 27, by Langley, et al, was taken up for consideration, read at length, and adopted upon motion of Senator Worthington.

The President, in open session, signed Engrossed House Concurrent Resolution No. 27 and ordered it returned to the Honorable House.

ENGROSSED HOUSE BILL NO. 380, by Medlock, was taken up for consideration and read at length.

Upon motion of Senator Nichols, House Bill No. 380 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 380 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Dacus, Duffy, Gary, Grennell, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nichols, Porter, Rinehart, Trussel, Wheeler, White, Williams, Worthington.—25.



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Nays: Carrier, Ginder, Goodpaster, Logan, Nevins, Norton, Ritzhaupt, Sears, Speck.—9.

Excused: Collier, Counts, Cowden, Finney, Irby, Paul, Pruett, Thornton.—8.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Lowery, Mahan, Nance, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Nays: Logan, Nevins.—2.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 380, and ordered the same returned to the Honorable House.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 379, by Flanagan, et al, was taken up for consideration and read at length.

Senator Ritzhaupt submitted the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 379 line 11, by striking all of lines 11, 12 and 13 and inserting:

"that the provisions of this Act requiring candidates for county superintendent to have taught school for eighteen months during the last five years do not apply to veterans of World War II who are otherwise qualified."

RITZHAUPT.

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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck,



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Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 379 was ordered referred for engrossment.

#### GENERAL ORDER

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 24, by Wright, et al, was taken up for consideration, read at length, and adopted upon motion of Senator Paul.

The President, in open session, signed Engrossed House Concurrent Resolution No. 24, and ordered it returned to the Honorable House.

The following Communication was read and, together with Resolution attached thereto, ordered printed in the Journal:

To the Honorable  
The President of the Senate,  
Twentieth Legislature of Oklahoma.

April 25, 1945

SIR:

In accordance with law and in compliance with the terms of a Resolution duly adopted by the State Board of Equalization of the State of Oklahoma, sitting in called Session on April 24, 1945, I have the honor to deliver to you herewith a duly authenticated duplicate original of said Resolution as adopted by said Board under authority of Section 23, Article 10, of the Constitution of Oklahoma, as amended; and to request a signed memorandum acknowledging receipt of same, for the Minutes and records of said Board.

Very truly yours,

C. C. CHILDERS, STATE AUDITOR,  
Ex Officio Secretary, State Board of  
Equalization.

By TOM BODINE, Asst. Secretary.

STATE BOARD OF EQUALIZATION REVISED  
ESTIMATE NO. 2—(1945)

Proceedings Had This the 24th Day of April, 1945:

Whereupon, Mr. Randell S. Cobb introduced and moved the adoption of the following Resolution. The motion was duly seconded by Mr. F. C. Carter. The Resolution is as follows:

R E S O L U T I O N  
Of The  
STATE BOARD OF EQUALIZATION

WHEREAS, Pursuant to the provisions of the Amendment to Section 23, Article 10, Oklahoma Constitution, adopted March 11, 1941, the State Board of Equalization on November 20, 1944, made its original estimate of the revenues to accrue to the General Revenue Fund and each special fund of the State, for the fiscal years ending June 30, 1946 and June 30, 1947, and

WHEREAS, The Amendment to Section 23, Article 10, Oklahoma Constitution, provides in part as follows:

“Section 23. Within twenty days after the adoption of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made for each year of the next binnium showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for each fiscal year shall not exceed the average total revenue which accrued to each such fund for the three (3) last preceding fiscal years, to which amount shall be added the cash surplus, if any, from the preceding fiscal year in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature at the time such estimate is made. Such estimate shall be filed with the Governor, the President of the Senate and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until such estimate is made and filed, unless the



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State Board of Equalization has failed to file said estimate at the time of convening of said Legislature, then, in such event, it shall be the duty of the Legislature to make such estimate pursuant to the provisions of this amendment, and all appropriations made in excess of such estimate shall be null and void; Provided, However, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for each year . . . .” and

WHEREAS, Since the date of said original estimate made by this Board, the Legislature has enacted laws providing additional revenues for the General Revenue Fund; and

WHEREAS, It appears that the Twentieth Legislature has enacted House Bill No. 11 transferring certain revenues to the Public Building Fund for the fiscal year ending June 30, 1946; and

WHEREAS, This Board acting in pursuance of the duty and authority conferred upon it has caused to be presented to it all of the data, figures and relevant information concerning the revenue to accrue under the additional revenue measures adopted by the Twentieth Legislature, and, after careful study of such information has determined that the original estimates of this Board as heretofore revised should be further revised and adjusted:

NOW, THEREFORE, BE IT RESOLVED, By the State Board of Equalization of the State of Oklahoma that the original estimates of this Board of the revenues reasonably estimated to accrue to the General Revenue Fund and to the several special funds of the State for and dur-

in the fiscal years ending June 30, 1946 and June 30, 1947,  
be revised and adjusted as follows:

### STATE OF OKLAHOMA

REVISED AND ADJUSTED ESTIMATE OF THE STATE  
BOARD OF EQUALIZATION OF THE REVENUES TO  
ACCRUE TO THE GENERAL REVENUE FUND AND  
THE SEVERAL SPECIAL FUNDS OF THE STATE OF  
OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE  
30, 1946 AND JUNE 30, 1947:

Name of Fund and Source of Revenue	Estimate of the State Board of Equalization 1945-1946	1946-1947
State General Revenue		
Oklahoma Tax Commission:		
State Income Tax -----	\$ 8,243,561.09	\$ 2,243,561.09
Gross Production Tax -----	6,579,946.73	6,579,946.73
Gasoline Tax -----	3,509,138.64	3,509,138.64
Cigarette License and Tax --	4,144,387.11	4,144,387.11
Corporation License and Tax	916,726.68	916,726.68
Inheritance and Estate Tax	924,135.67	924,135.67
Motor Vehicle Excise Tax --	500,000.00	500,000.00
Freight Car Tax -----	90,424.88	90,424.88
Alcohol Permits -----	485.33	485.33
Fuels Excise Tax -----	332,605.04	332,605.94
Rural Electric Co-operative License -----	224.15	224.15
Use Tax -----	600,000.00	600,000.00
Tobacco License and Tax ---	1,000,000.00	1,000,000.00
Special Fuel Use Tax ----	9,019.86	9,019.86
Gift Tax -----	76,323.27	76,323.27
Itinerant Merchants License	40.00	40.00
Miscellaneous Fees -----	4,337.55	4,337.55
Other Collections:		
1932 and Back Ad Valorem Tax -----	\$ 15,000.00	\$ 15,000.00
Clerk of Supreme Court ---	14,441.32	14,441.32
State Insurance Commission	1,927,032.84	1,927,032.84
Commissioner of Labor ----	516.66	516.66
Secretary of State -----	46,967.94	46,967.94
State Auditor -----	235.45	235.45



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Board of Public Affairs ----	89,496.01	89,496.01
State Banking Department--	21,783.91	21,783.91
Building and Loan Division--	3,941.45	3,941.45
Securities Commission ----	3,449.67	3,449.67
Small Loan Act Fees ----	13,015.84	13,015.84
Board of Health -----	153,366.46	153,366.46
State Library Commission--	379.29	379.29
Corporation Commission ---	540.73	540.73
State Insurance Board ----	62,166.50	62,166.50
State Fire Marshal -----	4,142.96	4,142.96
Board of Pharmacy -----	1,836.35	1,836.35
Mining Board -----	186.50	186.50
Board of Barber Examiners--	1,356.16	1,356.16
State Geological Survey ---	662.08	662.08
Board of Cosmetology -----	7,376.49	7,376.49
Board of Medical Examiners	1,017.95	1,017.95
Board of Optometry -----	105.83	105.83
Board of Chiropractic		
Examiners -----	170.40	170.40
Board of Osteopathy -----	285.03	285.03
Dental Board -----	341.13	341.13
Board of Professional		
Engineers -----	767.33	767.33
Board of Nurse Examiners--	796.72	796.72
Board of Architect		
Examiners -----	212.40	212.40
Board of Accountancy -----	123.42	123.42
Board of Dry Cleaners -----	766.82	766.82
Board of Embalmers and		
Funeral Directors -----	1,204.30	1,204.30
Surplus Transfers:		
Oklahoma Tax Commission -	738,051.39	738,051.39
Board of Cosmetology -----	7,148.14	7,148.14
Income Tax Adjustment ----	58,301.36	38,301.36
Used Equipment -----	12,815.00	12,815.00
General Revenue Lapsed		
Balances -----	890,188.78	890,188.78
Motor Carrier Indentifi-		
cation Plate -----	546.91	546.91
Total -----	\$31,012,066.52	\$31,012,066.52

ADDITIONAL REVENUE PROVIDED  
FOR THE GENERAL REVENUE FUND BY  
THE REGULAR SESSION OF THE  
TWENTIETH LEGISLATURE

House Bill No. 249 (Beer  
Bill) : Levies a tax of \$7.00  
per barrel:

Tax and Licenses -----	\$ 4,500,000.00	\$ 4,500,000.00
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GRAND TOTAL OF REVENUE TO ACCRUE TO THE GENERAL REVENUE FUND -----	\$35,512,066.52	\$35,512,066.52
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(This Board considered House Bill No. 83, Insurance Premium Tax Act; House Bill No. 401, Use Tax Act; House Bill No. 91, Income Tax Deduction for Service Men Act; House Bill No. 169, A. and M. College Oil and Gas Lease Act; and House Bill No. 172, Frozen Food Locker Act, and reached the conclusion that said Acts did not justify revising the estimates of the General Revenue Fund to show any increase or decrease in the revenues to accrue to the General Revenue Fund during the next biennium.)

Section Thirteen:

University of Oklahoma ----	\$ 80,385.07	\$ 80,385.07
North Oklahoma Junior College -----	8,931.67	8,931.67
East Central State College--	14,886.12	14,886.12
Central State College -----	14,886.12	14,886.12
Northeast State College ----	14,886.12	14,886.12
Northwest State College ---	14,886.13	14,886.13
Southeast State College ----	14,886.13	14,886.13
Southwest Institute of Technology -----	14,886.12	14,886.12
Langston University -----	8,931.67	8,931.67
Oklahoma A. and M. College	80,385.07	80,385.07
Total -----	\$ 267,950.22	\$ 267,950.22

CASH SURPLUS JUNE 30, 1944:

University of Oklahoma ---	\$ 60,726.53
North Oklahoma Junior College -----	6,705.93
Central State College -----	11,167.17
East Central College -----	11,646.44



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Northeast State College ----	11,166.40
Northwest State College ---	11,166.64
Southwest Institute of Technology -----	15,071.52
Southeast State College ----	11,166.42
Langston University -----	6,702.82
Oklahoma A. and M. College	60,295.93

---

\$ 205,815.80

Grand Total Section 13--\$ 473,766.02 \$ 267,950.22

New College:

University of Oklahoma ----\$	35,254.63	\$ 35,254.63
North Oklahoma Junior College -----	16,658.85	16,658.85
East Central State College -	6,899.18	6,899.18
Central State College -----	*,899.18	6,899.18
Northeast State College ----	6,899.17	6,899.17
Northwest State College ---	6,899.18	6,899.18
Southeast State College ----	6,899.18	6,899.18
Southwest Institute of Technology -----	6,899.18	6,899.18
Langston University -----	15,733.97	15,733.97
Oklahoma A. and M. College	31,936.45	31,936.45

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Total -----\$ 140,978.98 \$ 140,978.98

CASH SURPLUS, JUNE 30, 1944:

University of Oklahoma ----\$	32,930.90
North Oklahoma Junior College -----	6,102.08
Central State College -----	7,099.82
East Central State College -	6,120.95
Northeast State College ----	6,136.76
Northwest State College ---	6,123.15
Southeast State College ----	6,128.28
Southwest Institute of Technology -----	6,295.61
Langston University -----	17,473.97
Oklahoma A. and M. College	36,241.94

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\$ 130,653.46

Grand Total New College--\$ 271,632.44 \$ 140,978.98

## State Highway Commission:

Gasoline Tax -----	\$ 8,674,509.57	\$ 8,674,509.57
Special Fuel Use Tax -----	27,366.77	27,366.77
State Highway Commission Earnings -----	353,735.21	353,735.21
Surplus Motor Vehicle Enforcement -----	5,421.21	5,421.21
Total -----	\$ 9,061,032.76	\$ 9,061,032.76

## Oklahoma Tax Commission:

Gasoline Tax -----	\$ 371,680.34	\$ 371,680.34
Gross Production Tax -----	169,326.30	169,326.30
State Income Tax -----	290,260.24	290,260.24
Beverage License and Tax -----	66,492.84	66,492.84
Special Fuel Use Tax -----	1,128.51	1,128.51
Sales Tax -----	460,770.32	460,770.32
Inheritance and Estate Tax -----	3,580.21	3,580.21
Commercial Vehicle License Tax -----	304,228.32	304,228.32
Auto and Farm Truck License Tax -----	356,762.99	356,762.99
Rural Electric Co-operative Tax -----	1,010.87	1,010.87
Total -----	\$ 2,025,240.94	\$ 2,025,240.94

## Public Building:

Board of Affairs Oil Revenue -----	\$ 200,000.00	\$ 175,000.00
Commissioners of the Land Office -----	200.00	200.00
Total -----	\$ 200,200.00	\$ 175,200.00

HOUSE BILL NO. 11,  
CASH SURPLUS,

June 30, 1944 -----	\$ 94,803.10
Twentieth Legislature -----	\$ 1,250,000.00

Total Public Building -----	\$ 1,545,003.00	\$ 175,200.00
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## Board of Optometry:

Fees—Board of Optom- etry -----	\$ 1,000.00	\$ 1,100.00
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Total -----	\$ 1,000.00	\$ 1,000.00
CASH SURPLUS, JUNE 30, 1944 -----	\$ 1,768.43	\$ 1,000.00
Grand Total -----	\$ 1,768.43	\$ 1,000.00
Public Safety:		
Drivers Licenses -----	\$ 400,000.00	\$ 400,000.00
Title Fees -----	200,000.00	200,000.00
Department of Public Safety	646.79	646.79
Total -----	\$ 600,646.79	\$ 600,646.79
CASH SURPLUS, JUNE 30, 1944 -----	\$ 188,111.22	
State Income Tax -----	\$ 8,243,561.09	\$ 2,243,561.09
Grand Total -----	\$ 788,758.01	\$ 600,646.79
Board of Cosmetology: Fees—Board of Cosme- tology -----	\$ 31,500.00	\$ 31,500.00

Because of inadequacy of information the State Board of Equalization has made no estimate as to the receipts of Institutional and Departmental Revolving Funds. Also no estimate has been made of the receipts to accrue to certain Special Funds such as the State Assistance Funds, Conservation Fund, Oil Compact Fund, Motor Vehicle Enforcement Fund, Motor Vehicle Identification Plate Fund, Board of Education Cash Fund, Fish and Game Fund, Firemen's Pension Fund, Board of Accountancy Fund, Dental Board Fund, Board of Professional Engineers Fund, Board of Veterinary Examiners Fund, Board of Dry Cleaners Fund, Board of Embalmers Fund, it being the thought of the Board that if the Legislature desires to appropriate the monies to accrue to these funds in a different manner or for a different purpose than they are now dedicated that the Legislature is authorized by Section 23, Article 10, Constitution of Oklahoma, as amended, to make an estimate of said funds.

BE IT FURTHER RESOLVED, That the above be and constitute the revised and adjusted estimate of the State Board of Equalization of the revenues reasonably to accrue to the General Revenue Fund and each special fund of the State for the fiscal years ending June 30, 1946 and June 30, 1947.

BE IT FURTHER RESOLVED, That a duly authenticated duplicate original of this Resolution and the Minutes adopting the same be forthwith delivered to the Honorables: The Governor, The President of the Senate, and The Speaker of the House of Representatives, as by law provided.

The members of the Board voted therefor as evidenced by their respective signatures, as follows:

ROB'T. S. KERR, Chairman.  
F. C. CARTER  
RANDELL S. COBB  
JOHN ROGERS  
JOE C. SCOTT

#### MESSAGES

The following Messages from the Honorable House were received and read:

##### MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 193—By Thornton and Leonard,

An Act making an appropriation from the general revenue fund of the state for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the state board of public affairs for extra help and to maintain the state Capitol Building and grounds, and

ENGROSSED SENATE BILL NO. 282—By Jones,

An Act amending Section 126, Title 52, Oklahoma Statutes, 1941, as amended by Section 2, Chapter 3, Title 52, Session Laws of 1943; and amending Section 127, Title 52, Oklahoma Statutes, 1941, as amended by Section 3, Chapter 3, Title 52, Session Laws of 1943; and amending Section 4, Chapter 3, Title 52, Session Laws of 1943; providing for employees of the conservation department of the corporation commission, fixing their salaries, duties, and qualifications; providing for payment and method of payment of traveling expenses; providing that all salaries and expenses of employees of said department be paid from the conservation fund; and declaring an emergency, and



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ENGROSSED SENATE BILL NO. 310—By Nichols  
of th Senate and Medlock and Holt of the House,

An Act appropriating the sum of fifteen thousand (\$15,000.00) dollars out of the governor's contingency fund for the purpose of purchasing land adjacent to the East Central State Teachers' College at Ada, Oklahoma; prescribing the method and manner of the expenditures; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 310 was read, as follows, and concurred in by the Senate upon motion of Senator Nichols:

Amendment No. 1: By striking the Emergency Clause, line 6 and 7 of the title on Engrossed Senate Bill No. 310.

By striking Section 2, beginning line 14 through line 17.

ENGROSSED SENATE BILL NO. 310, as amended, by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Carrier, Porter, Sears.—3.

Excused: Cowden, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed House Amendment to Engrossed Senate Bill No. 310, and ordered the same transmitted to the Committee on Engrossed and Enrolled bills, for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 193 was read, as follows, and concurred in by the Senate upon motion of Senator Gary:

Amendment No. 1. That lines 15 and 16 of Engrossed Senate Bill No. 193 be amended to read as follows:

"Maintain and improve Capitol		
and Mansion Grounds-----	\$14,000.00	\$14,000.00.
in lieu of -----	\$12,000.00	\$12,000.00.

ENGROSSED SENATE BILL NO. 193, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed House amendment to Engrossed Senate Bill No. 193, and ordered the same transmitted to the Committee on Engrossed and Enrolled bills, for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 282 was read, as follows, and concurred in by the Senate upon motion of Senator Jones:

Amendment No. 1: By striking the words and figures on lines 23 and 24, Page 2, Section 2, of the Engrossed



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Senate Bill No. 282, "One Thousand Six Hundred Twenty Dollars (\$1,620.00)" and insert in lieu thereof "One Thousand Eight Hundred Dollars (\$1,800.00).

ENGROSSED SENATE BILL NO. 282, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White.—35.

Nays: Braden, Duffy, Irby, Sears, Williams, Worthington.—6.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine. Phillips.—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, as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White.—35.

Nays: Braden, Duffy, Irby, Sears, Williams, Worthington.—6.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed House amendment to Engrossed Senate Bill No. 282, and ordered the same transmitted to the Committee on Engrossed and Enrolled bills, for enrollment.

**MR. PRESIDENT:**

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. 84**—By Bacon, Long, Carmichael, Burkhart, McDonald, Evans, Musgrave, Doty, Standley, Tolbert, Shumate, Klinglesmith and Hussey,

An Act repealing Sections 324, 324a, and 331, Title 52, Oklahoma Statutes 1941, and Section 8, Chapter 3a, Title 52, Session Laws of 1941, and Section 1, Chapter 5, Title 52, Session Laws of 1943; authorizing the corporation commission to set up a fuel inspection department; providing for appointment of state fuel inspector, chemist, assistant chemist, two traveling laboratory operators, 32 deputy fuel inspectors, secretary, and bookkeeper-stenographer, and for payment of salaries and expenses of such employees; levying an excise tax on gasoline, kerosene, naphtha, motor fuel and burning oil, and providing that such taxes shall be deposited with the state treasurer to the credit of the "fuel inspection fund" from which all expenses in connection with operation of said department shall be paid; prescribing qualifications and duties of employees and requiring bonds; authorizing purchase of laboratory equipment and supplies and payment of necessary expenses; and fixing effective date: and,

**ENGROSSED HOUSE BILL NO. 219**—By Sherman,

An Act providing that the State of Oklahoma may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole; and,

**ENGROSSED HOUSE BILL NO. 77**—By Starr, Hathcoat, Weaver and Bradley,

An Act providing for the creation, powers and duties of the state board of health and for the appointment, removal and compensation of its members; authorizing the appointment of a state commissioner of health and pre-



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scribing his qualifications, compensation and manner of appointment; defining the powers and duties of the state commissioner of health; providing for the selection and compensation of employees of the state department of public health; providing for the acceptance and disbursement of grants, government allotments, gifts, devises, bequests, and appropriations, and other moneys; fixing the effective date of said act; repealing 63 Oklahoma Statutes 1941, Section 1; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 503—By Committee on Education,

An Act permitting school districts authorized to furnish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act; making the provisions of this Act cumulative to existing laws; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 518—By Parrish,

An Act cancelling the unallocated balance in the governor's contingency and emergency fund on June 30, 1945, as appropriated in Senate Bill No. 197 by the Nineteenth Legislature for the fiscal biennium beginning July 1, 1943, and reappropriating said unallocated balance in said governor's contingency and emergency fund on June 30, 1945, for use as the governor's contingency and emergency fund for the fiscal biennium beginning July 1, 1945, unexpended balances remaining in allocations made from the governor's contingency and emergency fund during the fiscal biennium beginning July 1, 1943; also making an appropriation of four hundred thousand (\$400,000.00) dollars from the general revenue fund accruing to the general revenue fund of the state during the fiscal year ending June 30, 1946, not otherwise appropriated, the reappropriated unallocated balance and unexpended balance, also the appropriated funds mentioned herein shall be non-fiscal, and are to be used and expended by the governor and his authority for certain emergencies and contingencies specified herein; providing that nothing contained herein shall limit authority under Section 23, Article 10 of the Constitution as amended, and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 244—By Dees, Biles, Flowers, Hawthorne, Parrish and Shumate,

An Act to provide for the retirement for meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits; to determine membership and conditions of membership in said fund; to provide for a board of trustees of said retirement fund; to provide for officers and to define their duties; to provide for the management of the funds of said system and to provide a method of financing said system; repealing Title 70, Chapter 27, Session Laws 1943; making the provisions of this Act severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 478—By Committee on Public Health and Sanitation; Committee on the Practice of Medicine; Special Sub-Committee on Public Health and Sanitation,

An Act relating to public health; authorizing the state commissioner of health to formulate and administer a state plan for the construction of public and other non-profit hospitals; and other health facilities; authorizing the acceptance of federal grants for federal participation in such construction and for administrative expenses; making an appropriation and providing for state grants to aid in the construction of public hospitals; defining the term "hospital" and other terms as used in the Act; prescribing duties of the state commissioner of health; authorizing certain political sub-divisions to issue bonds for hospital purposes and to operate hospitals; authorizing such sub-divisions to cooperate in constructing and operating hospitals; making provisions of the Act severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 257—By Arrington,

An Act relating to the conservation of oil and gas; amending Section 84, Title 52, Oklahoma Statutes, 1941, and providing definitions; amending Section 85, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of oil; and authorizing the corporation commission to make rules and regulations relative thereto; amending Section 86, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of gas. and authorizing the corporation commission to make rules and regulations relative thereto;



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amending Section 87, Title 52, Oklahoma Statutes, 1941, authorizing the corporation commission to regulate the taking of oil and gas from any common source of supply to prevent waste or to protect correlative rights, providing for the establishment of well spacing and drilling units for the purpose of preventing waste and for the purpose of protecting and adjusting the correlative rights of parties owning interests in such common source of supply; amending Section 90, Title 52, Oklahoma Statutes, 1941, empowering the corporation commission to make orders, rules and regulations applicable to common source of oil or gas supply, and providing that it shall not be necessary to publish same; providing for procedural requirements including right of appeal; providing a saving clause; repealing all acts or parts of acts in conflict herewith; and for other purposes, and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 13—By Reed,

An Act to provide for expenses of last illness and burial of recipients; authorizing the public welfare commission to establish a last illness and burial fund, from which fund last illness and burial expenses of recipients shall be paid; providing the manner and payment of same; fixing the maximum; and,

ENGROSSED HOUSE BILL NO. 6—By Weaver,

An Act providing for the reemployment of persons who left positions with the state, or any county, city, town, or school district, to serve in the armed forces of the United States on or after September 16, 1940, and prior to the termination of the present war, providing such honorably discharged persons shall, on their application, be restored to their former position, or to a position of like seniority, status and pay; prohibiting their discharge without cause within one year after such restoration, providing other details; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 409—By Singleton,

An Act amending Section 202 of Title 44, Oklahoma Statutes, 1941; and declaring an emergency,  
and the Bills have been passed by the House of Representatives AS AMENDED; by the Senate.

Respectfully, ,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

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. 402—By Billingsley and Sherman,

An Act amending Title 11, Sections 372 and 373, O. S. 1941, appropriating and setting aside for the use and benefit of the Firemen's Relief and Pension Fund a sum equal to *three-fourths* ( $\frac{3}{4}$ ) of the annual tax of four (4%) per centum on all premiums collected by all fire insurance companies in this State, after all cancellations and dividends to policy holders and other credits are deducted as provided by House Bill No. 83 of the Twentieth Legislature; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 446—By Miles, Reed and Weaver,

An Act making unlawful the sale in Oklahoma of certain defined drugs, commonly called Barbiturates, except by licensed drug stores and upon written prescription by persons licensed in this State to practice medicine and surgery, osteopathy, dentistry and veterinary medicine; fixing penalty for violation thereof; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 455—By Hawthorne, Biles, Barr, Taylor and Foley,

An Act relating to teachers; requiring the State Board of education to renew and extend valid teacher's certificates held by persons serving in World War II; providing that this Act shall not apply to war emergency certificates; prescribing period of renewal and extension; repealing all laws and parts of laws in conflict herewith and declaring an emergency,

and the Bill has been passed by the House of Representatives AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.



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MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 180—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund to be used by the governor for the extraordinary protection of the state and for extra help, for the fiscal years ending June 30, 1946 and June 30, 1947, and

ENGROSSED SENATE BILL NO. 179—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund for the fiscal years ending June 30, 1946 and June 30, 1947, to be used by the state department of health for the operation, maintenance and functions of the bureau of epidemiology in the state department of health, and

ENGROSSED SENATE BILL NO. 171—By Thornton and Leonard,

An Act appropriating from the Oklahoma Tax Commission fund for the expenses, maintenance, and salaries of the Oklahoma Tax Commission for the fiscal years ending June 30, 1946 and June 30, 1947; providing for unexpended and unobligated balances in the Oklahoma Tax Commission fund to revert to the general revenue fund of the state of Oklahoma; restricting and limiting the expenses for the operation of the Oklahoma Tax Commission; specifying the amounts to be expended from the Oklahoma Tax Commission fund during the fiscal years ending June 30, 1946 and June 30, 1947; repealing all Acts and parts of Acts in conflict herewith; and fixing the effective date of the Act, and

ENGROSSED SENATE BILL NO. 280—By Senate Committee on Appropriation,

An Act relating to the revolving funds of the Oklahoma state penitentiary and the Oklahoma state reformatory; consolidating revolving funds; providing purposes for which such funds may be expended; prescribing duties and procedure relating thereto; repealing 57 O. S. 1941.

§ § 163, 165, 166, 253, 255 and 322; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 62—By Committee on Appropriations,

An Act relating to expenses necessary and incident to elections; making appropriations for the purpose of paying expenses necessary and incident to elections, the duties of the state election board and the secretary thereof; prescribing purpose for which appropriations may be expended and manner of disbursing same; making appropriation non-fiscal; providing that surplus in any appropriations may be transferred to any other item with the approval of the governor; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 203—By Thornton and Leonard,

An Act making an appropriation from the general revenue fund of the state for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the state department of labor for extra help, and

ENGROSSED SENATE BILL NO. 202—By Thornton and Leonard,

An Act making an appropriation from the general revenue fund of the state for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the chief mine inspector of the state to teach mine safety and first aid, and

ENGROSSED SENATE BILL NO. 201—By Thornton and Leonard,

An Act making an appropriation from the depletion, management and sales fund in the commissioners of the land office of the state of Oklahoma for the fiscal years ending June 30, 1946 and June 30, 1947, for additional labor and employment in the soil conservation division thereof, and

ENGROSSED SENATE BILL NO. 189—By Thornton and Leonard,

An Act making an appropriation from the general revenue fund for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the secretary of state, and



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ENGROSSED SENATE BILL NO. 191—By Thornton and Leonard,

An Act making an appropriation from the general revenue fund of the state for the operation of the Oklahoma planning and resources board for the fiscal years ending June 30, 1946 and June 30, 1947, and

ENGROSSED SENATE BILL NO. 181—By Thornton and Leonard,

An Act making an appropriation for extra help in the office of the state examiner and inspector for the fiscal years ending June 30, 1946 and June 30, 1947, and

ENGROSSED SENATE BILL NO. 114—By Thornton,

An Act relating to the state war council, making appropriations for the support and maintenance of said council during the next biennium providing if United States ceases to be at war the governor may stop expenditures of funds herein appropriated and cause same to revert to the general revenue fund, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 172—By Thornton and Leonard,

An Act making an emergency appropriation for the Oklahoma Tax Commission for the purpose of purchasing, or renting, machinery and equipment; providing that the same shall be nonfiscal,

and to advise you, and through you, the Honorable Senate, that the same have passed the House, and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 180, 179, 171, 280, 62, 203, 202, 201, 189, 191, 181, 114, and 172 were each referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 267—By Hines and Bullard,

An Act relating to due date of ad valorem taxes and payment installments; amending 68 O. S. 1941 § 351 to provide that ad valorem taxes may be paid in two installments; prescribing the dates of said payments and delinquencies; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 519—By Welch,**

An Act making an appropriation for the fiscal years ending June 30, 1946, and June 30, 1947, 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,

**ENROLLED HOUSE BILL NO. 219—By Sherman,**

An Act providing that the State of Oklahoma may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole; and,

**ENROLLED HOUSE BILL NO. 482—By Montgomery, Barr, Billingsley, Harhsbarger, Hughes, Levergood, Long and Wallace (Oklahoma),**

An Act making orders of the Boards of County Commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections; and declaring an emergency; and,

**ENROLLED HOUSE BILL NO. 84—By Bacon, Burkhart, Carmichael, Doty, Evans, Hussey, Klinglesmith, Long, McDonald, Musgrave, Shumate, Standley, Starr and Tolbert,**

An Act repealing Sections 324, 324a, and 331, Title 52, Oklahoma Statutes 1941, and Section 8, Chapter 3a, Title 52, Session Laws of 1941, and Section 1, Chapter 5, Title 52, Session Laws of 1943; authorizing the Corporation Commission to set up a fuel inspection department;



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providing for appointment of State Fuel Inspectors, Chemist, Assistant Chemist, two traveling Laboratory Operators, thirty-one (31) Deputy Fuel Inspectors, Secretary, and two (2) Book-Keeper-Stenographers, fixing the salaries of such employees; providing for traveling expenses of such employees; levying an excise tax on gasoline, kerosene, naphtha, motor fuel and burning oil meeting Federal commercial standard specifications Nos. 1, 2 and 3; prescribing qualifications and duties of employees and requiring bonds; fixing effective date; making provisions of this Act severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 267, 519, 219, 482, and 84 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.

The following Messages from the Honorable Governor were received and read:

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

Gentlemen:

This is to advise you that

ENROLLED SENATE BILL NO. 263—By Cobb,

An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school districts, and declaring an emergency,

has remained on the desk of the Governor for more than five (5) days, and has become a law without my signature. I have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

To the President and Members  
Of the Honorable Senate  
Twentieth Oklahoma Legislature

Gentlemen:

This is to advise you that on April 24, 1945, I signed:

ENROLLED SENATE BILL NO. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussel, Braden, Nichols, Burns, Speck, Brown, Chapman, Counts and Nevins,

An Act relating to the promotion of public health, authorizing any county to form a co-operative health department with the cities, towns, school districts and boards of education within its borders with the approval of the State Board of Health; authorizing and providing for combining funds appropriated for health purposes to be expended for purposes already provided by law for promotion of public health under direction of the State Board of Health; assigning code numbers; and declaring an emergency, and

ENROLLED SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House,

An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1946, to the Oklahoma State regents for higher education to be allocated to the institutions comprising the Oklahoma state system of higher education, said appropriation to be nonfiscal and to be made available for expenditure until June 30, 1947,

and have caused the same to be filed in the office of the Secretary of State.

ROBT S. KERR,  
The Governor of  
The State of Oklahoma.

#### CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on Engrossed Senate Bill No. 182 was submitted and adopted upon motion of Senator Lowery:



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April 24, 1945.

Mr. President: We, your Conference Committee to whom was referred Engrossed Senate Bill No. 182, by Thornton and Leonard, entitled:

An Act making appropriations out of the General Revenue Fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States Office of Education in the training of physically vocationally handicapped persons and in the promotion of vocational education,

beg leave to report that we had the same under consideration and, herein, return the same with the amendments, with the recommendation that it do pass, as amended.

Amendment No. 1: On Page 2, Line 16, strike the figures "\$77,650" and substitute, in lieu thereof, the figures "\$90,150" for each year of the biennium.

Amendment No. 2: On Page 2, Line 17, strike the figures "\$20,000" and substitute, in lieu thereof, the figures "\$30,000" for each year of the biennium.

Amendment No. 3: On Page 2, Line 19, strike the figures "\$25,000" and substitute, in lieu thereof, the figures "\$35,000" for each year of the biennium.

Amendment No. 4: On Page 2, Line 20, strike the figures "\$5,000" and substitute, in lieu thereof, the figures "\$10,000" for each year of the biennium.

Amendment No. 5: On Page 2, Line 21, strike the figures "\$195,250" and substitute, in lieu thereof, the figures "\$232,750" for each year of the biennium.

Senate Conferees:

THORNTON  
LOWERY  
RINEHART  
WHEELER  
DACUS

House Conferees:

FLOWERS  
WEAVER  
BILLINGSLEY  
BULLARD  
PARRISH

ENGROSSED SENATE BILL NO 182, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended, in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Speck, Thornton, Trussel, Wheeler, White, Worthington.—36.

Nays: Carrier, Finney, Sears, Williams.—4.

Excused: Cowden, Ginder.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 182, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 284, by Langley, was taken up for consideration and read at length.

Senator Braden submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 284, as follows:

Amendment No. 1: Amend the title to read as follows:

AN ACT RELATING TO SINKING FUND SURPLUSES IN TOWNSHIPS; DIRECTING THAT THE SAME SHALL BE REFUNDED TO THE AD VALOREM TAXPAYER BY USING THE SAME TO REDUCE AD VALOREM TAX LEVIES AND DECLARING AN EMERGENCY.

Amendment No. 2: Strike out all of Section 1 and insert in lieu thereof the following: "Section 1. Whenever in any county in this State there shall exist in the sinking fund of any township in said county an actual cash surplus after



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payment of all of the obligations of the sinking fund of said township, it shall be the duty of the County Treasurer and County Excise Board of said county to transfer such surplus to the county sinking fund of said county and to use the same to reduce the county sinking fund levy of said county and in the event such county has no sinking fund obligations, then such surplus shall be transferred to the county general fund of said county and used to reduce the county general fund levy."

Amendment No. 3: Strike out Section 2.

Amendment No. 4: Renumber Section 3, which is the emergency clause, as Section 2.

BRADEN.

Upon motion of Senator Braden, House Bill No. 284, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 284, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 284 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—38.

Nays: Ginder, Norton, Williams.—3.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Worthington.—38.

Nays: Ginder, Norton, Williams.—3.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 284, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bills Nos. 32, 46, 118, 124, 142, 169, 195, 196, 206, 208, 300 and 303, each, correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 32, 46, 118, 124, 142, 169, 195, 196, 206, 208, 300 and 303 were each 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 Sears presiding.

#### MESSAGE

received and read:

The following Message from the Honorable House was  
MR. PRESIDENT:

I am directed by the House of Representatives to ad-



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wise you, and through you, the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 497—By Bullard, Wallace (Carter) and Bradley,

An Act relating to and providing for the apportionment and payment of certain State income taxes to the several counties of the State for the use and benefit of the common schools thereof, and for the apportionment and payment of the amounts so received by said counties to said schools; and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Bullard, Wallace (Oklahoma) and Bradley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for a conference on House Bill No. 497 be granted and three Senate Conferees appointed, which motion prevailed, the Presiding Officer appointing as such Committee, Senators Nance, Lowery and Jones.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 290, by Hunt, was taken up for consideration and read at length.

Senator Mahan submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 290, line 9, page 2, after the word "lands" and before the word "may" add the words "or interests."

MAHAN.

Senator Collier submitted the following amendment, which was tabled upon motion of Senator Leonard:

Mr. President: I move to amend House Bill No. 290, lines 17 and 18, page 2, by striking after the word "estate" in line 17 and before the word "for" in line 18, the following language: "or any mineral or royalty interest therein."

COLLIER.

Senator Nance presiding.

Senator Collier submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 290, lines 5 to 9, page 3, by striking after the word "trust," the proviso, as follows: "And provided, further, that no public service corporation shall hold any land, or title thereof, in any way whatsoever in this State, except as the same shall be necessary for the transaction and operation of its business as such public service corporation."

COLLIER.

Upon motion of Senator Pruett, House Bill No. 290 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 290 was considered engrossed and placed upon third reading and final passage.

Senator Norton moved the previous question be now put, which motion prevailed.

Senator Mahan asked unanimous consent, to which Senator Pruett objected, to submit an amendment to House Bill No. 290.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Brown, Chapman, Cobb, Dacus, Finney, Ginder, Grennell, Irby, Leonard, Logan, Nance, Neill, Nevins, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, White, Worthington.—24.

Nays: Anglin, Braden, Burns, Carrier, Collier Counts, Duffy, Goodpaster, Jones, Lowery, Mahan, Nichols, Rinehart, Sears, Thornton, Williams.—16.

Excused: Cowden, Gary.—2.

Excused on Account of Military Service: Fine, Phillips.—2.



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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. 290 was ordered referred for engrossment.

### MESSAGE

The following Message from the Honorable House was received and read:

**MR. PRESIDENT:**

I am directed by the House of Representatives to transmit herewith, for your consideration:

HOUSE CONCURRENT RESOLUTION NO. 34—By Flowers, Hawthorne, Parrish, Speakman, Toaz and Underwood of the House, and Ritzhaupt, Gary, Dacus and Wheeler of the Senate,

A Resolution recalling Enrolled House Bill No. 139 from the office of the Governor for further consideration and correction,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

By unanimous consent, ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 34 was taken up for immediate consideration, read at length and adopted upon motion of Senator Finney.

The Presiding Officer, in open session, signed Engrossed House Concurrent Resolution No. 34 and ordered it returned to the Honorable House.

Senator Nance announced that the Governor of the State of Oklahoma, Robert S. Kerr, was present in the Senate Chamber.

Governor Kerr was invited to the desk of the President of the Senate and presented to the Senate by President Pro Tempore Paul, after which he briefly addressed the Senate.

## MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 518—By Parrish,

An Act creating a special fund to be known as the governor's contingency fund, transferring certain cash to said fund, making appropriations of money to be placed in said fund, providing that the fund shall be nonfiscal and may be used and expended by the governor or by his authority for emergencies and contingencies as specified therein, making provisions of the Act severable; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 77—By Starr, Hathcoat, Bradley and Weaver,

An Act providing for the creation, powers and duties of the state board of health and for the appointment, removal and compensation of its members; authorizing the appointment of a state commissioner of health and prescribing his qualifications, compensation and manner of appointment; defining the powers and duties of the state commissioner of health; providing for the selection and compensation of employees of the state department of public health; providing for the acceptance and disbursement of grants, government allotments, gifts, devices, bequests, and appropriations, and other moneys; fixing the effective date of said Act; repealing 63 Oklahoma Statutes 1941, Section 1; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 478—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Committee on Public Health and Sanitation,

An Act relating to public health; authorizing the state commissioner of health to formulate and administer a state plan for the construction of public and other non-profit hospitals, and other health facilities; authorizing the acceptance of federal grants for federal participation in such construction and for administrative expenses; mak-



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ing an appropriation, defining the term "hospital" and other terms as used in the Act; prescribing duties of the state commissioner of health; authorizing certain political sub-divisions to issue bonds for hospital purposes and to operate hospitals; authorizing such sub-divisions to co-operate in constructing and operating hospitals; making provisions of the Act severable; and declaring an emergency, and

ENROLLED HOUSE JOINT RESOLUTION NO. 8—  
By Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Segrest, Taylor and Williams of the House, and Nance, Nichols, Anderson, Braden, Brown, Chapman, Cobb, Collier, Counts, Cowden, Duffy, Gary, Ginder, Jones, Leonard, Logan, Lowery, Pruett, Rinehart and Wheeler of the Senate,

A Joint Resolution creating a joint legislative committee to study the subject of taxation and investigate the tax systems of other states, prescribing the duties of the committee, authorizing the Governor to appoint a citizens committee to cooperate with said legislative committee, providing stenographic assistance, providing members of said committee shall serve without compensation or other 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 518, 77, and 478 and House Joint Resolution No. 8 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 34—By Flowers, Hawthorne, Parrish, Speakman, Toaz, and Underwood of the House, and Ritzhaupt, Gary, Dacus and Wheeler of the Senate,

A Resolution recalling Enrolled House Bill No. 139

from the Office of the Governor for further consideration and correction,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

Enrolled House Concurrent Resolution No. 34 was signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representative to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 503—By Committee on Education,

An Act permitting school districts authorized to furnish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act; making the provisions of this Act cumulative to existing laws; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 13—By Reed,

An Act relating to school enumeration; providing that the residence of children who are inmates of public or private orphans' homes for the purpose of enumeration shall be considered to be the district in which such homes are located; and,

ENROLLED HOUSE BILL NO. 419—By Wallace (Carter),

An Act amending Sub-sections (A) (1) and (7) of Section 989e of Title 68, Oklahoma Statutes, 1941, relating to reciprocity with other States and Territories of the United States in exempting intangible personal property from taxation for estate tax purposes; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 455—By Hawthorne, Biles, Barr, Taylor and Foley,

An Act relating to teachers; requiring the State Board



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of Education to renew and extend valid teachers' certificates held by persons serving in the military service of the United States Merchant Marines or any branch of the armed service or any auxiliary thereof in World War II; providing that this Act shall not apply to war emergency certificates; prescribing period of renewal and extension; repealing all laws and parts of laws in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 6—By Weaver,

An Act providing for the re-employment of persons who left positions with the State, or any county, city, town, or school district, to serve in the armed forces of the United States on or after September 16, 1940, and prior to the termination of the present war, providing such honorably discharged persons shall, on their application, be restored to their former position, or to a position of like seniority, status and pay; providing the man or woman applying for the same position, the first in service shall have priority; prohibiting their discharge without cause within one (1) year after such restoration, providing other details; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 503, 13, 419, 455 and 6 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 287—By Ritzhaupt,

An Act appropriating the sum of Eight Thousand Dollars (\$8,000.00) to the State Board of Regents for Higher Education, authorizing the Governor to transfer to the State Board of Regents for Higher Education the said sum

for allocation to Langston University from the Governor's Emergency and Contingency Fund, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 295—By Paul,

An Act making an appropriation out of the State Highway Construction and Maintenance Fund to make improvements on Rush Creek near Pauls Valley, Oklahoma, to protect U. S. Highway No. 77 from overflow and floods, prescribing details relating to the improvements, and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 152—By Anglin,

An Act making an appropriation for the support and maintenance of the public schools of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; said moneys to be expended under the provisions of House Bill No. 361, of the Nineteenth Legislature, as amended and supplemented by House Bill No. 139, of the Twentieth Legislature. and House Bill No. 268 of the Eighteenth Legislature; and declaring an emergency; and.

ENGROSSED SENATE BILL NO. 307—By Thornton,

An Act making appropriation from the General Revenue Fund of the State of Oklahoma, not otherwise appropriated, for the fiscal year ending June 30, 1946, and the fiscal year ending June 30, 1947, to the Oklahoma State Regents for Higher Education, to be used for the hospitalization of war veterans at the State University Hospital at Oklahoma City, Oklahoma; said appropriation for the fiscal year ending June 30, 1946 to be non-fiscal and any funds unexpended on June 30, 1946 shall be available for expenditure until June 30, 1947, and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same have passed the House and signed by the Presiding Officer in open session.

Respectfully.

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 287, 295, 152 and 307 were each ordered referred for enrollment.



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### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 184—By Counts and White,

An Act relating to relief; making appropriations for the State Board of Public Welfare; prescribing the purpose for which said appropriation shall be expended; providing procedure for disbursing funds; authorizing direct relief to be granted; authorizing State Board of Public Welfare to promulgate rules and regulations; prescribing other details; 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, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 184 were read, as follows, and concurred in by the Senate upon motion of Senator Thornton:

Amendment No. 1. By striking the words and figures Four Hundred Thousand (\$400,000.00) Dollars on Page 1, Lines 12 and 13 of Engrossed Senate Bill No. 184 and inserting in lieu thereof Six Hundred and Fifty Thousand (\$650,000.00) Dollars.

Amendment No. 2. By striking the words and figures Four Hundred Thousand (\$400,000.00) Dollars on Page 1, Lines 14 and 15 of Engrossed Senate Bill No. 184 and insert in lieu thereof Six Hundred and Fifty Thousand (\$650,000.00) Dollars.

ENGROSSED SENATE BILL NO. 184, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 184, and ordered the bill, as amended by the Honorable House, referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



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ENGROSSED SENATE BILL NO. 190—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the State Insurance Commissioner,

and to advise you, and through you, the Honorable Senate, that the same has been passed, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 190 was read, as follows, and concurred in upon motion of Senator Thornton:

Amendment No. 1. Page 2, Section 1, Line 3 of the printed Engrossed Senate Bill No. 190, strike the figures Three Thousand Dollars (\$3,000.00) for each year and substitute the figures Five Thousand Dollars (\$5,000.00) for each year of the biennium.

ENGROSSED SENATE BILL NO. 190, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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 En-

grossed House Amendment to Engrossed Senate Bill No. 190 and ordered the bill, as amended by the Honorable House, referred for enrollment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 71, 135, 223, 253, and 298, each, correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 71, 135, 223, 253 and 298 were, each, 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. 154, by Medlock, was read and considered.

Senator Ritzhaupt moved that further consideration of House Bill No. 154 be indefinitely postponed, which motion was tabled upon motion of Senator Norton.

Upon motion of Senator Rinehart, House Bill No. 154 was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and House Bill No. 154 was considered engrossed and ordered placed upon third reading and final passage.

Upon motion of Senator Norton, the previous question was ordered put.

#### 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:

Ayes: Burns, Carrier, Dacus, Duffy, Grennell, Jones, Logan, Nichols, Norton, Paul, Rinehart, Speck, Thornton.  
—13.



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Nays: Anderson, Anglin, Braden, Brown, Chapman, Cobb, Collier, Counts, Finney, Gary, Ginder, Irby, Leonard, Lowery, Nance, Neill, Porter, Pruett, Ritzhaupt, Sears, Trussel, Wheeler, White, Williams, Worthington.—25.

Excused: Cowden, Goodpaster, Mahan, Nevins.—4.

Excused on Account of Military Service: Fine, Phillips.—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.

#### GENERAL ORDER

HOUSE BILL NO. 153, by Medlock, was read and considered.

Senator Braden moved that further consideration of House Bill No. 153 be indefinitely postponed, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Anglin, Braden, Chapman, Cobb, Collier, Counts, Finney, Gary, Ginder, Irby, Leonard, Nance, Nevins, Ritzhaupt, Speck, Trussel, White, Williams, Worthington.—19.

Nays: Anderson, Brown, Burns, Carrier, Dacus, Duffy, Goodpaster, Grennell, Jones, Logan, Lowery, Mahan, Neill, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Thornton, Wheeler.—22.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

By unanimous consent, further consideration of House Bill No. 153 was deferred temporarily.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED AND ENROLLED HOUSE BILL NO.  
139—By Committee on Education,

An Act relating to public schools; amending Section 4, Chapter 21, Title 70, Session Laws of 1943; to provide for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; prescribing duties of officers under this Act; amending Section 5, Chapter 21, Title 70, Session Laws of 1943; to fix a schedule as a calculation basis for teachers' salaries, and to establish as a basis for apportionment of state aid equated levels of valuation. Authorizing all apportionments of state aid to be made by the state board of education through the director of finance thereof; providing for execution of a surety bond by the director of finance; providing for recovery of illegally expended state aid money, and providing for payment of premium of said bond. Authorizing appointments of examiners for the purpose of auditing state aid funds and fixing the salaries of said examiners; requiring the institution of suits for recovery of moneys illegally disbursed and expended; providing for salaries and expenses of said examiners from appropriations made for administration of state aid funds; authorizing the expenditure of state aid funds for the purpose of administration of this Act; declaring the effective date of Act; and declaring an emergency,

and to request your Honorable body to reconsider their action in the Enrolled Bill and to reconsider the vote by which they passed the bill as amended by the Conference Committee Report and by which they passed the Bill as an emergency measure.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Senator Gary moved that the vote be reconsidered by which Engrossed House Bill No. 139, as amended in Conference, was passed, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt,



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Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

Upon motion of Senator Gary, the vote was reconsidered by which the Conference Committee Report on Engrossed House Bill No. 139 was adopted.

Upon motion of Senator Gary, the Senate refused to adopt the Conference Committee Report on Engrossed House Bill No. 139 and asked the Honorable House to grant a further conference, the original Senate Conferees being re-appointed for the further conference.

Referring further to HOUSE BILL NO. 153:

Senator Ritzhaupt submitted the following amendment:

Mr. President: I move to amend House Bill No. 153, line 2½, page 4, by adding a new sub-section, as follows: "(m) For the owner of a barber shop or college, a registered or apprentice barber to practice his profession or occupation when he has rhinitis, influenza or a common cold or any other infectious diseases."

RITZHAUPT.

Senator Rinehart moved that the Ritzhaupt amendment be tabled, which motion failed of adoption.

The vote occurring on the Ritzhaupt amendment, it was declared adopted.

Senator Cobb submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 153, line 10, page 2, by striking after the word, "any," and before the word, "finger," the words, "styptic pencil," and inserting the following: "new duster and brush"

COBB.

Upon motion of Senator Rinehart, House Bill No. 153, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 153, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 153 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Brown, Carrier, Collier, Duffy, Gary, Jones, Logan, Mahan, Nichols, Norton, Paul, Rinehart, Sears, Thornton.—14.

Nays: Anderson, Anglin, Braden, Burns, Chapman, Cobb, Counts, Dacus, Finney, Ginder, Goodpaster, Grennell, Irby, Leonard, Lowery, Nance, Neill, Nevins, Porter, Pruett, Ritzhaupt, Speck, Trussel, Wheeler, White, Williams, Worthington.—27.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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 Norton asked to be excused for the balance of this legislative day, which was the order.

Senator Mahan asked to be excused for the remainder of this legislative session, which was the order.

### MESSAGES

The following Messages from the Honorable House were received and read:

#### MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 119—By House Committee on Appropriations,



*Seventy-third Day, Wednesday, April 25, 1945 1937*

An Act making consolidated appropriations for the operations budget from the General Revenue Fund, Section Thirteen Fund, and the New College Fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education according to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the New College Fund and the Section Thirteen Fund to and among the several institutions entitled thereto under the provisions of the Constitution of Oklahoma, the Enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations from Section Thirteen Fund and New College Fund shall be non-fiscal; providing that appropriations for repairs to building and repairs to equipment shall be non-fiscal; providing for the reversions of funds appropriated from the General Revenue Fund at the end of each fiscal year and the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma State Regents for Higher Education; providing that the provisions of this Act are severable; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 214—By House Appropriations Committee,

An Act making appropriations out of the General Revenue Fund and the Public Building Fund for the construction of buildings, improvements, and the purchase of special equipment for and at certain State institutions, and making appropriations out of the General Revenue Fund and the Public Building Fund to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education; 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 adopted the said Conference Committee Report, and the Bill has been passed by the House, AS AMENDED, by such Report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill

No. 119 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred House Bill No. 119, entitled:

An Act making consolidated appropriations for the operations budget from the general revenue fund, Section Thirteen Fund, and the New College Fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education according to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the New College Fund and the Section Thirteen Fund to and among the several institutions entitled thereto under the provisions of the Constitution of Oklahoma, the enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations from Section Thirteen Fund and New College Fund shall be non-fiscal; providing that appropriations for repairs to building and repairs to equipment shall be non-fiscal; providing for the reversions of funds appropriated from the General Revenue Fund at the end of each fiscal year and the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma State Regents for Higher Education; providing that the provisions of this Act are severable; and declaring an emergency,

beg leave to report that we have had the same under consideration and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: Strike Sections 1, 2, 3, 4, and 5, and insert in lieu thereof the following:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

"SECTION 1. There is hereby appropriated to the Oklahoma State Regents for Higher Education out of the General Revenue Fund, the New College Fund, and the Section Thirteen (13) Fund, in the Treasury of the State of Oklahoma for each of the fiscal years of the biennium ending June 30, 1947, the amounts hereinafter set forth for allocation to and among the institutions of higher learning



*Seventy-third Day, Wednesday, April 25, 1945 1939*

comprising the Oklahoma State System of Higher Education, including The University Hospital, Crippled Children's Hospital, Geological Survey, Oklahoma A. and M. College, Experiment Station, Extension Division, Oklahoma College for Women, Panhandle A. and M. College, Langston University, Central State College, East Central State College, Northeastern State College, Northwestern State College, Southeastern State College, Southwestern Institute of Technology, Cameron State Agricultural College, Connors State Agricultural College, Eastern Oklahoma A. and M. College, Murray State School of Agriculture, Northeastern Oklahoma A. and M. College, Northern Oklahoma Junior College, Oklahoma Military Academy, according to the needs and functions of each such institutions, for payment of salaries, maintenance and other expenditures necessary in the operation and conduct of each of said institutions in accordance with the allocations made to each of said institutions the following amounts:

	Fiscal Year Ending June 30, 1946	Fiscal Year Ending June 30, 1947
For allocation pursuant to Article 13-A of the Constitution for salaries, maintenance, and general operating expenses—Total Consolidated Appropriations -----	\$6,443,432.83	\$6,943,432.83

Which consolidated appropriations are appropriated from the following funds in the respective amounts hereinafter set forth:

General Revenue Fund -----	\$5,698,034.37	\$6,534,503.63
New College Fund -----	271,632.44	140,978.98
Section Thirteen (13) Fund---	473,766.02	267,950.22

"SECTION 2. The amounts appropriated from the Section Thirteen (13) Fund shall be allocated to and appropriated among the several institutions entitled thereto under the provisions of Section 8 of the Enabling Act and Section 5, Article 11 of the Constitution of Oklahoma, in the ratio provided and specified by Section 5464 of the Oklahoma Statutes 1931, and shall never be allocated to or used for any other institution or purpose.

"The amounts appropriated from the New College Fund shall be allocated and distributed among the several institutions entitled to the revenues accruing in said Fund, but no such institution shall be allocated or receive, from the amounts so appropriated, any amount in excess of the revenues accruing in said fund to the credit of such institution from the lands or the proceeds of the lands granted to said institutions by the provisions of Section 12 of the Enabling Act and no allocation to a Normal School from the amounts appropriated from such fund shall exceed the amount allocated to any other Normal School.

"SECTION 3. All moneys herein appropriated from the General Revenue Fund, the New College Fund, and the Section Thirteen (13) Fund remaining either unallocated or unexpended at the close of the fiscal year ending June 30, 1946, are hereby made available for allocation and expenditure during the fiscal year ending June 30, 1947. Whenever The Oklahoma State Regents for Higher Education determine by resolution adopted prior to the end of a fiscal year, that all or some portion of the funds herein appropriated from the General Revenue Fund for such year which are on hand and unallocated at the time said resolution is adopted, are unnecessary for the operations, support and maintenance of The Oklahoma State System of Higher Education, such amount shall immediately, upon the filing of said resolution with the State Auditor, revert to the General Revenue Fund and such funds shall thereupon be apportioned to the other appropriations made from the General Revenue Fund for said fiscal year in the same manner as other revenue.

"SECTION 4. It is the intention of the Legislature to enact each and every part of this Act; and if any section, paragraph, sentence, item or clause of this Act is for any reason held unconstitutional such decision shall not affect the validity of the remaining portions of this Act.

"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 take effect and be in full force from and after its passage and approval."

Amendment No. 2: Substitute the following for the title:



*Seventy-third Day, Wednesday, April 25, 1945 1941*

"AN ACT MAKING CONSOLIDATED APPROPRIATIONS FOR THE OPERATIONS BUDGET FROM THE GENERAL REVENUE FUND, SECTION THIRTEEN (13) FUND, AND THE NEW COLLEGE FUND, FOR FISCAL YEARS ENDING JUNE 30, 1946, AND JUNE 30, 1947, TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO BE ALLOCATED TO AND AMONG THE SEVERAL INSTITUTIONS COMPRISING THE OKLAHOMA STATE SYSTEM OF HIGHER EDUCATION ACCORDING TO THE NEEDS AND FUNCTIONS OF EACH OF SUCH INSTITUTIONS; PROVIDING FOR THE ALLOCATION AND DISTRIBUTION OF THE AMOUNTS APPROPRIATED OUT OF THE NEW COLLEGE FUND AND THE SECTION THIRTEEN (13) FUND TO AND AMONG THE SEVERAL INSTITUTIONS ENTITLED THERETO UNDER THE PROVISIONS OF THE CONSTITUTION OF OKLAHOMA, THE ENABLING ACT AND SECTIONS 5464 AND 5626 OKLAHOMA STATUTES 1931; PROVIDING THAT APPROPRIATIONS SHALL BE NON-FISCAL; PROVIDING FOR THE REVERSION OF UNALLOCATED PORTIONS OF SUCH APPROPRIATIONS UPON RESOLUTION OF THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION; PROVIDING THAT THE PROVISIONS OF THIS ACT ARE SEVERABLE; AND DECLARING AN EMERGENCY."

House Conferees:

PARRISH  
BULLARD  
ARRINGTON  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK

Senate Conferees:

THORNTON  
LEONARD  
DUFFY  
JONES  
NANCE  
WHEELER  
FINNEY  
ANGLIN  
NICHOLS  
RITZHAUPT  
LOWERY

ENGROSSED HOUSE BILL NO. 119, as amended in Conference, was read at length.

The question being. "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Cowden, Goodpaster, Mahan, Norton, Rinehart, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Cowden, Goodpaster, Mahan, Norton, Rinehart, White.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 119, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Conference Committee Report on Engrossed House Bill No. 214 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Bill No. 214, by House Appropriations Committee, entitled:



*Seventy-third Day, Wednesday, April 25, 1945 1943*

An Act making appropriations out of the General Revenue Fund and the Public Building Fund for the construction of buildings, improvements, and the purchase of special equipment for and at certain State institutions, and making appropriations out of the General Revenue Fund and the Public Building Fund to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education; and declaring an emergency, beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass, as amended:

Amendment No. 1: Re-insert the enacting clause.

Amendment No. 2: Strike Sections 1, 2, 3, 4 and 5, and insert in lieu thereof the following:

**"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:**

**"SECTION 1.** There is hereby appropriated to the Oklahoma State Regents for Higher Education out of any moneys accruing to the General Revenue Fund for the fiscal year ending June 30, 1946, the sum of eight hundred seventy thousand dollars (\$870,000.00) for allocation to and among the institutions of higher education comprising The Oklahoma State System of Higher Education for the construction of buildings, improvements, the purchase of land, books, and equipment for and at such institutions.

"There is hereby appropriated to the Oklahoma State Regents for Higher Education out of any moneys accruing to the General Revenue Fund for the fiscal year ending June 30, 1947, the sum of two million five hundred seventy-nine thousand three hundred dollars (\$2,579,300.00) for allocation to and among the institutions of higher education comprising The Oklahoma State System of Higher Education for the construction of buildings, improvements, the purchase of land, books, and equipment for and at such institutions.

"There is hereby appropriated to the Oklahoma State Regents for Higher Education out of any moneys accruing to the Public Building Fund for the fiscal year ending June 30, 1947, the sum of one hundred sixty-two thousand seven hundred dollars (\$162,700.00) for allocation to and

among the institutions of higher education comprising The Oklahoma State System of Higher Education for the construction of buildings, improvements, and the purchase of special equipment for and at such institutions.

"SECTION 2. Any funds allocated from the moneys herein appropriated to any institution for the construction of a building or improvement may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants of Federal aid and assistance in constructing any such building or improvement and it shall be the duty of the board of control of such institution to make a bona fide attempt to obtain Federal aid and assistance before constructing any such building or improvement.

"SECTION 3. The funds herein appropriated shall not be subject to fiscal year limitations, and said appropriations, after they become effective, may be contracted against and expended to and including the close of the constitutional lapse period of thirty (30) months from the passage of this Act.

"SECTION 4. It is the intention of the Legislature to enact each and every part of this Act and if any section, paragraph, sentence, item or clause of this Act shall for any reason be held unconstitutional such decision shall not affect the validity of the remaining portions of this Act.

"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 take effect and be in full force from and after its passage and approval."

Amendment No. 3: Insert the following in lieu of the original title:

"AN ACT MAKING APPROPRIATIONS OUT OF THE GENERAL REVENUE FUND AND THE PUBLIC BUILDING FUND FOR THE CONSTRUCTION OF BUILDINGS, IMPROVEMENTS, PURCHASE OF LAND, BOOKS, AND EQUIPMENT, FOR AND AT CERTAIN STATE INSTITUTIONS, AND MAKING APPROPRIATIONS OUT OF THE GENERAL REVENUE FUND AND THE PUBLIC BUILDING FUND TO THE OKLAHOMA



*Seventy-third Day, Wednesday, April 25, 1945 1945*

STATE REGENTS FOR HIGHER EDUCATION TO BE ALLOCATED TO AND AMONG THE SEVERAL INSTITUTIONS COMPRISING THE OKLAHOMA STATE SYSTEM OF HIGHER EDUCATION; PROVIDING FOR THE USE OF FEDERAL FUNDS; PROVIDING THAT APPROPRIATIONS SHALL BE NON-FISCAL; AND DECLARING AN EMERGENCY.

House Conferees:

PARRISH  
BULLARD  
ARRINGTON  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK

Senate Conferees:

THORNTON  
LEONARD  
DUFFY  
JONES  
NANCE  
WHEELER  
FINNEY  
ANGLIN  
NICHOLS  
RITZHAUPT  
LOWERY

ENGROSSED HOUSE BILL NO. 214, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Cowden, Goodpaster, Mahan, Norton, Rinehart, White.—6.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, Williams, Worthington.—36.

Excused: Cowden, Goodpaster, Mahan, Norton, Rinehart, White.—6.

Excused on Account of Military Service: Fine, Phillips.—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. 214, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the building, improvements, special equipment, and other capital needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the 20th Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said system of higher education, in order that said regents may have information in relation thereto, and

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18—By House Appropriation Committee,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the



*Seventy-third Day, Wednesday, April 25, 1945 1947*

basis for the appropriations out of the public building fund and out of the general revenue fund made by Engrossed House Bill No. 236 to the Oklahoma State Regents for Higher Education for allocation to and among the several institutions comprising said system of higher education in order that said regents may have information in relation thereto,

together with the 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 Resolution has been passed by the House, AS AMENDED, by such report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Concurrent Resolution No. 16 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred House Concurrent Resolution No. 16, entitled:

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the building, improvements, special equipment, and other capital needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the 20th Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said system of higher education, in order that said regents may have information in relation thereto,

beg leave to report that we have had the same under consideration, and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: Strike the resolving clauses and Sections 1, 2 and 3, and insert in lieu thereof the following:

"WHEREAS, in the interest of public health the Twentieth Legislature of the State of Oklahoma has provided for the establishment of a hospital at Ardmore, Oklahoma, to be known as the Southern Oklahoma Hospital, and

"WHEREAS, the Legislature deemed it proper that the Oklahoma State Regents for Higher Education be advised as to this item of expenditure considered by the Legislature in making an appropriation for said hospital in House Bill 214.

"NOW THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATURE, THE SENATE CONCURRING THEREIN:

"SECTION 1. That it is the intent of the Legislature that the Oklahoma State Regents for Higher Education shall allocate two hundred fifty thousand dollars (\$250,000) appropriated in House Bill 214 for the biennium ending June 30, 1947, to the Southern Oklahoma Hospital, Ardmore, Oklahoma, to be used in matching contributions from municipal and county governments, private citizens and civic or other organizations, for the construction of said hospital. It is also the intent of the Twentieth Legislature that the said amount of \$250,000 appropriated from State funds will be allocated and used only after contributions from municipal and county governments, private citizens, and civic or other organizations aggregate not less than two hundred fifty thousand dollars (\$250,000). It is further the intent of the Legislature that the amount appropriated from State funds together with a similar amount from contributed funds (a maximum total of five hundred thousand dollars) may be used to match any Federal funds now or hereafter available for the construction of said hospital."

Amendment No. 2: Insert the following in lieu of the original title:

"A CONCURRENT RESOLUTION AUTHORIZING THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO ALLOCATE TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR THE BIENNIUM ENDING JUNE 30, 1947, TO THE SOUTHERN OKLAHOMA HOSPITAL, ARDMORE, OKLAHOMA, TO BE USED IN MATCHING CONTRIBUTIONS FROM MUNICIPAL AND COUNTY GOVERNMENTS, PRIVATE CITIZENS, AND CIVIC OR OTHER ORGANIZATIONS, FOR THE CONSTRUCTION OF SAID HOSPITAL, AND AUTHORIZING SAID APPROPRIATED AND CONTRIBUTED FUNDS TO BE USED IN MATCHING ANY FED-



*Seventy-third Day, Wednesday, April 25, 1945 1949*

**ERAL FUNDS NOW OR HEREAFTER AVAILABLE  
FOR THE CONSTRUCTION OF SAID HOSPITAL."**

**House Conferees:**

**PARRISH  
BULLARD  
ARRINGTON  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK**

**Senate Conferees:**

**THORNTON  
LEONARD  
DUFFY  
JONES  
NANCE  
WHEELER  
FINNEY  
ANGLIN  
NICHOLS  
RITZHAUPT  
LOWERY**

**ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 16, as amended in Conference, was read at length.**

Upon motion of Senator Thornton, Engrossed House Concurrent Resolution No. 16, as amended in Conference, was adopted.

Engrossed House Concurrent Resolution No. 16, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Conference Committee Report on Engrossed House Concurrent Resolution No. 18 was read, as follows, and adopted upon motion of Senator Thornton:

**MR. SPEAKER:**

We, your Conference Committee, to whom was referred Engrossed House Concurrent Resolution No. 18, by House Appropriations Committee, entitled:

**A CONCURRENT RESOLUTION TRANSMITTING  
TO THE OKLAHOMA STATE REGENTS FOR HIGHER  
EDUCATION THE BUDGET NEEDS OF THE VARIOUS  
INSTITUTIONS COMPRISING THE OKLAHOMA STATE  
SYSTEM OF HIGHER EDUCATION WHICH WERE CON-  
SIDERED BY THE TWENTIETH SESSION OF THE OK-  
LAHOMA LEGISLATURE AS THE BASIS FOR THE AP-  
PROPRIATIONS OUT OF THE PUBLIC BUILDING  
FUND AND OUT OF THE GENERAL REVENUE FUND  
MADE BY ENGROSSED HOUSE BILL NO. 236 TO THE  
OKLAHOMA STATE REGENTS FOR HIGHER EDUCA-**

TION FOR ALLOCATION TO AND AMONG THE SEVERAL INSTITUTIONS COMPRISING SAID SYSTEM OF HIGHER EDUCATION IN ORDER THAT SAID REGENTS MAY HAVE INFORMATION IN RELATION THERETO,

together with Senate amendment, beg leave to report that we had the same under consideration and have adopted the following amendments:

Amendment No. 1. Re-insert lines 29, 30 and 31, page 1.

Amendment No. 2. Insert between lines 31 and 32, page 2, the following: "Construct Rooms under Stadium, \$5,000.00."

House Conferees:

PARRISH  
BULLARD  
ARRINGTON  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK

Senate Conferees:

THORNTON  
LEONARD  
DUFFY  
JONES  
NANCE  
WHEELER  
FINNEY  
ANGLIN  
NICHOLS  
RITZHAUPT  
LOWERY

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18, as amended in Conference, was read at length.

Upon motion of Senator Thornton, Engrossed House Concurrent Resolution No. 18, as amended in Conference, was adopted.

Engrossed House Concurrent Resolution No. 18, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 132, by Toaz, et al, was read and considered.

The Ritzhaupt amendment submitted on the 71st legislative day was re-read and adopted upon his motion.



*Seventy-third Day, Wednesday, April 25, 1945 1951*

Senator Ritzhaupt submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 132, by striking the emergency clause and amending the title by striking the words, "AND DECLARING AN EMERGENCY," and substituting for the authors the following: "Underwood and Wallace (Oklahoma), of the House, and Ritzhaupt, Gary, Nevins, Wheeler and Dacus, of the Senate."

#### RITZHAUPT.

Upon motion of Senator Ritzhaupt, House Bill No. 132 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. 132, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 132 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Finney, Gary, Grennell, Irby, Logan, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—30.

Nays: Anglin, Duffy, Ginder, Leonard, Lowery.—5.

Excused: Anderson, Cowden, Goodpaster, Jones, Mahan, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 132, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 61, 62, 179, 180, 189, 202 and 310, each, correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 61, 62, 179, 180, 189, 202, and 310 were, each, 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. 524, by Jones, was read and considered.

By unanimous consent, House Bill No. 524 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 524 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 524 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.



*Seventy-third Day, Wednesday, April 25, 1945 1953*

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 524, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard and Bradley of the House; and Nance of the Senate,

An Act making consolidated appropriations from the General Revenue Fund of the State of Oklahoma not otherwise appropriated for the fiscal year beginning July 1st, 1945, to the Oklahoma State Regents for Higher Education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education, for the construction of buildings, purchase of equipment, for and at the University Medical School and the University Hospital, all being divisions of the Univer-

sity of Oklahoma, and being among several of the institutions comprising the Oklahoma State System of Higher Education; said appropriations to be non-fiscal and shall be made available for expenditure until June 30th, 1947. Said appropriations from the General Revenue Fund of the State of Oklahoma are available to be matched with funds available or provided by the United States Government; and,

ENGROSSED HOUSE BILL NO. 122—By Parrish,

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency; and,

ENGROSSED HOUSE BILL NO. 236—By House Appropriations Committee,

An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma State Regents for Higher Education out of the Public Building Fund and out of the General Revenue Fund, providing for the appropriation of the unexpended and unencumbered appropriations and parts of appropriations cancelled, making said appropriation nonfiscal; and declaring an emergency, together with the Conference Committee Reports thereon, and to advise you, and through you, the Honorable Senate, that the House has adopted the said Conference Committee Reports, and the Bills have been passed by the House, AS AMENDED, by such report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 101 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Bill No. 101, by Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard and Bradley of the House, and Nance of the Senate, entitled:



*Seventy-third Day, Wednesday, April 25, 1945 1955*

An Act making consolidated appropriations from the General Revenue Fund of the State of Oklahoma not otherwise appropriated for the fiscal year beginning July 1st, 1945, to the Oklahoma State Regents for Higher Education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education, for the construction of buildings, purchase of equipment, for and at the University Medical School and the University Hospital all being divisions of the University of Oklahoma, and being among several of the institutions comprising the Oklahoma State System of Higher Education; said appropriations to be non-fiscal and shall be made available for expenditure until June 30th, 1947. Said appropriations from the General Revenue Fund of the State of Oklahoma are available to be matched with funds available or provided by the United States Government,

beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass, as amended.

Amendment No. 1: Strike Sections 1, 2, 3, 4 and 5, and insert in lieu thereof the following:

**"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:**

**"SECTION 1.** There is hereby appropriated to the Oklahoma State Regents for Higher Education out of the General Revenue Fund of the State of Oklahoma for the fiscal year ending June 30, 1946, the sum of two hundred forty-seven thousand five hundred dollars (\$247,500.00) for the construction of buildings, improvements, and purchase of equipment for and at the University of Oklahoma School of Medicine, and Hospitals, all being divisions and part of The University of Oklahoma and being also several of the institutions comprising The Oklahoma State System of Higher Education.

"There is hereby appropriated to the Oklahoma State Regents for Higher Education out of the Public Building Fund of the State of Oklahoma for the fiscal year ending June 30, 1946, the sum of one million four hundred thirty-two thousand five hundred three dollars and ten cents (\$1,432,503.10) for the construction of buildings, improvements, and purchase of equipment, for and at The University of Oklahoma School of Medicine, and Hospitals, all

being divisions and part of The University of Oklahoma and being also several of the institutions comprising The Oklahoma State System of Higher Education.

"SECTION 2. The funds herein appropriated shall not be subject to fiscal year limitations, and said appropriations, after they become effective, may be contracted against and expended to and including the close of the constitutional lapse period of thirty (30) months from the passage of this Act.

"SECTION 3. Any funds allocated from the moneys herein appropriated to any institution for the construction of a building or improvement may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants of Federal aid and assistance in constructing any such building or improvement and it shall be the duty of the board of control of such institution to make a bona fide attempt to obtain Federal aid and assistance before constructing any such building or improvement.

"SECTION 4. It is the intention of the Legislature to enact each and every part of this Act and if any section, paragraph, sentence, item or clause of this Act shall for any reason be held unconstitutional such decision shall not affect the validity of the remaining portions of this Act.

"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 take effect and be in full force from and after its passage and approval."

Amendment No. 2: Insert the following in lieu of the original title:

"AN ACT MAKING CONSOLIDATED APPROPRIATIONS FROM THE GENERAL REVENUE FUND AND THE PUBLIC BUILDING FUND OF THE STATE OF OKLAHOMA FOR THE FISCAL YEAR ENDING JUNE 30, 1946, TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO BE ALLOCATED TO AND AMONG SEVERAL OF THE INSTITUTIONS COMPRISING THE OKLAHOMA STATE SYSTEM OF HIGHER



*Seventy-third Day, Wednesday, April 25, 1945 1957*

EDUCATION FOR THE CONSTRUCTION OF BUILDINGS, IMPROVEMENTS, AND THE PURCHASE OF EQUIPMENT FOR AND AT THE UNIVERSITY OF OKLAHOMA SCHOOL OF MEDICINE, AND HOSPITALS, ALL BEING DIVISIONS OF THE UNIVERSITY OF OKLAHOMA AND BEING AMONG SEVERAL OF THE INSTITUTIONS COMPRISING THE OKLAHOMA STATE SYSTEM OF HIGHER EDUCATION; PROVIDING THAT APPROPRIATIONS SHALL BE NON-FISCAL; PROVIDING FOR THE USE OF FEDERAL FUNDS; AND DECLARING AN EMERGENCY.

House Conferees:

PARRISH  
BULLARD  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK

Senate Conferees:

THORNTON  
LEONARD  
DUFFY  
JONES  
NANCE  
WHEELER  
FINNEY  
ANGLIN  
NICHOLS  
RITZHAUPT  
LOWERY

ENGROSSED HOUSE BILL NO. 101, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 101, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Conference Committee Report on Engrossed House Bill No. 122 was read, as follows:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Bill No. 122, by Parrish, entitled:

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency,

beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass as amended.



*Seventy-third Day, Wednesday, April 25, 1945 1959*

Amendment No. 1: Re-insert the enacting clause.

Amendment No. 2: Page 1, Section 2, line 19, strike the figures "\$393,658.00" for each year and insert in lieu thereof "\$143,658.00" for the year ending June 30, 1946, and "\$643,658.00" for the year ending June 30, 1947.

Amendment No. 3: Page 1, Section 2, line 22, strike the totals "\$500,000.00" for each year and insert in lieu thereof "\$250,000.00" for the year ending June 30, 1946, and "\$750,000.00" for the year ending June 30, 1947.

House Conferees:

PARRISH  
SPEAKMAN  
KING

Senate Conferees:

THORNTON  
DACUS  
WHEELER

Senator Thornton moved the adoption of the Conference Committee Report on Engrossed House Bill No. 122.

Senator Lowery, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on Engrossed House Bill No. 122 and ask the Honorable House to grant a further conference, the original Senate Conferees to be re-appointed which motion prevailed.

Conference Committee Report on Engrossed House Bill No. 236 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred House Bill No. 236, entitled:

An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma State Regents for Higher Education out of the public building fund and out of the general revenue fund, providing for the appropriation of the unexpended and unencumbered appropriations and parts of appropriations cancelled, making said appropriations nonfiscal; and declaring an emergency,

beg leave to report that we have had the same under consideration, and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: The Senate recede from the striking

of the enacting clause and the House concur in the Senate amendments numbered 1, 2, 3 and 4.

House Conferees:

PARRISH  
BULLARD  
ARRINGTON  
MOUNTCASTLE  
DOTY  
BRADLEY  
MEDLOCK  
UNDERWOOD  
HUGHES  
VAN DYCK

Senate Conferees:

THORNTON  
LEONARD  
DUFFY  
WHEELER  
ANGLIN  
NANCE  
FINNEY  
JONES  
NICHOLS  
RITZHAUPT  
LOWERY

ENGROSSED HOUSE BILL NO. 236, as amended in Conference, was read at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.



*Seventy-third Day, Wednesday, April 25, 1945 1961*

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 236, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 87, by Carey and Weaver, was read and considered.

Senator Thornton submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 87, line 17, pages 33 and 34, by striking all of Section 50 and re-numbering succeeding sections.

· THORNTON.

Upon motion of Senator Thornton, House Bill No. 87, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thornton, 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 for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt,

Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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.

#### GENERAL ORDER

HOUSE BILL NO. 280, by Parrish, was read and considered.

By unanimous consent, House Bill No. 280 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 280 was considered engrossed and placed upon third reading and final passage.



*Seventy-third Day, Wednesday, April 25, 1945 1963*

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 280 and ordered the same returned to the Honorable House.

Senator Lowery moved that a new Conference Committee be appointed under ENGROSSED HOUSE BILL NO. 122, by Parrish, which motion prevailed, the Presiding Officer appointing as such Committee Senators Thornton, Lowery, Williams, Anglin, Wheeler, Nevins and Dacus.

Senator Neill 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:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 233—By School Land Committee,

An Act providing for and relating to an audit and investigation of the books, files, records and accounts of

the commissioners of the land office; appointing a committee; providing for the employment of auditors or accountants; defining duties and powers of the auditors or accountants; providing for penalties; requiring the state examiner and inspector to assist; providing for examination and investigation of accounts of employees of the commissioners of the land office and of receivers in foreclosure proceedings; providing for civil and criminal actions; making an appropriation; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 233 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 426—By Reed and Hawthorne,

An Act authorizing the Board of Commissioners of each county of the State, in its discretion, by the adoption of an appropriate Resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees of officers of the county by not to exceed eighteen per cent (18%); 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 adopted the said Conference Committee Report, and the Bill has been passed by the House, AS AMENDED, by such report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 426 was read, as follows, and adopted upon motion of Senator Anderson:



Seventy-third Day, Wednesday, April 25, 1945 1965

Mr. Speaker of the House  
Mr. President of the Senate

We, your Conference Committee, to whom was referred Engrossed House Bill No. 426 by Reed and Hawthorne, entitled:

An Act authorizing the Board of Commissioners of each county of the State, in its discretion, by the adoption of an appropriate resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees of officers of the county by not to exceed eighteen per cent (18%); 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:

1. That Senate Amendment No. 1 be amended by striking after the period in line 15 the balance of the amendment.

2. That the Honorable House concur in Senate Amendment No. 2.

3. That Senate Amendment No. 3 be stricken and that the following be inserted in lieu thereof:

*"Provided that the provisions of this Act shall not apply to the salaries of any deputies, clerks, or employees in any county having a population in excess of 41,500, as shown by the 1940 Federal Census, and a net assessed valuation in excess of \$11,000,000.00 as shown by the 1942 net assessment of said counties."*

4. That Senate Amendment No. 4 be stricken.

5. That the Honorable House concur in Senate Amendment No. 5.

6. That the title be amended to conform with the joint Conference Committee Report.

Respectfully submitted,

House Conferees:

REED  
UNDERWOOD  
OERKE

Senate Conferees:

ANDERSON  
PRUETT  
BRADEN

ENGROSSED HOUSE BILL NO. 426, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Nevins.—1.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—34.

Nays: Nevins.—1.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 426, together with Conference Committee Report thereon, was ordered returned to the Honorable House.



*Seventy-third Day, Wednesday, April 25, 1945 1967*

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 290 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 290, as amended, and ordered the bill returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 178—By Thornton and Leonard,

An Act making appropriations out of the General Revenue Fund for the operation, maintenance and functions of the State Soil Conservation Committee for the fiscal years ending June 30, 1946 and June 30, 1947; and,

ENGROSSED SENATE BILL NO. 183—By Thornton and Leonard,

An Act making appropriations out of the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Agriculture for the performance of certain duties imposed by law,

and to advise you, and through you, the Honorable Senate, that the same have been passed, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 178 were read, as follows, and concurred in by the Senate upon motion of Senator Thornton:

Amendment No. 1. By striking the word "Committee" on Line 27, Page 1, Section 2, Engrossed Senate Bill No. 178, and inserting in lieu thereof the word "Board."

Amendment No. 2. By striking the word "Committee" on Line 4, Page 1, of the Title of Engrossed Senate Bill No. 178, and insert in lieu thereof the word "Board."

ENGROSSED SENATE BILL NO. 178, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 178 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendments to Engrossed Senate Bill No. 183, were read, as follows:

Amendment No. 1: By striking line 16 "Boys and Girls 4-H Club Contest \$4,000.00" and line 17 "Boys and Girls 4-H School \$4,000.00", page 1, of Engrossed Senate Bill No. 183.

Amendment No. 2: Page 1, line 31, of Engrossed Senate Bill No. 183, strike the figures \$66,200.00 each year and insert in lieu thereof \$58,200.00 for each year.

Senator Finney moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 183 and ask the Honorable House to grant a con-



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ference thereon, which motion, by unanimous consent, he withdrew.

Senator Jones moved that the Senate concur in Engrossed House Amendments to Engrossed Senate Bill No. 183.

Senator Worthington, as a substitute, moved that the Senate refuse to concur in Engrossed House Amendments to Engrossed Senate Bill No. 183 and ask the Honorable House to grant a conference thereon, which motion was tabled upon motion of Senator Lowery.

The vote occurring on the Jones motion, it was declared adopted.

ENGROSSED SENATE BILL NO. 183, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 183 and ordered the bill, as amended, referred for enrollment.

Senator Paul moved that the vote be reconsidered by which HOUSE BILL NO. 233, by Williams, failed of passage, which motion prevailed.

Upon motion of Senator Paul, House Bill No. 233 was ordered referred to Committee on Revenue, Taxation and Constitutional Amendments.

**COMMITTEE REPORT**

The following Committee Report was submitted:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 233, by Williams, Ash and Gibbs, the same being:

An Act relating to marriage licenses; amending 43 O. S. 1941 § 5 to provide that marriage licenses shall be valid in any county of the state; 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:

(1) That Sections 1 and 2 of said bill be stricken and that the following Sections be inserted in lieu thereof:

**SECTION 1.** The Oklahoma Public Welfare Commission is hereby authorized and directed to establish a Burial Expense Fund for the purpose of paying the burial expenses of recipients.

**SECTION 2.** Said Burial Expense Fund authorized in Section 1 may consist of all surplus money on hand at the end of any fiscal year, as determined by the Oklahoma Public Welfare Commission, not needed in paying the various pensions.

**SECTION 3.** Said Oklahoma Public Welfare Commission is authorized and directed to pay the expenses for burial not to exceed One Hundred Dollars (\$100.00), of recipients upon proof of death of said recipient and verified claim filed by the person or corporation furnishing the burial for said recipient.

(2) That the Title of said bill be stricken and the following Title be inserted in lieu thereof:

**AN ACT TO PROVIDE FOR EXPENSES OF BURIAL OF RECIPIENTS; AUTHORIZING THE PUBLIC WELFARE COMMISSION TO ESTABLISH A BURIAL FUND, FROM WHICH FUND BURIAL EXPENSES OF RECIPIENTS SHALL BE PAID; PROVIDING THE MANNER AND PAYMENT OF SAME; FIXING THE MAXIMUM.**



*Seventy-third Day, Wednesday, April 25, 1945 1971*

(3) That the following be included as joint authors:

WILLIAMS, ASH and GIBBS and THE COMMITTEE  
ON REVENUE AND TAXATION.

NANCE, Chairman.

Upon request of Senator Paul further consideration of  
House Bill No. 233 was deferred for this legislative day.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 471, by Reed, was  
taken up for consideration and read at length.

Upon motion of Senator Braden, House Bill No. 471 was  
advanced to engrossment and third reading.

By unanimous consent, House Bill No. 471 was consid-  
ered 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Car-  
rier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Fin-  
ney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan,  
Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt,  
Sears, Speck, Thornton, Trussel, Wheeler, White, Williams,  
Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols,  
Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phil-  
lips.—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 emer-  
gency measure?" the roll was called with the following  
results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 471, and ordered the same returned to the Honorable House.

Senator Jones presiding.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 461, by Bradley, was taken up for consideration and read at length.

The Ritzhaupt amendment submitted on April 24th was taken up for consideration.

Senator Lowery moved to table the Ritzhaupt amendment.

Senator Finney, as a substitute moved that further consideration of House Bill No. 461 be indefinitely postponed, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Carrier, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Porter, Pruett, Ritzhaupt, Thornton, Trussel, Williams, Worthington.—18.

Nays: Braden, Brown, Burns, Counts, Dacus, Duffy, Ginder, Irby, Nevins, Nichols, Paul, White.—12.

Excused: Chapman, Cobb, Collier, Cowden, Goodpaster, Mahan, Neill, Norton, Rinehart, Sears, Speck, Wheeler.—12.



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Excused on Account of Military Service: Fine, Phillips.—2.

Senator Nance presiding.

Senator Counts moved that the vote be reconsidered by which HOUSE BILL NO. 425 was indefinitely postponed, which motion failed of adoption.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 180—By House Appropriations Committee,

An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be non-fiscal; and declaring an emergency,

and asks for a conference thereon and you are advised that the House has named as House Conferees the following members: Parrish, Bullard and King.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for a conference on House Bill No. 180 be granted and three Senate Conferees be appointed, which motion prevailed, the presiding officer appointing as such Conferees, Senators Thornton, Duffy and Leonard.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22—By Mitchelson and Russell of the House, and Porter and Goodpaster of the Senate,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named State institutions of higher learning,

together with the 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 Resolution has been adopted by the House, AS AMENDED, by such Report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Concurrent Resolution No. 22 was submitted, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Concurrent Resolution No. 22, by Mitchelson and Russell of the House and Porter and Goodpaster of the Senate, entitled:

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named state institutions of higher learning,

beg leave to report that we have had the same under consideration and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: Re-insert the Resolving Clause of Engrossed House Concurrent Resolution No. 22.

House Conferees:

PARRISH  
BRADLEY  
UNDERWOOD  
BATSON  
MITCHELSON

Senate Conferees:

THORNTON  
LEONARD  
NANCE  
GOODPASTER  
PORTER



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ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 22, as amended in Conference, was read at length and adopted upon motion of Senator Thornton.

Engrossed House Concurrent Resolution No. 22, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MR. PRESIDENT:

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. 115—By Washington, Ash, Barnhart, Impson, Johnson (Creek), Klinglesmith, Levergood, Meads, Ownby, Reed, Shumate, Tolbert, Van Dyck, Wiley and Williams,

An Act calling a constitutional convention on the first Tuesday in November, 1947, for the purpose of altering, revising or amending the present constitution, or to propose a new constitution for the State of Oklahoma; fixing the time and place thereof; defining the number of delegates and providing the manner of their election and the amount of their compensation; and providing for the submission of this Act to the people for their approval,

and asks for a Conference thereon and you are advised that the House has appointed the following members as House Conferees: Washington, Sherman and Billingsley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Finney moved that the request of the Honorable House for a conference on House Bill No. 115 be granted and three Senate Conferees be appointed.

Senator Lowery, as a substitute, moved that the request of the Honorable House be granted and seven Senate Conferees appointed, which motion prevailed, the Presiding Officer appointing as such Senate Conferees, Senators Lowery, Cobb, Collier, Counts, Carrier, Nichols and Logan.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 182—By Thornton and Leonard,

· An Act making appropriations out of the General Revenue Fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States office of education in the training of physically vocationally handicapped persons and in the promotion of vocational education, 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 182, together with Conference Committee Report thereon, was ordered referred for enrollment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 10, 128, 172, and 181 each correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 10, 128, 172 and 181 were each 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 Finney moved that the Senate close its doors and go into executive session, which motion prevailed.

\*

The Senate reassembled in open session with Senator Nance presiding, who made the following announcement:

The Senate, in executive session, and upon motion of Senator Burns, advised and consented to the executive nomination of THORNTON J. LUCADO, Oklahoma City, Oklahoma, as a Member of the State Election Board to succeed himself for a term to expire 2-19-47.



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### MESSAGES

The following Messages from the Honorable House were received and read:

#### MR. PRESIDENT:

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 AND ENROLLED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to Public Schools; amending Section 4, Chapter 21, Title 70, Session Laws of 1943; to provide for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; prescribing duties of officers under this Act; amending Section 5, Chapter 21, Title 70, Session Laws of 1943; to fix a schedule as a calculation basis for teachers' salaries, and to establish as a basis for apportionment of State Aid equated levels of valuation. Authorizing all apportionments of State Aid to be made by the State Board of Education through the director of finance thereof; providing for execution of a surety bond by the director of finance; providing for recovery of illegally expended State Aid money; and providing for payment of premium of said bond. Authorizing appointments of examiners for the purpose of auditing State Aid Funds and fixing the salaries of said examiners; requiring the institution of suits for recovery of moneys illegally disbursed and expended; providing for salaries and expenses of said examiners from appropriations made for administration of State Aid Funds; Authorizing the expenditure of State Aid Funds for the purpose of administration of this Act; declaring the effective date of Act; and declaring an emergency,

and has appointed as Conferees, the following Representatives: Flowers, Chairman; Toaz, Shipley, Medlock, Hawthorne, Underwood, Parrish, Biles, Wright, Shumate, Hunt, Morris, Hathcoat, Bradley, Langley, Billingsley, Batson, Gullett, Musgrave and Taylor.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Mr. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED AND ENROLLED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to public schools; amending Section 4, Chapter 21, Title 70, Session Laws of 1943; to provide for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; prescribing duties of officers under this Act; amending Section 5, Chapter 21, Title 70, Session Laws of 1943; to fix a schedule as a calculation basis for teachers' salaries, and to establish as a basis for apportionment of state aid equated levels of valuation. Authorizing all apportionments of state aid to be made by the state board of education through the director of finance thereof; providing for execution of a surety bond by the director of finance; providing for recovery of illegally expended state aid money, and providing for payment of premium of said bond authorizing appointments of examiners for the purpose of auditing state aid funds and fixing the salaries of said examiners; requiring the institution of suits for recovery of moneys illegally disbursed and expended; providing for salaries and expenses of said examiners from appropriations made for administration of state aid funds; authorizing the expenditure of state aid funds for the purpose of administration of this Act; declaring the effective date of Act; and declaring an emergency,

together with both Conference Committee Reports thereon, and to advise you, and through you, the Honorable Senate, that the House has adoptd the Supplemental Conference Committee Report, and the Bill has been passed by the House AS AMENDED, by both Conference Committee Reports.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The original and supplemental Conference Committee Reports on House Bill No. 139 were read, as follows, and adopted upon motion of Senator Gary:

Mr. Speaker: We, your Conference Committee on Education to whom was referred Engrossed House Bill No. 139, by Committee on Education, entitled:



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An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency,

beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass, as amended.

Amendment: 1. Page 1, section 4, sub-section 1, line 34, strike word and figure (6), and substitute word and figure (5½).

Line 36, strike word and figure (7), and substitute word and figure (6½).

Amendment: 2. After the word "pupils," strike the balance of line 7, and all of line 8, substitute in lieu the following:

"Provided, further, that unless and until a school district has met the requirements of the State Board of Education for adequate maintenance, and safe and adequate transportation, not less than the Minimum Program allowance shall be appropriated and expended for the purpose of fulfilling each such requirement."

Amendment: 3. Page 3, section 4, strike all of sub-section 14, through line 13.

Amendment: 4. Line 16, page 3, strike the word and figure (12) and substitute the word and figure (11), and on line 18, strike the word and figure (13), and substitute the word and figure (12).

Amendment: 5. Page 4, line 8, strike all of sub-section K.

Amendment: 6. Page 4, line 36, strike word and figure (\$900.00), and substitute word and figure, (\$100.00 per month).

(a) Page 5, line 3, and 4, strike the word and figure (\$1050.00 annually), and substitute the following: "\$117.00 per month."

(b) Line 6, page 5, strike the word and figure (\$1275.00 annually), and substitute the following: "\$142.00 per month."

(c) Line 9, page 5, strike the word and figure (\$1500.00 annually), and substitute the following: "167.00 per month."

(d) Line 11, page 5, strike the word and figure (3) years and substitute the word and figure (4) years.

Amendment: 7. Page 5, line 14, strike the word and figure \$5.00, and substitute the word and figure \$4.00, and on line 15, page 5, strike the word and figure (12) months, and substitute the word and figure (9) months, and on line 16, strike the word and figure \$4.00, and substitute the word and figure \$3.00.

(a) Page 5, line 19, and 20, strike the word and figure (11). and substitute the word and figure (8).

Amendment: 8. Page 5, line 31, strike the figure (15) and substitute in lieu thereof the figure (10).

Amendment: 9. Page 6, strike all of line 16, and on line 17, strike the figure (35), and substitute the figure (25). Re-letter 17-18-19, (a), (b), (c.).

(a) Page 6, line 23, and 24, strike the words "Agriculture or Trades and Industrial."

On line 25, strike the period, and in lieu thereof insert a semi-colon, and the following language, "And provided, further, that the words "the number of months for which the teacher is actually employed." appearing in section 5, of House Bill No. 361, of the Nineteenth Legislature, shall be construed to be the number of months for which actual reimbursement is made by the Federal Government.

Amendment: 10. Page 7, line 8, after the word "value," add the following:

"The amount of basic Aid to be apportioned to each school district shall be based upon the proportion that the local assessed valuation bears to the equated levels as herein fixed."



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(a) Page 7, line 17, strike the word and figure \$5.00, and insert the word and figure \$7.50. Page 7, line 20, strike the word and figure (13) and insert the word and figure (15). Provided, however, that if the total rate of levy herein required is reduced by Journal entry filed before the Court of Tax Review, such reduction shall not prevent the apportionment of aid hereunder and the apportionment of money under this sub-section shall be made in the same manner and in the same proportion as provided for in sub-section 7 (a), above.

Amendment: 11. Page 8, line 6, strike the words "The State Examiners and Inspectors," and insert the words "State Board of Education."

Page 8, line 7, strike the word "deputy," and on line 8, strike the words and figures Three Thousand Dollars (\$3,000.00) and insert the words and figures Three Thousand Six Hundred Dollars (\$3,600.00).

Page 8, line 9, and 10, strike the words and figures Two Thousand Six Hundred and Forty Dollars (\$2,640.00) and insert the words and figures Three Thousand Dollars (\$3,000.00).

Page 8, line 10, and 11, strike the word "Said Examiners shall be an addition to those now provided by Law."

Page 8, line 20, strike the words "State Examiners and Inspectors," and insert the words, "State Board of Education."

Page 8, line 28, strike the words "The deputy State Examiners and Inspectors," and insert the words "The Examiners."

Amendment: 12. Strike the Title to Engrossed House Bill No. 139, and insert the following title:

"AN ACT RELATING TO PUBLIC SCHOOLS; AMENDING SECTION 4, CHAPTER 21, TITLE 70, SESSION LAWS OF 1943; TO PROVIDE FOR THE SUPPORT, MAINTENANCE AND OPERATION OF A GUARANTEED SCHOOL PROGRAM OF ONE HUNDRED EIGHTY (180) DAYS; PRESCRIBING DUTIES OF OFFICERS UNDER THIS ACT; AMENDING SECTION 5, CHAPTER 21, TITLE 70, SESSION LAWS OF

1943; TO FIX A SCHEDULE AS A CALCULATION BASIS FOR TEACHERS' SALARIES, AND TO ESTABLISH AS A BASIS FOR APPORTIONMENT OF STATE AID EQUATED LEVELS OF VALUATION, AUTHORIZING ALL APPORTIONMENTS OF STATE AID TO BE MADE BY THE STATE BOARD OF EDUCATION THROUGH THE DIRECTOR OF FINANCE THEREOF; PROVIDING FOR EXECUTION OF A SURETY BOND BY THE DIRECTOR OF FINANCE; PROVIDING FOR RECOVERY OF ILLEGALLY EXPENDED STATE AID MONEY, AND PROVIDING FOR PAYMENT OF PREMIUM OF SAID BOND; AUTHORIZING APPOINTMENTS OF EXAMINERS FOR THE PURPOSE OF AUDITING STATE AID FUNDS AND FIXING THE SALARIES OF SAID EXAMINERS; REQUIRING THE INSTITUTION OF SUITS FOR RECOVERY OF MONEYS ILLEGALLY DISBURSED AND EXPENDED; PROVIDING FOR SALARIES AND EXPENSES OF SAID EXAMINERS FROM APPROPRIATIONS MADE FOR ADMINISTRATION OF STATE AID FUNDS; AUTHORIZING THE EXPENDITURE OF STATE AID FUNDS FOR THE PURPOSE OF ADMINISTRATION OF THIS ACT; DECLARING THE EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

## House Conferees:

FLOWERS  
HAWTHORNE  
TOAZ  
PARRISH  
BILES  
BILLINGSLEY  
GULLETT  
MEDLOCK  
UNDERWOOD  
SHUMATE  
HUNT  
MORRIS  
BRADLEY  
LANGLEY  
PATSON  
MUSGRAVE  
TAYLOR  
BULLARD  
JONES

## Senate Conferees:

RITZHAUPT  
GARY  
DACUS  
FINNEY  
LEONARD  
THORNTON  
WHEELER  
ANGLIN  
BROWN  
CARRIER  
CHAPMAN  
COLLIER  
LOGAN  
LOWERY  
MAHAN  
NEVINS  
PRUETT  
SEARS  
SPECK



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SUPPLEMENTAL CONFERENCE COMMITTEE REPORT  
ON ENGROSSED SENATE AMENDMENTS TO  
HOUSE BILL NO. 139

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed Senate Amendments to House Bill No. 139, further report the following recommendation:

Page 7, Engrossed Senate Amendments to House Bill No. 139, strike Subdivision 9 of Section 2.

House Conferees:

FLOWERS  
HAWTHORNE  
TOAZ  
PARRISH  
BILES  
BILLINGSLEY  
GULLETT  
MEDLOCK  
UNDERWOOD  
SHUMATE  
HUNT  
MORRIS  
BRADLEY  
BATSON  
MUSGRAVE  
TAYLOR  
BULLARD  
JONES

Senate Conferees:

RITZHAUPT  
GARY  
DACUS  
LEONARD  
THORNTON  
ANGLIN  
BROWN  
CARRIER  
CHAPMAN  
COLLIER  
GOODPASTER  
LOGAN  
LOWERY  
MAHAN  
NEVINS  
NORTON  
SEARS  
SPECK

ENGROSSED HOUSE BILL NO. 139, as amended in Conferences, was read at length.

The question being, "Shall the Bill, as amended in conferences, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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, as amended in conferences, become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Goodpaster, Mahan, Neill, Nichols, Norton, Rinehart.—7.

Excused on Account of Military Service: Fine, Phillips.—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. 139, together with Conference Reports thereon, was ordered returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 132 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open Session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 132, as amended, and ordered it returned to the Honorable House.

Senator Jones presiding.

Senator Grennell moved that the vote by which HOUSE BILL NO. 46, by Carmichael, et al, was stricken from the Calendar, be reconsidered, which motion prevailed.



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### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 46, by Carmichael, et al, was taken up for consideration and read at length.

Senator Grennell submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 46, by striking sections one and two and inserting in lieu thereof the following:

"SECTION 1. That Section 15.40, Title 68 O. S. 1941, be and the same is hereby amended to read as follows:

"Section 15.40. The County Boards of Equalization shall hold sessions, commencing on the fourth Monday in April and ending not later than the first Monday in June, for the purpose of equalizing, correcting and adjusting the assessment rolls in their respective counties of the State, to conform to the fair cash value of the property assessed, as defined by law.

"It shall be the duty of said Boards and they shall have the authority, (a) to equalize, correct and adjust the assessed valuation of real and personal property, by raising or lowering the valuation of the property, real or personal, or any taxpayer, to conform to the fair cash value thereof, as defined by law, (b) to add omitted property, (c) to cancel assessments of property not taxable, and, (d) to equalize, correct and adjust the assessed valuation of real and personal property by raising or lowering the aggregate assessed value of the property or any class thereof in any or all cities, towns and school districts within the county to conform to the fair cash value thereof, as defined by law.

SECTION 2. In any case where the County Board of Equalization shall increase the aggregate valuation of the property or any class thereof in any or all cities, towns and school districts, the secretary of said County Board of Equalization shall give notice to the taxpayers of such county by publication thereof in one issue of some newspaper of general circulation in the county. Such notice shall state clearly the proposed action of the County Board of Equalization and shall specify the date or dates that aggrieved taxpayers may be heard by said Board, which hearing

*dates shall be not less than ten days after the date of the notice by publication. All taxpayers aggrieved by such proposed action of the County Board of Equalization shall have ten (10) days from the date of publication of such notice within which to file with the secretary of said Board a written complaint specifying their grievances in relation thereto in ordinary and concise language and without repetition, and in such manner as to enable a person of common understanding to know what is intended.*

*On the date or dates specified by the notice by publication the Board shall be authorized and empowered to take evidence pertinent to the complaints as filed, and for that purpose is authorized to compel the attendance of witnesses and the production of books, records and papers, by subpoena, and to confirm, correct or adjust the valuation of the property or any class thereof in any such city, town or school district.*

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.

GRENNELL.

Senator Grennell submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 46, by amending the title to read as follows:

AN ACT AMENDING SECTION 1540, TITLE 68, OKLAHOMA STATUTES, 1941, RELATING TO THE DUTIES AND AUTHORITY OF COUNTY BOARDS OF EQUALIZATION; AUTHORIZING SAID BOARDS TO CORRECT, ADJUST AND EQUALIZE THE REAL AND PERSONAL PROPERTY OF THE COUNTY BY RAISING OR LOWERING ALL PROPERTY OR ANY CLASS THEREOF IN ANY OR ALL CITIES, TOWNS AND SCHOOL DISTRICTS; PROVIDING FOR NOTICE TO TAXPAYERS, FILING OF COMPLAINTS, AND THE HOLDING OF HEARINGS; AND DECLARING AN EMERGENCY.

GRENNELL.

Upon motion of Senator Grennell, House Bill No. 46,



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as amended, was advanced to engrossment and third reading.

Upon motion of Senator Grennell, the rules of the Senate were suspended and House Bill No. 46 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 46 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Chapman, Collier, Counts, Dacus, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Nichols, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—29.

Nays: Braden, Carrier, Cobb, Lowery.—4.

Excused: Cowden, Duffy, Ginder, Goodpaster, Mahan, Neill, Norton, Pruett, Rinehart.—9.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Dacus, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Nance, Nevins, Nichols, Paul, Porter, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—31.

Nays: Cobb, Lowery.—2.

Excused: Cowden, Duffy, Ginder, Goodpaster, Mahan, Neill, Norton, Pruett, Rinehart.—9.

Excused on Account of Military Service: Fine, Phillips.—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. 46, as amended, was ordered referred for engrossment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 400 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 400, as amended, and ordered it returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED AND ENROLLED HOUSE BILL NO. 42—By Langley, Taylor, Foley, Underwood, Thompson (Pushmataha), Hoffsommer and Williams,

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; provided that on and after June 1st, 1945, it shall be the duty of the Oklahoma Public Welfare Commission in conformity with the federal social security laws and in regard to funds available to revise and liberalize the budget as now used in ascertaining the need of any person eligible to receive old age assistance, and in so doing the increased cost of living and condition of health shall be given due consideration (and excepting casual income and inconsequential resources). Provided further that the commission shall immediately direct the re-investigation and revision of the budget of each and every recipient and the payment of assistance thereafter shall be made on such basis and declaring an emergency,

together with the Second Conference Committee Report thereon, and to advise you, and through you, the Honorable



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Senate, that the House has adopted the said Conference Committee Report, and the Bill has been passed by the House, AS AMENDED, by such second report.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on House Bill No. 42 was read, as follows, and adopted upon motion of Senator Worthington:

April 25, 1945

To the President of the Senate and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed and Enrolled House Bill No. 42, by Langley, Taylor, Foley, Underwood, Thompson (Pushmataha), Hoffsommer and Williams, entitled:

An Act relating to old age assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes 1941; providing that on and after June 1st, 1945, it shall be the duty of the Oklahoma Public Welfare Commission in conformity with the Federal Social Security Laws and in regard to funds available to revise and liberalize the budget as now used in ascertaining the need of any person eligible to receive old age assistance, and in so doing the increased cost of living and condition of health shall be given due consideration (and excepting casual income and inconsequential resources). Provided further that the Commission shall immediately direct the re-investigation and revision of the budget of each and every recipient and the payment of assistance thereafter shall be made on such basis and declaring an emergency,

beg leave to report that we have had the same under consideration and return the same with the Conference Committee Substitute therefor and recommend that the Conference Committee Substitute for Engrossed and Enrolled House Bill No. 42 do pass.

House Conferees:

LANGLEY  
UNDERWOOD  
SEGREST  
FLANAGAN  
FOLEY

Senate Conferees:

WORTHINGTON  
ANGLIN  
LEONARD  
NANCE  
GARY

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED AND ENROLLED HOUSE BILL NO. 42--  
By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams.

AN ACT RELATING TO OLD AGE ASSISTANCE, AMENDING § § 165 AND 169, TITLE 56, OKLAHOMA STATUTES 1941; PROVIDED, THAT ON AND AFTER JUNE 1st, 1945, IT SHALL BE THE DUTY OF THE OKLAHOMA PUBLIC WELFARE COMMISSION IN CONFORMITY WITH THE FEDERAL SOCIAL SECURITY LAWS AND IN REGARD TO FUNDS AVAILABLE TO REVISE AND LIBERALIZE THE BUDGET AS NOW USED IN ASCERTAINING THE NEED OF ANY PERSON ELIGIBLE TO RECEIVE OLD AGE ASSISTANCE, AND IN SO DOING THE INCREASED COST OF LIVING AND CONDITION OF HEALTH SHALL BE GIVEN DUE CONSIDERATION (AND EXCEPTING CASUAL INCOME AND INCONSEQUENTIAL RESOURCES). PROVIDED FURTHER, THAT THE COMMISSION SHALL IMMEDIATELY DIRECT THE REINVESTIGATION AND REVISION OF THE BUDGET OF EACH AND EVERY RECIPIENT AND THE PAYMENT OF ASSISTANCE THEREAFTER SHALL BE MADE ON SUCH BASIS, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 56 Oklahoma Statutes 1941, § 165 is hereby amended to read as follows:

The amount of assistance which any person shall receive under the provisions of this Act shall be determined with due regard to the resources, to income and need of the individual and other conditions existing in each case and in accordance with funds available and rules and regulations of the Commission, but in no case shall it be an amount which, when added to the income of the applicant from all other sources, is more than necessary to provide such person with reasonable subsistence compatible with decency and health.

*Provided, that on and after June 1st, 1945, it shall be the duty of the Oklahoma Public Welfare Commission in conformity with the Federal Social Security Laws and in regard to funds available to revise and liberalize the budget*



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*as now used in ascertaining the need of any person eligible to receive old age assistance, and in so doing the increased cost of living and condition of health shall be given due consideration (and excepting casual income and inconsequential resources). Provided further, that the Commission shall immediately direct the reinvestigation and revision of the budget of each and every recipient and the payment of assistance thereafter shall be made on such basis.*

SECTION 2. 56 Oklahoma Statutes 1941, § 169, is hereby amended to read as follows:

"All assistance grants made under this Act shall be reinvestigated by the Department as frequently as may be required by the Commission. In all cases, the Department shall have the power to modify or revoke its former grant. The same right of hearing shall be accorded an aggrieved recipient as provided in Section 8 thereof.

*Provided, that on and after June 1st, 1945, it shall be the duty of the Oklahoma Public Welfare Commission in conformity with the Federal Social Security Laws and in regard to funds available to revise and liberalize the budget as now used in ascertaining the need of any person eligible to receive old age assistance, and in so doing the increased cost of living and condition of health shall be given due consideration (and excepting casual income and inconsequential resources). Provided further, that the Commission shall immediately direct the reinvestigation and revision of the budget of each and every recipient and the payment of assistance thereafter shall be made on such basis.*

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.

ENGROSSED HOUSE BILL NO. 42, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Mahan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Cowden.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 42, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Paul moved that the call of the House be lifted, which motion prevailed.

Senator Anderson asked unanimous consent, which was granted, that HOUSE BILL NO. 165, by Cantrell, et al, be stricken from the Calendar.



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MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 63—By Nichols,

An Act creating a cause of action on behalf of a landowner whose land is injured by any landowner on the same watershed, by reason of negligence in permitting improper soil practices; providing that non-compliance in soil conservation programs shall be prima facie evidence of negligence; providing for appeals from judgments rendered hereunder; providing that a tenant shall be deemed to be the agent of his landlord and providing that both shall be made parties to the suit,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 63 was read, as follows. and by unanimous consent, consideration deferred for this legislative day:

Amendment No. 1. By striking all of Engrossed Senate Bill No. 63 including the title thereof and substituting therefor the following: By Choate.

AN ACT RELATING TO AD VALOREM TAXES; PROVIDING THAT WHERE REAL PROPERTY WAS NOT ASSESSED NOR PLACED ON THE TAX ROLLS FOR THE YEAR 1920 AND PRIOR YEARS, THE OWNER THEREOF MAY PAY THE TAXES FOR SUCH YEARS WITHOUT PENALTY, INTEREST OR COSTS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Whenever any real property in any

county of the State of Oklahoma was not assessed for ad valorem taxation for the year 1920 and prior years and such property was not placed on the tax rolls for said years, the owner thereof, upon the same being assessed and placed upon the tax rolls, may pay the taxes for said years and no penalty, interest or cost shall be added to the principal amount of such tax.

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.

Upon motion of Senator Finney, the Senate adjourned to meet at 10:00 o'clock, a. m., Thursday, April 26, 1945.



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## SEVENTY-FOURTH LEGISLATIVE DAY

Thursday, April 26, 1945.

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Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by President Pro Tempore Paul.

Upon roll call, the following members were present:

Present: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The President Pro Tempore announced a quorum present.

The following Prayer was offered by the Chaplain, Rev. Hiram C. Dawson:

### OUR FATHER IN HEAVEN:

We come unto Thee in this day, which appears to be the final day of this Legislature, to ask that the deeds of this Body may have Divine approval and that these Senators may continue in Thy grace. Let them also be found in the good grace of the people whom they serve in this State. Keep by Thy Wisdom this State and this Nation that we may have a justifiable place in the re-established peace of the world to the end, that the wounds of a war-torn world may be bound up in Thy love and grace. Extend to us the further privilege of life that by Thy Divine Council we may be found profitable Stewards in Thy Kingdom. Thru us in life Glorify Thy Son and extend His Church to serve all mankind in a Brotherhood of Love. For these Blessings we plead in the name of Jesus Christ the Lord.

AMEN.

The Journal for the last legislative day was declared approved.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 214—By Wheeler,

An Act appropriating the sum of three thousand and ninety (\$3,090.00) dollars out of the governor's contingency and emergency fund for use of the state board of public affairs in paying the claim of Clinton Cemetery Association for furnishing burial sites and opening and closing graves for destitute and poor persons who were at the time of death patients in the Western Oklahoma Tuberculosis Sanitorium at Clinton, Oklahoma; authorizing the governor to allocate said money from the governor's contingency and emergency fund; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 192—By Anderson of the Senate and Ash of the House,

An Act relating to traveling expenses of county assessors mentioned in the state wide uniform salary law of 1943 for county officers and their deputies; amending House Bill 259 S. L. 1943, Section 33, to correct a probable typographical error by referring to Senate Bill 271 instead of House Bill 271; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same have passed the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 214 and 192 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to ad-



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wise you, and through you, the Honorable Senate, that the House has granted the request of your Honorable Body for a further conference on:

ENGROSSED HOUSE BILL NO. 122—By Parrish,

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency,

and has appointed as Conferees, the following Representatives: Parrish, Speakman, King, Flowers, Bullard, Hughes, Cantrell and Billingsley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore announced the appointment of Senator Gary as an additional Senate Conferee under Engrossed House Bill No. 122, upon request of Senator Thornton.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 92—By Anderson, Rinehart and Ginder,

An Act relating to the annual scholastic census in school districts; amending 70 O. S. 1941, § 307, to provide remuneration at ten cents per name in common school districts, with a total minimum of \$5.00 for each common school district, and eight cents per name in districts including an incorporated town or city; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 72—By Duffy,

An Act relating to attorneys at law from other states; providing for reciprocity; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 269—By Burns of the Senate and Wallace (Oklahoma) of the House,

An Act authorizing and directing the state board of

public affairs to purchase lots 15 and 16 in block 4, State Capitol addition to Oklahoma City, Oklahoma, same being a tract of 155 feet fronting on Northeast 22nd Street and with a depth of 144.37; making an appropriation therefor, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 149—By Norton and Cowden,

An Act creating a revolving fund for the division of soil conservation of the state highway commission and defining its duties; providing for a director thereof; providing that director or his agents or employees shall have the right of ingress and egress upon all property upon which soil conservation projects are being constructed; providing said divisions to be free from damages and certain planning costs in any such project; providing for purchase of equipment; making appropriations therefor to be credited to said revolving fund; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 162—By Porter and Wheeler,

An Act relating to refunding of dormitory bonds of state schools and colleges of higher education; creating dormitory bonds funding commission; authorizing the refinancing of the self-liquidating indebtedness of the several colleges, schools and universities owned by the state of Oklahoma; providing for the issuance of refunding revenue bonds and prescribing the terms of issuance and methods of payment thereof; providing for the management, care and utilization of all self-liquidating projects having outstanding indebtedness; prescribing the duties of the several administrative boards, the Oklahoma state regents for higher education, the several schools, colleges and universities, the state examiner and inspector and the state board of public affairs with respect thereto; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the said 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, AS AMENDED, by the



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House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 269 was read, as follows, and concurred in by the Senate upon motion of Senator Gary:

Amendment No. 1: By striking from the title of the Engrossed Senate Bill No. 269, line 7 after word "therefor", the following: "And declaring an emergency".

By striking all of Section 3, line 19 through line 22.

ENGROSSED SENATE BILL NO. 269, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Cobb, Collier, Duffy, Gary, Grennell, Jones, Leonard, Lowery, Nance, Nevins, Paul, Porter, Pruett, Ritzhaupt, Thornton, Trussel, Wheeler, White, Worthington.—25.

Not Voting: Chapman, Counts, Dacus, Finney, Logan, Nichols, Rinehart, Sears, Speck, Williams.—10.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed Engrossed House Amendment to Engrossed Senate Bill No. 269 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 72 was read, as follows, and concurred in by the Senate upon motion of Senator Duffy:

Amendment No. 1: Page 1, Section 1, lines 11 and 12 of Engrossed Senate Bill No. 72. After the word "court"

on line 11 strike "by" and on line 12 strike "a written showing filed therein."

ENGROSSED SENATE BILL NO. 72, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No.



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72 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 92 was read, as follows, and concurred in by the Senate upon motion of Senator Gary:

Amendment No. 1: Page 1, Section 1, Line 18, of the Engrossed Senate Bill by replacing the period after the word "made" with a "comma" and adding the following proviso: "Provided that the above schedule shall be ineffective in districts including cities wherein the school enumeration exceeds twenty thousand (20,000)."

ENGROSSED SENATE BILL NO. 92, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No. 92 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendments to Engrossed Senate Bill No. 162 were read, as follows, and concurred in by the Senate upon motion of Senator Porter:

Amendment No. 1: Page 5, Line 7 of Engrossed Senate Bill No. 162 after the word "Act" strike the following words: "except in the manner provided herein."

Amendment No. 2: Page 1, Line 30 of Engrossed Senate Bill No. 162 strike the word "all", and insert in lieu thereof "any one issue of."

Amendment No. 3: Page 3, Line 23 of Engrossed Senate Bill No. 162 between the word "and" and the word "cafeterias" insert the words "the net income of."

Amendment No. 4: Page 3, Line 31 of Engrossed Senate Bill No. 162 after the word "the" strike the words "moneys in the Official Depository Account accrued from the income of" and insert in lieu thereof "net income derived from."

Amendment No. 5: Page 4, Line 6 of Engrossed Senate Bill No. 162 after the word "be" strike the words "upon warrants or vouchers issued by the State Auditor drawn upon the State Treasurer upon the filing of claims as provided for other State funds" and insert in lieu thereof "upon vouchers issued by the proper school authority drawn upon said dormitory account in the State Treasury: Provided, that each school may establish from fund accrued or accruing to the dormitory account the petty cash fund of not to exceed Fifteen Hundred Dollars (\$1500.00) with the approval of the Governor, subject to the same regulations as are petty cash funds established under the revolving fund laws."

Amendment No. 6: Page 5, Line 8 of Engrossed Sen-



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ate Bill No. 162 strike all of Section 15 and insert in lieu thereof "The provisions of this Act shall apply only to those schools issuing Funding Bonds provided for herein."

Amendment No. 7: Add a new Section, to be known as "Section 16," adding the Emergency Clause.

Amendment No. 8: Line 13 of the Title of Engrossed Senate Bill No. 162 after the word "Boards" strike the words "The Oklahoma State Regents for Higher Education" and on Line 16 after the word "and" strike the words "The State Board of Public Affairs."

Amendment No. 9: On Line 16 in the Title of Engrossed Senate Bill No. 162, after the words "with respect thereto" insert the following words: "and providing other details."

ENGROSSED SENATE BILL NO. 162, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt,

Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—35.

Excused: Cowden, Ginder, Goodpaster, Irby, Mahan, Neill, Norton.—7.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 162 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 149 was read, as follows, and consideration deferred temporarily:

Amendment No. 1: Page 1, lines 31, 32 and 33, of Engrossed Senate Bill No. 149, strike the following: "Provided, further, that the costs of construction and performance of any such project shall not include charges or costs of depreciation or replacement of equipment."

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 12, Senate Bills Nos. 152, 201, 203, 243, 245, 280, 282, 287, 295 and 307, each, correctly enrolled.

DACUS, Chairman.

Senate Joint Resolution No. 12, Senate Bills Nos. 152, 201, 203, 243, 245, 280, 282, 287, 295 and 307 were, each, 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.

### THIRD READING

HOUSE BILL NO. 490 was read for the third time at length.



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The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 490, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

HOUSE BILL NO. 265, by Weaver, was read and considered.

Senator Ritzhaupt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 265, by substituting the following therefor:

By WEAVER of the House and RITZHAUPT of the Senate.

AN ACT AMENDING TITLE 59, SECTION 552, OKLAHOMA STATUTES 1941, RELATING TO THE BOARD OF NURSE EXAMINERS AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Title 59, Section 552, O. S. 1941, is hereby amended to read as follows:

Section 552. The members of the State Board of Examiners shall as soon as organized and annually thereafter in the month of June, elect from their number a president, and a secretary who shall be the treasurer; it shall have a common seal; it shall make and adopt all necessary rules not inconsistent with the laws of this State or of the United States, whereby to perform the duties and transact the business required under the provisions of this Act. Three members of this board shall constitute a quorum and special meetings of the board shall be called by the secretary upon written request of any two members. The secretary shall be required to keep a record of all meetings of the board, including a register of the names of all nurses and attendance duly registered under this Act. The secretary shall receive a salary to be fixed by the board \* \* \* also traveling and other expenses necessarily incurred in the discharge of her official duties. The other members of the board shall receive five dollars (\$5.00) for each day actually engaged in this service and all legitimate and necessary expenses. Said expenses and salaries shall be paid from fees received by the board under the provisions of this Act and no part of salaries or other expenses of the board shall be paid out of the State Treasury. All moneys received in excess of the said allowance and other expenses provided for shall be held by the treasurer for



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meeting the expenses of the said board. The Board of Nurses Examiners may appoint an educational director for such time as in the judgment of the said board may be necessary. She shall have had at least five years experience in educational work among nurses, the salary to be determined by the board. The duties of said educational director shall be to visit the nurses training schools located in the State of Oklahoma and give advice, aid and encouragement to such schools or student nurses in maintaining high professional ideals, and keep them informed of the progressive technical methods such as obtained in other states and countries and look over records and ascertain the educational status of such schools and students as prescribed by the board of examiners.

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.

#### RITZHAUPT.

Upon motion of Senator Ritzhaupt, House Bill No. 265, 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. 265, as amended, was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 265 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 265, as amended, was ordered referred for engrossment.

Referring further to **ENGROSSED SENATE BILL NO. 149**, by Cowden and Norton, as amended by the Honorable House:

Upon motion of Senator Gary, the Senate concurred in Engrossed House Amendment to Engrossed Senate Bill No. 149.

**ENGROSSED SENATE BILL NO. 149**, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck,



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Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No. 149 and ordered the bill, as amended, referred for enrollment.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 62—By Underwood,

An Act requiring that before any student in any institution of higher education in the State of Oklahoma may receive a degree he shall have a credit of six (6) semester hours instruction in college American History; authorizing and requiring the board of regents for higher education to include such a course in the curriculum; making the provisions of this Act severable; repealing inconsistent provisions of the law; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 437—By Impson and Bradley,

An Act requiring one balloting or voting place for the election of any unopposed nominee for office in municipalities and counties of the state; including candidates for the state legislature; requiring appointment of officials to conduct said election; prescribing hours polls shall be open; providing for certificates of election; authorizing any voter possessing a valid registration certificate in any precinct of the municipality or county to vote at such an election; making the provisions of this Act cumulative to general election laws, except where a conflict exists; and declaring an emergency,

and the Bills have been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 223—By Porter and Anderson of the Senate and Ward, Mitchelson and Russell of the House,

An Act relating to the files and record of the county clerk and county assessor, amending Section 1, of Senate Bill No. 25, Session Laws 1945, which provides for destruction of certain ten-year-old chattels, claims, assessment forms, etc., of no record value, to include ten-year-old certificates of error, carbon copies of report and remittance forms, daily reports, etc., but not including any items affecting real estate; and declaring an emergency, and



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**ENROLLED SENATE BILL NO. 142—By Collier,**

An Act amending Section 118-o of Title 6, Oklahoma Statutes 1941 by making the same applicable to minors, repealing all Acts or parts of Acts in conflict therewith; and declaring an emergency, and

**ENROLLED SENATE BILL NO. 46—By Counts, White and Ritzhaupt,**

An Act defining a dump ground as a public nuisance under certain limitations and prohibiting the deposits of garbage, tin cans, junk, rubbish, or refuse and other matters commonly defined as trash within one hundred (100) yards of any state highway or any county road, prescribing penalty for violation of said Act, and

**ENROLLED SENATE BILL NO. 118—By Burns,**

An Act amending Title 11, O. S. 1941 § 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said Act shall not affect appeals heretofore taken but authorizing county courts in which said appeals are pending to transfer same to courts of common pleas of said county; and declaring an emergency, and

**ENROLLED SENATE BILL NO. 32—By Goodpaster, Norton, Duffy, Anderson, Burns, Carrier, Chapman, Cobb, Cowden, Dacus, Gary, Ginder, Grennell, Irby, Jones, Logan, Mahan, Nichols, Paul, Ritzhaupt, Sears, Wheeler and Worthington,**

An Act authorizing persons serving in the military or naval service of the United States between September 16, 1940, and the termination of the present war, and who are entitled to the benefits accorded by the federal "Servicemen's Readjustment Act of 1944," or as amended, to enter into contracts and agreements, and do all other proper Acts to secure any of said benefits, regardless of any legal disability existing on account of such person's age, and declaring an emergency, and

**ENROLLED SENATE BILL NO. 169—By Irby and Anglin,**

An Act appropriating the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30,

1946, and the sum of twenty-one thousand (\$21,000.00) dollars for the fiscal year ending June 30, 1947, to be expended by the game and fish commission of the state of Oklahoma in cooperation with the federal government in the control and destruction of predatory animals and rodents; providing that such appropriations shall be matched dollar for dollar by federal funds; and declaring an emergency, and

ENROLLED SENATE BILL NO. 196—By Burns of the Senate and Washington, Gullett, Sherman and Carey of the House,

An Act amending 20 O. S. 1941 § 693; relating to salaries for the judges of the court of common pleas in the County of Oklahoma; and providing the manner of payment thereof, and

ENROLLED SENATE BILL NO. 208—By Worthington,

An Act repealing Section 161, Title 81, Oklahoma Statutes 1941, relating to the collection of a storage charge for storing cotton, and declaring an emergency, and

ENROLLED SENATE BILL NO. 303—By Brown of the Senate and Meads of the House,

An Act creating a county law library in Rogers County, Oklahoma, and providing for the maintenance of the same and for rules and regulations governing its use and declaring an emergency, and

ENROLLED SENATE BILL NO. 253—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to game refuges; amending 29 O. S. 1941 § 201 to provide that field dog trials may be held within the Lake Murray area, and

ENROLLED SENATE BILL NO. 298—By Chapman of the Senate and Wallace and Evans of the House,

An Act authorizing the board of regents of the University of Oklahoma to accept gifts and bequests in regard to the Southern Oklahoma Hospital; directing manner and method of administering and holding same; defining kinds of gifts or bequests; prescribing authority of said board



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of regents in regard to such gifts and bequests; setting effective date hereof and declaring an emergency, and

ENROLLED SENATE BILL NO. 124—By Anderson and Porter,

An Act amending Section 15.19, Title 68, Oklahoma Statutes 1941, relating to duties of county assessor and traveling expenses of assessor and deputies; and declaring an emergency, and

ENROLLED SENATE BILL NO. 195—By Counts,

An Act authorizing the governor to allocate from the governor's contingency and emergency fund to the chief mine inspector the sum of \$5,837.00 to be used for purchase of equipment for one mine rescue station, training mine rescue workers, and for operation, maintenance, and storage of trucks; requiring approval and audit of claims; and declaring an emergency, and

ENROLLED SENATE BILL NO. 206—By Senate Committee on Agriculture,

An Act authorizing the board of regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, authorizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making appropriation therefor; and declaring an emergency, and

ENROLLED SENATE BILL NO. 300—By Rinehart,

An Act authorizing the planning, designation, construction, use, regulation, alteration, improvement, maintenance, and vacation of limited access highway facilities; authorizing cooperation of cities and counties with state and federal agencies and with each other for the construction thereof; providing for the financing thereof, including the authority to cities to issue bonds in payment of the whole or part of such costs; the establishment of local service roads and the prohibition of certain Acts upon limited access facilities; and declaring an emergency, and

ENROLLED SENATE BILL NO. 71—By Finney,

An Act authorizing the state board of public affairs to lease state lands not being used; prescribing the conditions and terms on which the same may be leased; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 223, 142, 46, 118, 32, 169, 196, 208, 303, 253, 298, 124, 195, 206, 300 and 71 were, each, ordered referred to the Governor for consideration.

#### GENERAL ORDER

HOUSE BILL NO. 17, by Arrington, et al, was read and considered.

Upon motion of Senator Jones, House Bill No. 17 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 17 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 17 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—2.



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The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Goodpaster, Mahan, Norton.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 17, and ordered the same returned to the Honorable House.

### GENERAL ORDER

HOUSE BILL NO. 349, by Johnson (Creek), was read and considered.

Upon motion of Senator Jones, House Bill No. 349 was advanced to engrossment and third reading.

Upon motion of Senator Jones, the rules of the Senate were suspended and House Bill No. 349, as amended, was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE BILL NO. 349 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Chapman, Cowden, Finney, Ginder, Irby, Neill, Nevins, Rinehart, Sears, Wheeler.—10.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Collier, Counts, Dacus, Duffy, Gary, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Nichols, Norton, Paul, Porter, Pruett, Ritzhaupt, Speck, Thornton, Trussel, White, Williams, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Chapman, Cowden, Finney, Ginder, Irby, Neill, Nevins, Rinehart, Sears, Wheeler.—10.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 349, as amended, was ordered referred for engrossment.

### COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted and read:



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Mr. President: We, your Committee on Judiciary Number Two, to whom was referred Engrossed House Bill No. 505, by Weaver, entitled:

An Act relating to the appointment of a conservator of the estate and property of an absentee as defined and provided in House Bill No. 123 of the Twentieth Oklahoma Legislature; amending Section 1 of said House Bill No. 123 by providing the manner and appointment; 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 Judiciary Number Two, to whom was referred Engrossed House Bill No. 297, by Mountcastle, entitled:

An Act amending 84 O. S. 1941 § 142 relating to rights of devisee's descendants where devisee dies before testator, by providing for certain rights of lineal descendants of legatee who is a child or other relation of testator and dies before testator; and declaring an emergency,

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.

#### GENERAL ORDER

HOUSE CONCURRENT RESOLUTION NO. 31, by Weaver, et al, of the House, and Jones, of the Senate, was read and considered.

Upon motion of Senator Jones, House Concurrent Resolution No. 31 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 31 and ordered it returned to the Honorable House.

HOUSE CONCURRENT RESOLUTION NO. 33, by Speakman, et al, of the House, and Jones, of the Senate, was read and considered.

Upon motion of Senator Jones, House Concurrent Resolution No. 33 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 33 and ordered it returned to the Honorable House.

HOUSE BILL NO. 401, by Evans, was read and considered.

Upon motion of Senator Duffy, House Bill No. 401 was advanced to engrossment and third reading.

Upon motion of Senator Duffy, the rules of the Senate were suspended and House Bill No. 401 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.



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Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 401, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

Senator Nance asked for consideration of HOUSE JOINT RESOLUTION NO. 30, by Wiley, to which Senator Nichols objected.

By unanimous consent, House Joint Resolution No. 30 was made a Special Order for 1:00 p.m., today.

Senator Norton presiding.

The Senate was declared at ease.

The Senate reassembled, with President Pro Tempore Paul presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 87 and Senate Joint Resolution No. 9 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 87, as amended, and ordered it returned to the Honorable House.

The President Pro Tempore, in open session, signed Engrossed Senate Joint Resolution No. 9 and ordered it transmitted to the Honorable House for consideration.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 218—By Nance,

An Act making it the duty of the Attorney General, after each session of the Legislature, to prepare an opinion analyzing and construing each Act passed thereby affecting county, Municipal and School District Officers, and with assistance of State Examiner and Inspector, to prepare forms and instructions as to their administration; providing for the distribution of said opinions, forms and instructions; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 3—By Burns,

An Act providing that any person serving in any capacity in a regularly constituted fire department of a city or town of this State who shall become physically or mentally disabled as provided in 11 O. S. 1941 § § 365, or be confined to any hospital or to his bed as provided in 11 O. S. 1941 § 367, or shall lose his life as provided in 11 O. S. 1941 § 368, where said disability, confinement, or loss of life was occasioned in fighting and/or preventing fires or in carrying out any order or direction of the chief or acting chief of said department in relation to the saving or preserving of life or property, shall be entitled to all of the benefits authorized by said Sections; providing that certain claims shall be preferred claims against the Firemen's Relief and Pension Fund and authorizing the Board to make reserves to pay such preferred claims; and declaring an emergency,

and to advise you, and through, the Honorable Senate, that the same have been passed by the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 218 and 3 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



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ENGROSSED SENATE CONCURRENT RESOLUTION NO. 21—By Anglin of the Senate and Standley of the House,

A Resolution memorializing Congress to pass H. R. 2376 (79th Congress, 1st Session) establishing a Veterans' Hospital at Boley, Oklahoma, for Negro veterans; and,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 24—By Brown, White, Nevins, Cobb, Gary, Anglin, Mahan, Porter, Irby, Chapman, Braden, Counts, Goodpaster, Neill, Worthington, Lowery, Jones, Thornton, Grennell, Dacus and Paul,

A Resolution memorializing the Congress of the United States of America to speedily enact legislation to create an Indian claims commission for the special purpose of considering, adjusting and settling Indian claims against the government; and,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 19—By Anglin of the Senate and Standley of the House,

A Concurrent Resolution memorializing Congress to waive payment of interest and authorize refund of interest heretofore paid on deficiencies in income taxes arising out of the Oklahoma Community property Law being invalidated for federal income tax purposes by the Supreme Court of the United States,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 21, 24 and 19 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 128—By Norton, White, Burns and Porter,

An Act relating to Cigarette Stamp Tax; amending 68 O. S. 1941 § § 586g and 591.6 to provide that the Oklahoma Tax Commission may accept as payment for stamps personal checks upon determination by said commission that said purchaser is financially responsible; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 310—By Nichols of the Senate, and Medlock and Holt of the House,

An Act appropriating the sum of Fifteen Thousand (\$15,000.00) Dollars out of the Governor's Contingent Fund for the purpose of purchasing land adjacent to the East Central State Teacher's College at Ada, Oklahoma; prescribing the method and manner of the expenditure; and,

ENROLLED SENATE BILL NO. 202—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the Chief Mine Inspector of the State to teach mine safety first aid; and,

ENROLLED SENATE BILL NO. 189—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the secretary of state; and,

ENROLLED SENATE BILL NO. 181—By Thornton and Leonard,

An Act making an appropriation for extra help in the office of the State Examiner and Inspector for the fiscal years ending June 30, 1946 and June 30, 1947; and,

ENROLLED SENATE BILL NO. 180—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund to be used by the governor for the extraordinary protection of the state and for extra help, for the fiscal years ending June 30, 1946 and June 30, 1947; and,

ENROLLED SENATE BILL NO. 179—By Thornton and Leonard,



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An Act making appropriations out of the General Revenue Fund for the fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Health for the operation, maintenance and functions of the Bureau of Epidemiology in the State Department of Health; and,

ENROLLED SENATE BILL NO. 172—By Thornton and Leonard,

An Act making an emergency appropriation for the Oklahoma Tax Commission for the purpose of purchasing, or renting, machinery and equipment; providing that the same shall be nonfiscal; and,

ENROLLED SENATE BILL NO. 10—By Worthington, Counts, Carrier, Wheeler, Dacus, Nance, Anderson, Speck and Ginder,

An Act authorizing the State Highway Commission of the State of Oklahoma to construct, maintain and repair roads connecting state-owned institutions with Federal highways, state highways; county highways or city streets; authorizing the said State Highway Commission to use funds in the State Highway Construction and Maintenance Fund in the construction, maintenance and repair of the roads provided for herein; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 62—By Committee on Appropriations,

An Act relating to expenses necessary and incident to elections; making appropriations for the purpose of paying expenses necessary and incident to elections, the duties of the State Election Board and the secretary thereof; prescribing purposes for which appropriations may be expended and manner of disbursing same; making appropriation non-fiscal; providing that surplus in any appropriations may be transferred to any other item with the approval of the Governor; and declaring an emergency; and

ENROLLED SENATE BILL NO. 61—By Logan,

An Act relating to court funds; providing that a governing board composed of the District Judge, the County Judge and the County Attorney, upon finding that a sur-

plus exists in the court fund over and above current operating expenses of the courts, may use the same to purchase United States Government Bonds; providing for the custody of such bonds; providing for redemption of such bonds and disposition of the proceeds 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 128, 310, 202, 189, 181, 180, 179, 172, 10, 62 and 61 were, each, ordered transmitted to the Governor for consideration.

The Senate was declared recessed to meet at 12:35 p.m.

#### AFTERNOON SESSION

The Senate reassembled with President Pro Tempore Paul presiding.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 505, by Weaver, was taken up for consideration and read at length.

Upon motion of Senator Anglin, House Bill No. 505 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 505 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 505 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols,



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Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Nays: Irby.—1.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Nays: Irby.—1.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 505, and ordered the same returned to the Honorable House.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to ad-

wise you, and through you, the Honorable Senate, that the House has refused to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 148—By Flanagan.

An Act authorizing the Board of County Commissioners of any county of this State having a population of less than thirteen thousand (13,000) inhabitants according to the 1940 Federal census, or any succeeding Federal census, and having at any time after the effective date of this Act a court fund exceeding five thousand (\$5,000.00) dollars, by the passage of an appropriate resolution to cause to be transferred all or any portion of said fund in excess of five thousand (\$5,000.00) dollars to a special fund, hereby created in the County Highway Fund, to be used to spot gravel, county roads, and, shall not be used for any other purpose,

and asks for a conference thereon.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Senator Gary moved that the request of the Honorable House for a conference on Engrossed House Bill No. 148 be granted, which motion prevailed.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 76—By Counts and White,

An Act relating to workmen's compensation; amending 85 O. S. 1941 § 43, relating to claims for compensation, to provide that claims filed with the State Industrial Commission and not presented to the Commission within five (5) years from date of filing shall be barred; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate



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Bill No. 76 were read, as follows, and concurred in upon motion of Senator White:

Amendment No. 1. Amending Section 1, line 14, page 1, of Engrossed Senate Bill No. 76, after the word "compensation" and beginning with the word "when" italicize all words through line 23, page 1.

Amendment No. 2. Amending Section 1, line 29, page 1, of Engrossed Senate Bill No. 76, after the word "barred" and beginning with the word "Provided" italicize all words through line 3, page 2.

ENGROSSED SENATE BILL NO. 76, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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, as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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 House amendments to Engrossed Senate Bill No. 76, and ordered the same transmitted to the Committee on Engrossed and Enrolled bills, for enrollment.

### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 297, by Mountcastle, was taken up for consideration and read at length.

Upon motion of Senator Burns, House Bill No. 297 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 297 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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 emer-



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gency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 297, and ordered the same transmitted to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 64—By Nichols, Finney, Braden and Counts,

An Act creating state forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of water-sheds, and prevention of erosion; authorizing and directing cooperation with the departments, officers and agencies of the government of the United States in accomplishing the purpose of the Act; establishing a state forestry fund in the office of the state treasurer and defining the duties and powers of the state planning and resources board and the division of forests and parks in relation to such state forests,

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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 64 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

Amendment No. 1: Page 3, Line 28, of the Engrossed Senate Bill No. 64 is hereby amended by adding the following which is to be numbered "Section 15:" "The provisions of this Act shall not apply to any Game Refuge owned by the State of Oklahoma or any department thereof located in McCurtain County, Oklahoma, and all lands now constituting any game refuge in McCurtain County shall not be transferred or assigned by the Fish and Game Commission to any other Department for any purpose."

ENGROSSED SENATE BILL NO. 64, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—41.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed House amendment to Engrossed Senate Bill No. 64, and ordered the same transmitted to the Committee on Engrossed and Enrolled bills, for enrollment.



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Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report House Bill No. 284 correctly engrossed.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 284, as amended, and ordered it returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE JOINT RESOLUTION NO. 30, by Wiley, was taken up for consideration and read at length.

Senator Jones presiding.

Senator Nance presiding.

Senator Leonard submitted the following amendment:

Mr. President: I move to amend Engrossed Joint House Resolution No. 30 as follows:

By striking the title and Sections 1, 2 and 3, and substituting in lieu thereof, the following:

"A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF OKLAHOMA BY AMENDING SECTION 21, ARTICLE 5, TO PROVIDE THAT THE MEMBERS OF THE LEGISLATURE SHALL RECEIVE THE SUM OF ONE THOUSAND DOLLARS (\$1,000.00) PER ANNUM FOR THEIR SERVICES DURING THEIR TERM OF OFFICE; PROVIDING TIME OF PAYMENT, AND THAT THEY SHALL RECEIVE NO OTHER COMPENSATION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, and as in the manner provided by law, the following proposed amendment to Section 21, Article 5 of the Constitution of the State of Oklahoma. The amendment shall read as follows:

"Section 21, Art. 5. Members of the Legislature shall receive the sum of One Thousand Dollars (\$1,000.00) annually for their services during their term of office, said annual compensation shall be paid in full on the second Tuesday of January of each year, and they shall receive no other compensation."

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 an amendment to Section 21, Article 5 of the Oklahoma Constitution providing, that Members of the Legislature shall receive the sum of One Thousand Dollars (\$1,000.00) annually for their services during their term of office, said annual compensation shall be paid in full on the second Tuesday of January of each year, and they shall receive no other compensation, be approved by the People.

☐ YES

Shall the Amendment be Approved?

☐ NO"

(If an elector desires to vote in favor of the adoption of the amendment, he shall stamp an X in the square before the word "Yes"; and if he desires to vote against the adoption of the amendment, he shall place an X in the square before the word "No".)

SECTION 3. The Speaker of the House of Representatives 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.

By unanimous consent, further consideration of House Joint Resolution No. 30 was temporarily deferred.

#### MESSAGE

The following Message from the Honorable House was received and read:



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MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 20—By Braden, Lowery, Norton, Mahan, Collier, Ginder, Jones, Sears, Counts, Burns, Gary, Brown, Anglin, Worthington, Anderson, Leonard, White, Speck, Neill, Cowden, Duffy, Thornton, Ritzhaupt, Dacus, Carrier, Williams, Grennell, Nance, Nevins, Irby,

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twentieth 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, AS AMENDED, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Concurrent Resolution No. 20 was read as follows:

Amendment No. 1: Page 1, line 21, of Engrossed Senate Concurrent Resolution No. 20, after the word "of" strike the words "Twelve o'clock noon, April Fourteenth (14th), 1945", and insert in lieu thereof the following: Two o'clock April Twenty-sixth (26th), 1945.

Senator Finney moved that the Senate refuse to concur in House Amendment to Senate Concurrent Resolution No. 20 and ask for a conference and Senate Conferees be named, which motion prevailed, the Presiding Officer appointing as Senate Conferees thereon, Senators Paul, Finney and Gary.

Senator Jones presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 46 and 349 each correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills

Nos. 46 and 349, each as amended, and ordered the bills returned to the Honorable House.

Further referring to HOUSE JOINT RESOLUTION NO. 30:

Senator Lowery moved to strike the Calendar, which motion failed for want of a second.

Senator Leonard moved the previous question be now put, which motion prevailed.

The vote occurring on the Leonard amendment, it was declared adopted.

Upon motion of Senator Nance, House Joint Resolution No. 30, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Joint Resolution No. 30 was considered engrossed and placed upon third reading and final passage.

### THIRD READING

HOUSE JOINT RESOLUTION NO. 30 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 30  
—By Wiley.

"A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF OKLAHOMA BY AMENDING SECTION 21, ARTICLE 5, TO PROVIDE THAT THE MEMBERS OF THE LEGISLATURE SHALL RECEIVE THE SUM OF ONE THOUSAND DOLLARS (\$1,000.00) PER ANNUM FOR THEIR SERVICES DURING THEIR TERM OF OFFICE; PROVIDING TIME OF PAYMENT, AND THAT THEY SHALL RECEIVE NO OTHER COMPENSATION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTIETH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, and as in the manner provided by law, the following proposed amendment to Section 21, Article 5 of the Constitution of the State of Oklahoma. The amendment shall read as follows:



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"Section 21, Art. 5. Members of the Legislature shall receive the sum of One Thousand Dollars (\$1,000.00) annually for their services during their term of office, said annual compensation shall be paid in full on the second Tuesday of January of each year, and they shall receive no other compensation."

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 an amendment to Section 21, Article 5 of the Oklahoma Constitution providing, that Members of the Legislature shall receive the sum of One Thousand Dollars (\$1,000.00) annually for their services during their term of office, said annual compensation shall be paid in full on the second Tuesday of January of each year, and they shall receive no other compensation, be approved by the People.

☐ YES

Shall the Amendment be Approved?

☐ NO

(If an elector desires to vote in favor of the adoption of the amendment, he shall stamp an X in the square before the word "Yes"; and if he desires to vote against the adoption of the amendment, he shall place an X in the square before the word "No".)

SECTION 3. The Speaker of the House of Representatives 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:

Ayes: Braden, Brown, Chapman, Cobb, Counts, Dacus, Duffy, Finney, Gary, Ginder, Irby, Jones, Leonard, Logan, Nance, Nevins, Norton, Paul, Porter, Ritzhaupt, Thornton, Trussel, White.—23.

Nays: Anglin, Burns, Carrier, Collier, Cowden, Lowery, Neill, Nichols, Pruett, Rinehart, Wheeler, Worthington.—12.

Not Voting: Anderson, Goodpaster, Grennell, Sears, Speck, Williams.—6.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

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. 30 was ordered referred for engrossment.

Senator Lowery moved to strike the Calendar, which motion was tabled upon motion of Senator Logan.

#### COMMITTEE REPORT

By unanimous consent, the following Committee Report was submitted and adopted upon motion of Senator Thornton:

Mr. President: We, your Committee on Appropriations, to whom was referred House Bill No. 63, by Committee on Legal Advisory, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Committee Substitute therefor do pass.

THORNTON, Chairman.

#### GENERAL ORDER

By unanimous consent, HOUSE BILL NO. 63, by Committee on Legal Advisory, was taken up for consideration and read at length.

Upon motion of Senator Thornton, House Bill No. 63 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 63 was considered engrossed and placed upon third reading and final passage.



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### THIRD READING

HOUSE 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:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Braden, Duffy, Lowery, Thornton.—4.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Cowden, Dacus, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Braden, Duffy, Lowery, Thornton.—4.

Excused: Mahan.—1.

Excused on Account of Military Service: Fine, Phillips.—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. 63 was ordered referred for engrossment.

Senator Nichols asked unanimous consent, which was

granted, that Cidney and Shirley Hoffman, of Wewoka, be made Assistant Enrolling Clerks for this legislative day.

Senator Cowden asked to be excused for the balance of this legislative day, which was the order.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 135—By Cowden and Committee on Veterans' Affairs of the Senate and Weaver and Committee on Veterans Affairs' of the House,

An Act making appropriation for the support, operation, maintenance, repairs, building, nonstructural improvements and equipment of the Oklahoma State Veterans Hospital, Sulphur, 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bill No. 135 was ordered referred to the Governor for consideration.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report House Joint Resolution No. 30 correctly engrossed.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Joint Resolution No. 30 as amended and ordered it returned to the Honorable House.

Senator Rinehart was recognized and on behalf of the Senate, presented to President Pro Tempore Paul, a hat and cowboy boots.



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Senator Nance, on behalf of the Senate, presented to Senator and Mrs. Paul a Silver Service.

Senator Logan, on behalf of the employees of the Senate, presented to Senator White, as Chairman of the Employment Committee, a Leather Brief Case; to Senator Finney, as Floor Leader, a Leather Brief Case; and to President Pro Tempore Paul, a Watch.

Senator Porter, on behalf of the Senate, presented to Senators Finney and Gary, each a Leather Traveling Case.

President Pro Tempore Paul, and Senators White, Finney and Gary each expressed their deep appreciation for the gifts and the sentiments expressed by the Senators.

By unanimous consent of the Senate, Mrs. Paul was recognized and presented to the Senate, following which she expressed her deep appreciation for gifts and tributes paid her husband, President Pro Tempore Paul.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

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 CONCURRENT RESOLUTION NO. 20—By Braden, Lowery, Norton, Mahan, Collier, et al,

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twentieth Legislature of the State of Oklahoma, and has appointed as Conferees, the following Representatives: Hinds, Speakman and Bradley.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The following Conference Committee Report on Senate Concurrent Resolution No. 20 was submitted, and adopted upon motion of Senator Paul:

To the President of the Senate and  
The Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed Senate Concurrent Resolution No. 20, entitled:

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twentieth Legislature of the State of Oklahoma,

beg leave to report that we have had the same under consideration, and herein return the same with the recommendation that it be adopted, AS AMENDED.

Amendment No. 1: Page 1, Line 20, after the word "of," strike the words "Twelve o'clock noon, April Fourteenth (14th), 1945," and insert in lieu thereof the following: Four o'clock, P. M., April Twenty-sixth (26th), 1945.

House Conferees:

HINDS  
SPEAKMAN  
BRADLEY

Senate Conferees:

PAUL  
FINNEY  
GARY

ENGROSSED SENATE CONCURRENT RESOLUTION  
NO. 20, as amended in Conference, was read at length.

Upon motion of Senator Paul, Senate Concurrent Resolution No. 20, as amended in conference, was adopted.

Senate Concurrent Resolution No. 20, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 74, by Levergood, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 74 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 74 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 74 was read for the third time at length:



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The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Cowden, Mahan.—2.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Ginder, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—40.

Excused: Cowden, Mahan.—2.

Excused on Account of Military Service: Fine, Phillips.—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. 74, and ordered the same returned to the Honorable House.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 99, by Rowe, et al, was taken up for consideration and read at length.

Senator Logan submitted the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Committee Substitute for House Bill No. 99, as follows:

By inserting a new section at the end of Section 1 as follows:

SECTION 2. The Secretary of each County Election Board shall be paid the sum of twenty-five (\$25.00) dollars per month as additional compensation during the period of time beginning April 1, 1946, and ending December 1, 1946, for performing the services required of him under the provisions of Senate Bill No. 1, First Extra-ordinary Session of the 19th Legislature, (Chapt. 10, O. S. L. 1944) and Senate Bill No. 109, Twentieth Legislature, approved by the Governor of the State of Oklahoma under date of April 2, 1945, said compensation to be paid by state warrants drawn upon claims approved by the Secretary of the State Election Board from funds appropriated for administering the Soldiers War Ballot Law.

And renumbering succeeding sections, and by amending the title to read as follows:

An Act relating to elections and the conduct thereof, amending Sec. 3, Senate Bill No. 2 of the Twentieth Legislature, providing compensation for Secretaries of County Election Boards during portion of year 1946 for administering Soldiers and Sailors War Ballot Law, repealing Sec. 13, Senate Bill No. 2 of the Twentieth Legislature, and declaring an emergency.

LOGAN, Chairman.

Upon motion of Senator Logan, House Bill No. 99, as amended, was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 99, as amended, was considered engrossed and placed upon third reading and final passage.

### 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 99 was ordered referred for engrossment.

The following Resolution was submitted and by unanimous consent, upon request of Senator Nance, ordered incorporated in the Journal:

To the Members of the 20th Legislature:



The following Resolution was unanimously adopted on April 24, 1945, by the Board of Directors of the Tulsa Chamber of Commerce.

### R E S O L U T I O N

WHEREAS, prior to the convening of the 20th Legislature, the Chamber of Commerce of the State of Oklahoma had collaborated in the preparation of a tax adjustment program considered necessary to Oklahoma's industrial development and presented the same to the committees on revenue and taxation of the House Senate of the 20th Legislature, and

WHEREAS, after due consideration, and recognizing the necessity for cooperation between the State, on the one hand, and business organizations, on the other, in their mutual efforts to build Oklahoma by encouraging industries which will provide post-war employment and increase the production of wealth in our State, the 20th Legislature and the Governor of the State did cooperate admirably with such tax program by the enactment of the following tax adjustments and other legislation highly beneficial to the State:

1. The exemption of machinery and equipment used in manufacturing plants from the 2% state sales tax.

2. The exemption of machinery and equipment used in manufacturing plants from the 2% state use tax, which, together with the sales tax exemption, places Oklahoma on a competitive basis with surrounding states in the competition for new industries, and encourages industries now in Oklahoma to remain here and expand their operations.

3. The exemption of naphthas and solvents from the gasoline tax, when used as a raw material in manufacturing other products, which will permit the development in Oklahoma of chemical industries based on these derivatives of petroleum.

4. A community property law which, if sustained by the courts, will place Oklahoma citizens on an equal basis with those of Texas, Louisiana, and certain other states in the payment of Federal taxes, thus removing a serious competitive handicap to Oklahoma. And,

WHEREAS, the needs of the State with respect to im-

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proved schools, health facilities, and a large highway building program, were also liberally provided for, with certain controversial tax increases on beer, gasoline, and motor vehicles being enacted for these purposes, NOW, THEREFORE

BE IT RESOLVED BY THE BOARD OF DIRECTORS  
OF THE TULSA CHAMBER OF COMMERCE:

1. That notwithstanding an honest difference of opinion as to the necessity for the tax increases enacted, the Tulsa Chamber of Commerce does favor a program of better schools, more adequate health facilities, and an improved highway system in Oklahoma, and recognizes that these desirable objects of government have been more definitely assured by the tax increases above mentioned. In this connection, however, we call attention also to the desirability of Oklahoma's avoiding the stigma of having the highest tax in the nation on any commodity, as quickly as circumstances permit, and particularly urge that the gasoline tax increase of 2c per gallon be not renewed upon its expiration December 31, 1946.

2. That the Tulsa Chamber of Commerce hereby expresses its sincere appreciation of the action of the 20th Legislature and the Honorable Robert S. Kerr, Governor, in enacting, in large part, the program of tax adjustments and other excellent legislation above mentioned, the effect of which will be most helpful to chambers of commerce throughout the state in their efforts to promote industry in Oklahoma, and that a copy of this resolution of appreciation be sent to each member of the House and Senate of the 20th Legislature, to Governor Kerr, and to all chambers of commerce in Oklahoma.

3. That the Tulsa Chamber of Commerce hereby reaffirms its faith in the future of the great State of Oklahoma, and its feeling of confidence and optimism as to the industrial and commercial development to be anticipated in Oklahoma during the years ahead.

Done at Tulsa, Oklahoma, this 24th day of April, 1945.

TULSA CHAMBER OF COMMERCE.

By J. W. SHANNON, President.

(SEAL)

O. A. BORDER, Secretary.



**MESSAGES**

The following Messages from the Honorable House were received and read:

**MR. PRESIDENT:**

I am directed by the House of Representatives to return herewith:

**ENGROSSED SENATE BILL NO. 9**—By Senate Committee on Appropriations,

An Act making general appropriations for the budget of the legislature, executive and judicial departments of the state for fiscal years ending June 30, 1946 and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the governor, together with Conference Committee Report thereon and to advise you, and through you, the Honorable Senate, that the House of Representatives has passed the Bill as amended by said Report and it has been signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 9, together with Conference Committee Report thereon, was ordered referred for enrollment.

**MR. PRESIDENT:**

I am directed by the House of Representatives to transmit herewith for your consideration:

**ENGROSSED HOUSE BILL NO. 122**—By Parrish,

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency,

together with the Second Conference Committee Report thereon, and to advise you, and through you, the Honorable Senate, that the House has adopted the said Conference

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Committee Report, and the Bill has been passed by the House, AS AMENDED, by such second report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 122 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Bill No. 122, by Parish, entitled:

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency,

beg leave to report that we had the same under consideration and herein return the same with the recommendation that it do pass, as amended.

Amendment No. 1: Re-insert the enacting clause.

Amendment No. 2: Page 1, Section 2, line 19, strike the figures "\$393,658.00" for each year and insert in lieu thereof "\$143,658.00" for the year ending June 30, 1946, and "\$443,658.00" for the year ending June 30, 1947.

Amendment No. 3: Page 1, Section 2, line 22, strike the totals "\$500,000.00" for each year and insert in lieu thereof "\$250,000.00" for the year ending June 30, 1946, and "\$550,000.00" for the year ending June 30, 1947.

House Conferees:

PARRISH  
MOUNTCASTLE  
KING  
FLOWERS  
CANTRELL  
HUGHES  
BULLARD  
BILLINGSLEY

Senate Conferees:

THORNTON  
LOWERY  
WHEELER  
NEVINS  
ANGLIN  
DACUS  
GARY

ENGROSSED HOUSE BILL NO. 122, as amended in Conference, was read at length.



The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Carrier, Pruett.—2.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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, as amended in Conference, become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Carrier, Pruett.—2.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 122, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith:

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ENGROSSED HOUSE BILL NO. 180—By House Appropriations Committee,

An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be non-fiscal; 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 adopted the said Conference Committee Report, and the Bill has been passed by the House, AS AMENDED, by such report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 180 was read, as follows, and adopted upon motion of Senator Thornton:

Mr. Speaker: We, your Conference Committee, to whom was referred Engrossed House Bill No. 180, by House Appropriations Committee, entitled:

An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma state regents for higher education to be allocated to the institutions comprising the Oklahoma state system of higher education; said appropriation to be non-fiscal; and declaring an emergency,

beg leave to report that we have had the same under consideration and herein return the same with the recommendation that it do pass as amended.

Amendment No. 1: Strike Sections 1, 2, 3 and 4, and insert in lieu thereof the following:

**"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:**

**"SECTION 1.** The Oklahoma State Regents for Higher Education is hereby authorized to prescribe and coordinate nonresident, matriculation, enrollment, library,



infirmary, laboratory, and other incidental fees now commonly charged students in Oklahoma State owned institutions of higher learning. A system of student scholarships in each State owned institution of higher learning is hereby authorized, to be approved by the Regents and the local board of control of the institution.

"SECTION 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

"SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval."

Amendment No. 2: Strike the original title and insert in lieu thereof the following:

"AN ACT AUTHORIZING THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO PRESCRIBE AND COORDINATE NONRESIDENT, MATRICULATION, ENROLLMENT, LIBRARY, INFIRMARY, LABORATORY, AND OTHER INCIDENTAL FEES NOW COMMONLY CHARGED STUDENTS IN OKLAHOMA STATE INSTITUTIONS OF HIGHER LEARNING; AUTHORIZING THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO ESTABLISH A SYSTEM OF STUDENT SCHOLARSHIPS; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY."

House Conferees:

BULLARD  
PARRISH  
KING

Senate Conferees:

THORNTON  
DUFFY  
LEONARD

ENGROSSED HOUSE BILL NO. 180, as amended in Conference, was read at length.

The question being, "Shall the Bill, as amended in Conference, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton,

Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 180, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 94, 140, 190, 192, 269, and Senate Concurrent Resolutions Nos. 19 and 21 each correctly enrolled and House Bills Nos. 63 and 265 each correctly engrossed.

DACUS, Chairman.

Senate Bills Nos. 94, 140, 190, 192 and 269 were each 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.

The Presiding Officer in open session signed Enrolled Senate Concurrent Resolutions Nos. 19 and 21 and ordered them transmitted to the Honorable House for the signature of the Speaker.

The Presiding Officer, in open session, signed Engrossed House Amendments to and Engrossed House Bills Nos. 63 and 265 each as amended and ordered each returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

**MR. PRESIDENT:**

I am directed by the House of Representatives to return herewith:

**ENROLLED SENATE JOINT RESOLUTION NO. 12**  
—By Gary and Irby of the Senate, and Biles of the House,

A Joint Resolution making appropriation and authorizing the State Board of Public Affairs to compensate Marshall and Bryan Counties in the State of Oklahoma and their governmental subdivisions for losses due to orders of the State Board of Affairs cancelling and abating taxes on tracts of land involved in closing out the Aylesworth Prison Farm Project; and prescribing conditions; and,

**ENROLLED SENATE BILL NO. 307**—By Thornton,

An Act making appropriation from the General Revenue Fund of the State of Oklahoma, not otherwise appropriated, for the fiscal year ending June 30, 1946, and the fiscal year ending June 30, 1947, to the Oklahoma State Regents for Higher Education, to be used for the hospitalization of war veterans at the State University Hospital at Oklahoma City, Oklahoma; said appropriation for the fiscal year ending June 30, 1946 to be non-fiscal and any funds unexpended on June 30, 1946 shall be available for expenditure until June 30, 1947, and declaring an emergency; and,

**ENROLLED SENATE BILL NO. 295**—By Paul,

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An Act making an appropriation out of the State Highway Construction and Maintenance Fund to make improvements on Rush Creek near Pauls Valley, Oklahoma, to protect U. S. Highway No. 77 from overflow and floods, prescribing details relating to the improvements, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 280—By Senate Committee on Appropriations,

An Act relating to the revolving funds of the Oklahoma State Penitentiary and the Oklahoma State Reformatory; consolidating revolving funds; providing purposes for which such funds may be expended; prescribing duties and procedure relating thereto; repealing 57 O. S. 1941 §§ 163, 165, 166, 253, 255 and 322; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 203—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Labor for extra help; and,

ENROLLED SENATE BILL NO. 243—By Collier,

An Act amending Title 2, Oklahoma Statutes 1941, Section 441, and providing for the investment of funds by trust companies, Building and Loan Associations, insurance companies or banking companies, for the investment of funds held in a fiduciary capacity, for the investment of sinking funds, for deposit of securities for public funds, for deposit of securities by foreign corporations; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 287—By Ritzhaupt,

An Act appropriating the sum of Eight Thousand Dollars (\$8,000.00) to the State Board of Regents for Higher Education, authorizing the Governor to transfer to the State Board of Regents for Higher Education the said sum for allocation to Langston University from the Governor's Emergency and Contingency Fund, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 282—By Jones,



An Act amending Section 126, Title 52, Oklahoma Statutes, 1941, as amended by Section 2, Chapter 3, Title 52, Session Laws of 1943; and amending Section 127, Title 52, Oklahoma Statutes, 1941, as amended by Section 3, Chapter 3, Title 52, Session Laws of 1943; and amending Section 4, Chapter 3, Title 52, Session Laws of 1943; providing for employees of the Conservation Department of the Corporation Commission, fixing their salaries, duties, and qualifications; providing for payment and method of payment of traveling expenses; providing that all salaries and expenses of employees of said Department be paid from the Conservation Fund; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 245—By Porter,

An Act making appropriations to the Veterans of Foreign Wars for the employment of a service officer to assist members of the armed forces, veterans, their families and dependents, and to pay other expenses necessary and incident to such service work, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 201—By Thornton and Leonard,

An Act making an appropriation from the Depletion, Management and Sales Fund in the Commissioners of the Land Office of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947, for additional labor and employment in the Soil Conservation Division thereof; and,

ENROLLED SENATE BILL NO. 152—By Anglin,

An Act making an appropriation for the support and maintenance of the public schools of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; said moneys to be expended under the provisions of House Bill No. 361, of the Nineteenth Legislature, as amended and supplemented by House Bill No. 139 of the Twentieth Legislature, and House Bill No. 268 of the Eighteenth 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

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Enrolled Senate Bills Nos. 307, 295, 280, 203, 243, 287, 282, 245, 201 and 152 and Enrolled Senate Joint Resolution No. 12 were ordered referred to the Governor for consideration.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 467, by Hawthorne, was taken up for consideration and read at length.

Upon motion of Senator Anderson, House Bill No. 467 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 467 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 467 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton,



Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 467, and ordered the same returned to the Honorable House.

#### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith for your consideration:

ENGROSSED SENATE BILL NO. 77—By Worthington of the Senate, and Shumate of the House,

An Act relating to school funds; providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, Article 10 of the Oklahoma Constitution, may be transferred to the general or sinking fund under certain terms and conditions; providing that the governing board of any school district shall file a petition in the district court of the county requesting such court to approve such transfer of funds; requiring the district court upon a hearing upon the petition to pass upon the question of fact and the constitutional question as to whether such funds may validly be transferred; providing that the county attorney shall represent the interest of the taxpayer in such proceeding; and providing that this Act shall be effective for a period of six months only after the effective date thereof; and declaring an emergency,

and to advise you, and through you, the Honorable Senate,

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that the same has been passed by the House, AS AMEND-ED, and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 77 was read, as follows, and concurred in by the Senate upon motion of Senator Worthington:

Amendment No. 1 Line 21, page 1, of Engrossed Senate Bill No. 77, after the word "petition" add the following: Said court shall give such notice as may be necessary and shall fix the manner of giving notice to the taxpayers of such district.

ENGROSSED SENATE BILL NO. 77, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—39.



Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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 House Amendment to Engrossed Senate Bill No. 77, and ordered the same transmitted to the Committee on Engrossed and Enrolled Bills, for enrollment.

Senator Cobb presiding.

#### GENERAL ORDER

ENGROSSED HOUSE BILL NO. 430, by Committee on Judiciary No. 2, was taken up for consideration and read at length.

By unanimous consent, House Bill No. 430 was advanced to engrossment and third reading.

By unanimous consent, House Bill No. 430 was considered engrossed and placed upon third reading and final passage.

#### THIRD READING

HOUSE BILL NO. 430 was read for the third time at length.

The question being, "Shall the Bill pass?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams.—32.

Nays: Anglin, Cobb, Dacus, Duffy, Paul, Thornton, Worthington.—7.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—2.

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The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Braden, Brown, Burns, Carrier, Chapman, Collier, Counts, Finney, Gary, Goodpaster, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Trussel, Wheeler, White, Williams.—32.

Nays: Anglin, Cobb, Dacus, Duffy, Paul, Thornton, Worthington.—7.

Excused: Cowden, Ginder, Mahan.—3.

Excused on Account of Military Service: Fine, Phillips.—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. 430, and ordered the same returned to the Honorable House.

The President Pro Tempore, Senator Homer Paul, announced that in conformity with the passage of House Joint Resolution No. 8, he desired to appoint Senators J. C. Nance, L. E. Wheeler, Ray C. Jones, Bill Logan, Louis H. Ritzhaupt and Phil H. Lowery to serve on said Joint Committee to investigate, research and explore the field of revenue and taxation in this and other states for the purpose of preparing and reporting to the next legislative session a proposed program of revised, coordinated and modernized tax measures for the State of Oklahoma.

#### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



**ENGROSSED SENATE BILL NO. 13—By Ritzhaupt,**

An Act authorizing the Public Welfare Commission of Oklahoma to accept grants or funds from the Federal Government for purposes of investigating persons required to register under the terms of the Federal Selective Service and Training Act of 1940 and all amendments thereto; defining authority of the Public Welfare Commission in designating employees therefor and use of said grants or funds; and declaring an emergency; and,

**ENGROSSED SENATE BILL NO. 54—By Ritzhaupt,**

An Act relating to venereal diseases, defining the same, authorizing the State Commissioners of Health to make and amend rules and regulations for the prevention and cure of same, defining power and duties of physicians in discovery, diagnosis, treatment and transfer of patients; authorizing quarantine, providing that cities and counties may make available means to determine existence, treatment and cure of this contagious and infectious disease; requiring persons diagnosed as having venereal disease to take treatment and be quarantined; providing for keeping of records and making such information inaccessible except when the public good requires same to be disclosed; providing this Act shall be cumulative except when same conflicts with existing laws; 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 passed by the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 13 and 54 were, each, ordered referred for enrollment.

**MR. PRESIDENT:**

I am directed by the House of Representatives to transmit herewith for your consideration:

**ENGROSSED SENATE CONCURRENT RESOLUTION NO. 20—By Braden, Lowery, Norton, Mahan, Collier, Ginder, Jones, Sears, Counts, Burns, Gary, Brown, Anglin, Worthington, Anderson, Leonard, White, Speck, Neill,**

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Cowden, Duffy, Thornton, Ritzhaupt, Dacus, Carrier, Williams, Grennell, Nance, Nevins and Irby,

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twentieth Legislature of the State of Oklahoma,

together with the 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 Resolution has been passed by the House, AS AMENDED, by such report.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Concurrent Resolution No. 20, together with Conference Committee Report thereon, was ordered referred for enrollment.

#### GENERAL ORDER

HOUSE BILL NO. 510, by Langley, was read and considered.

Senator Dacus moved that further consideration of House Bill No. 510 be indefinitely postponed, which motion failed of adoption.

Upon motion of Senator Gary, House Bill No. 510 was advanced to engrossment and third reading.

Upon motion of Senator Lowery, all bills on the Senate Calendar were ordered stricken.

Senator Leonard presiding.

Referring further to ENGROSSED SENATE BILL NO. 63, as amended by the Honorable House:

Upon motion of Senator Nichols, the Senate concurred in Engrossed House Amendments to Engrossed Senate Bill No. 63.

ENGROSSED SENATE BILL NO. 63, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns,



Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 63 and ordered the bill, as amended, referred for enrollment.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

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ENGROSSED SENATE BILL NO. 133—By Burns, Neill and Rinehart of the Senate, and Weaver, Levergood and Klinglesmith of the House,

An Act amending Title 70, Section 1921, Oklahoma Statutes 1941, relating to the granting of academic and professional degrees in the various schools and colleges of the State of Oklahoma; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 199—By Nichols and Cobb,

An Act relating to soil conservation and highways and roads; making declaration of legislative declaration and policy concerning soil conservation; prescribing mandatory duties of the State Highway Commission and the boards of county commissioners in connection with roads and highways within Oklahoma; authorizing cooperation with landowners adjacent to highway systems; requiring cooperation by the State Highway Commission and the boards of county commissioners with the United States Bureau of Roads and the Soil Conservation Service and participation and agreements therewith; authorizing the promulgation of rules and regulations by the State Highway Engineer; providing that cost of the program shall be included in the maintenance cost of the highway systems plus aids or grants; authorizing expenditure of funds for prevention of flood damage to roads and highways; prescribing effective date of mandatory provisions; requiring reports; requiring withholding of moneys by the Tax Commission for failure to file such reports; making the provisions of this Act severable; repealing conflicting laws,

and to advise you, and through you, the Honorable Senate, that the same have been passed by the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 133 and 199, were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:



ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 27—By Langley, Flanagan, Foley, Segrest, Taylor and Underwood of the House and Nevins, Dacus, Irby and Worthington of the Senate,

A Resolution memorializing Congress to enact a law (1) providing an increase in federal payments to states for old age assistance, and (2) providing that state agencies cooperating with the Federal Social Security Board shall have the postal franking privilege, and

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 29—By Standley of the House and Anglin of the Senate,

A Resolution memorializing Congress to pass House Resolution 2376, (79th Congress, 1st Session), establishing a veterans' hospital at Boley, Oklahoma, for negro veterans,

and to advise you, and through you, the Honorable Senate, the same have been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The Presiding Officer, in open session, signed Enrolled House Concurrent Resolutions Nos. 27 and 29 and ordered each returned to the Honorable House.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 24—By Wright of the House; Paul of the Senate,

A Resolution requesting the members of the Oklahoma Delegation in Congress to Memorialize the United States Secretary of Navy to make a full and complete investigation of certain practices in the United States Naval Training Hospital at Norman, Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

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The Presiding Officer, in open session, signed Enrolled House Concurrent Resolution No. 24 and ordered it returned to the Honorable House.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 99 correctly engrossed; Senate Bills Nos. 37, 76, 171, 183 and 184 each correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 99, as amended, and ordered the bill returned to the Honorable House.

Senate Bills Nos. 37, 76, 171, 183 and 184 were, each, read at length for the fourth time, the enrolled copies signed, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Lowery moved that 2 additional Conferees be appointed under ENGROSSED HOUSE BILL NO. 115, which motion prevailed, the Presiding Officer appointing Senators Cobb and Collier.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 490—By Foley and Tolbert of the House; Paul of the Senate,

An Act relating to the uniform and state-wide schedule of salaries and compensation for county officers, and regular and part-time deputies and employees, amending subsection (a) of Section 19 of Chapter 6, Title 19 (House Bill 259) Session Laws 1943, to entitle the County Treasurer to a salary of Two Thousand Four Hundred (\$2,400.00) Dollars per year; providing that this Act shall become ef-



fective as early as permissable under the Constitution; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 17—By Arrington and McCarty,

An Act amending 70 O. S. 1941 § 1312 relating to courses of instruction in the Oklahoma Agriculture and Mechanical College; providing for research work in connection with the college and the establishment of a research foundation; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 375—By Bailey,

An Act authorizing the Excise Board and Board of County Commissioners to use Two (2) Mills of the mills allocated to the county for county government to be used for the purpose of constructing a county memorial for veterans of World War I and veterans of World War II; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 437—By Impson and Bradley,

An Act providing for the issuance of a certificate of election to any unopposed candidate for State Representative or State Senator in any special election to fill a vacancy in any such office without the necessity of holding such special election, repealing conflicting laws; and,

ENROLLED HOUSE BILL NO. 409—By Singleton,

An Act amending Section 202 of Title 44, Oklahoma Statutes 1941; providing that until three (3) years have expired after World War II has been officially terminated, the Governor may appoint, by and with the advice and consent of the Senate, as Adjutant General any suitably qualified person inducted from the Oklahoma National Guard into Federal service who has served honorably in the army of the United States in the grade of Major or above for a period of not less than one (1) year; providing nothing herein shall prevent re-appointment of a person who has held such office; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard, and Bradley of the House; Nance of the Senate,

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An Act making consolidated appropriations from the General Revenue Fund and the Public Building Fund of the State of Oklahoma for the fiscal year ending June 30, 1946, to the Oklahoma State Regents for higher education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education for the construction of buildings, improvements, and the purchase of equipment for and at the University of Oklahoma School of Medicine, and Hospitals, all being divisions of the University of Oklahoma and being among several of the institutions comprising the Oklahoma State System of Higher Education; providing that appropriations shall be nonfiscal; providing for the use of Federal funds; 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 of the House of Representatives in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 490, 17, 375, 437, 409 and 101 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.

President Pro Tempore Paul presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 77 and 133 correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 77 and 133 were each 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 119—By Duffy of the Senate and Focht of the House,



An Act repealing sub-section (h) of Section 1501, Title 68, Oklahoma Statutes 1941, relating to intangible personal property tax on annuities and annuity contracts; exempting such annuities from all provisions of said Act; and declaring an emergency,

and to advise you, and through you, the Honorable Senate that the House has passed the Bill, AS AMENDED, and the Bill has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 119 was read, as follows, and concurred in by the Senate upon motion of Senator Duffy:

Amendment No. 1: By striking the Title of Engrossed Senate Bill No. 119, and remainder of the Bill and substituting the following in lieu thereof:

By Duffy of the Senate, and Focht of the House.

AN ACT RELATING TO AND REAPPORTIONING SENATORIAL DISTRICT NUMBER SEVEN (7) AND SENATORIAL DISTRICT NUMBER NINE (9) OF THE STATE OF OKLAHOMA; PROVIDING THAT THE PRESENT TENURE OF THE SENATORS REPRESENTING SAID DISTRICTS SHALL NOT BE AFFECTED.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That from and after the passage of this Act the Seventh (7) Senatorial District of the State of Oklahoma shall be comprised of the Counties of Alfalfa, Grant and Major; the Ninth (9) Senatorial District of the State of Oklahoma shall be comprised of the County of Kay. That each of said Senatorial Districts shall be represented by one (1) Senator, who shall be elected at the elections held in 1946 and each four (4) years thereafter. This Act, however, shall in no wise affect the present tenure of the Senators now representing said Districts.

ENGROSSED SENATE BILL NO. 119, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No. 119 and ordered the Bill, as amended, referred for enrollment.

The President Pro Tempore announced the appointment of Senators Finney, Cobb, and Lowery, as a committee to confer with the Honorable House relative to sine die adjournment.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your consideration:



ENROLLED HOUSE BILL NO. 119—By House Committee on Appropriations,

An Act making consolidated appropriations for the operations budget from the general revenue fund, Section thirteen (13) fund, and the new college fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma state regents for higher education to be allocated to and among the several institutions comprising the Oklahoma state system of higher education according to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the new college fund and the Section thirteen (13) fund to and among the several institutions entitled thereto under the provisions of the Constitution of Oklahoma, the enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations shall be non-fiscal; providing for the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma state regents for higher education; providing that the provisions of this Act are severable; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 62—By Underwood,

An Act requiring that before any student in any institution of higher education in the state of Oklahoma may receive a degree he shall have a credit of six semester hours instruction in college American History and government; authorizing and requiring the board of regents for higher education to include such a course in the curriculum; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 139—By Committee on Education,

An Act relating to public schools; amending Section 4, Chapter 21, Title 70, Session Laws of 1943; to provide for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; prescribing duties of officers under this Act; amending Section 5, Chapter 21, Title 70, Session Laws of 1943; to fix a schedule as a calculation basis for teachers' salaries, and to establish as a basis for apportionment of state aid equated levels of valuation. Authorizing all apportionments of state aid to be made by the state board of education through the director of finance thereof; providing for

execution of a surety bond by the director of finance; providing for recovery of illegally expended state aid money, and providing for payment of premium of said bond. Authorizing appointments of examiners for the purpose of auditing state aid funds and fixing the salaries of said examiners; requiring the institution of suits for recovery of moneys illegally disbursed and expended; providing for salaries and expenses of said examiners and appropriations made for administration of state aid funds; authorizing the expenditure of state aid funds; for the purpose of administration of this Act; declaring the effective date of Act; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 214—By House Appropriations Committee,

An Act making appropriations out of the general revenue fund and the public building fund for the construction of buildings, improvements, purchase of land, books, and equipment, for and at certain state institutions, and making appropriations out of the general revenue fund and the public building fund to the Oklahoma state regents for higher education to be allocated to and among the several institutions comprising the Oklahoma state system of higher education; providing for the use of federal funds; providing that appropriations shall be non-fiscal; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 257—By Arrington,

An Act relating to the conservation of oil and gas; amending Section 84, Title 52, Oklahoma Statutes, 1941, and providing definitions; amending Section 85, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of oil; and authorizing the corporation commission to make rules and regulations relative thereto; amending Section 86, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of gas, and authorizing the corporation commission to make rules and regulations relative thereto; amending Section 87, Title 52, Oklahoma Statutes, 1941, authorizing the corporation commission to regulate the taking of oil and gas from any common source of supply to prevent waste or to protect correlative rights, providing for the establishment of well spacing and drilling units for the purpose of preventing waste and for the purpose of protecting and adjusting the correlative rights of parties owning interests in such common source of supply; amend-



ing Section 90, Title 52, Oklahoma Statutes, 1941, empowering the corporation commission to make orders, rules and regulations applicable to common source of oil and gas supply, and providing that it shall not be necessary to publish same; providing for procedural requirements including rights of appeal; providing a saving clause; repealing all Acts and parts of Acts in conflict herewith; and for other purposes; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 399—By Tankersley,

An Act amending 10 O. S. 1941 § 111; prescribing the powers and authority of the court in case of a delinquent child as to child's care, supervision, probation and institutional commitment; providing that no child over the age of eighteen (18) years may be committed to an institution; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 402—By Billingsley and Sherman,

An Act amending Title 11, Sections 372 and 373, O. S. 1941, appropriating and setting aside for the use and benefit of the firemen's relief and pension fund a sum equal to five-eighths ( $5/8$ ) of the annual tax of four (4%) per centum on all premiums collected by all fire insurance companies in this state, after all cancellations and dividends to policy holders and other credits are deducted as provided by House Bill No. 83 of the Twentieth Legislature; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 397—By Tankersley,

An Act defining as a misdemeanor the proposal of unlawful sexual relations by an adult male person to any female child under the age of fourteen (14) years or the looking upon, touching, mauling or feeling of the body or private parts in a lewd and lascivious manner of a female child under the age of fourteen (14) years by an adult male person; the attempt by any adult male person to take a female child under the age of fourteen (14) years to a place for the purpose of unlawful sexual relations or for the purpose of looking upon, touching, mauling or feeling of the body or private parts of such female child in a lewd and lascivious manner; fixing the penalties therefor; and declaring an emergency, and

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ENROLLED HOUSE BILL NO. 407—By Billingsley  
of the House and Rinehart of the Senate,

An Act for safeguarding life and property from electrical hazards and the promotion of the welfare of the public; prescribing the application of the provisions of this Act; defining certain words and phrases as used in this Act; establishing an electrical administrative board of the state of Oklahoma; prescribing the duties and authority of the board; requiring certain standards for electrical equipment, materials, and installations; providing for the appointment of a chief electrical inspector and deputy electrical inspector, their qualifications, and duties; prescribing for inspection authority and appeal to board from inspector's decision; providing for the issuance of permits; requiring that inspections be made on all installations of electrical wiring; prescribing that it shall be unlawful to connect electrical wiring that has not been inspected to sources of energy; requiring that electrical contractors and journeymen electricians be licensed and providing examinations therefor; requiring display of licenses; providing for suspension or revocation of licenses; providing for appeal from board's decision to district court; requiring that records be kept by the board and be open to the public; providing for a separate fund to be kept of the fees collected by the board to be known as the "electrical administrative fund;" providing penalties for the violation of the Act; relieving state of liability for damages; providing a saving clause; repealing all statutes in conflict with this statute,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 119, 62, 139, 214, 257, 399, 402, 397 and 407 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:



## ENGROSSED SENATE BILL NO. 28—By Ritzhaupt,

An Act relating to public health; requiring the enrichment of flour, bread and rolls by the addition of certain vitamins and other nutritional ingredients to conform to the definition and standard of identity fixed and established by order of the Federal Security Agency; prescribing the methods of enrichment thereof; providing the manner of enforcement of the provisions of this Act; making it unlawful to sell or offer for sale flour, bread and rolls for human consumption unless same shall be enriched; providing penalties; repealing all Acts and parts of Acts in conflict herewith,

and to advise you, and through you, the Honorable Senate, that the same has been passed, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 28 was read, as follows:

Amendment No. 1: By adding at the end of Section 3, between Lines 11 and 12, Page 3, of the Engrossed Senate Bill No. 28 the following: "It shall be unlawful for any person to advertise, sell or offer for sale in this State, for human consumption therein, any white bread, baked in a pan, which is labeled as enriched bread, unless it contains not less than six (6) parts of non-fat milk solids to each one hundred (100) parts of flour."

Senator Ritzhaupt moved that the Senate refuse to concur in House Amendment to Engrossed Senate Bill No. 28 and ask for a conference thereon and conferees be appointed, which motion prevailed, the President Pro Tempore appointing as such conferees, Senators Ritzhaupt, Wheeler, and Collier.

Senator Finney, on behalf of the Committee appointed to confer with the Honorable House relative to sine die adjournment, reported that the House has recessed for one hour.

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### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 449 — By Bradley, Arms, Ash, Bailey, Barry, Billingsley, Burkhart, Choate, Dees, Flanagan, Foley, Hathcoat, Hawthorne, Impson, Levergood, McCarty, Meads, Mitchelson, Morris, Parrish, Reed, Russell, Shelton, Starr, Tankersley, Underwood and Weaver,

An Act relating to Workmen's Compensation; amending Subsection 5, Section 22, Chapter 2, Title 85, Oklahoma Statutes 1941, relating to schedule of compensation; to provide minimum and maximum limitation of weekly payment; repealing all laws in conflict herewith; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 446—By Miles, Reed and Weaver,

An Act making unlawful the sale in Oklahoma of certain defined drugs, commonly called barbiturates, except by licensed drug stores and upon written prescriptions by persons licensed in this State to practice Medicine and Surgery, Osteopathy, Dentistry and Veterinary medicine; fixing penalty for violation thereof; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 294—By Williams,

An Act relating to marriage licenses and records thereof; amending 43 O. S. 1941 § 9 to provide that after recording of the original license it shall be returned upon request therefor to the persons to whom the same was issued; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 507—By Sherman, Ash, Cantrell, Carmichael, Edwards, Hines (Washita), McCarty, Weaver and Williams,

An Act relating to Butane, Propane and other liquefied petroleum gases; regulating the handling, using, stor-



ing, selling, distribution, transporting and manufacture of such gases, and the installation of systems for the use thereof; providing for inspection, prescribing duties of State Fire Marshal and other officers, licensing, payment of fees, and cooperation of other departments; prescribing penalties for violation of Act; authorizing promulgation of rules and regulations; requiring bonds, providing for cancellation of licenses; amending 52 O. S. 1941 § § 422 and 424; creating positions, fixing salaries, and making appropriations; making Act effective July 1, 1945; making provisions of Act severable,

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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 449, 446, 294, and 507 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 13, 144, 193, and 199 each correctly enrolled and House Bill No. 379 correctly engrossed.

DACUS, Chairman.

Senate Bills Nos. 13, 144, 193 and 199 were each 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.

The President Pro Tempore signed Engrossed Senate Amendments to and Engrossed House Bill No. 379, as amended, and ordered it returned to the Honorable House.

The Senate was declared at ease.

The Senate reassembled, with Senator Leonard presiding.

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### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 505—By Weaver,

An Act relating to the appointment of a conservator of the estate and property of an absentee as defined and provided in House Bill No. 123 of the Twentieth Oklahoma Legislature; amending Section 1 of said House Bill No. 123 by providing the manner of the appointment of such conservator and prescribing the manner of giving notice of hearing the petition for the appointment of such conservator; amending Section 3 of said House Bill No. 123 by prescribing the authority and powers of such conservator; 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 Presiding Officer of the House of Representatives in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

House Bill No. 505 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 51—By Anderson Dacus and Rinehart,

An Act amending 68 O. S. 1941 § 15.53, relating to preparation of tax rolls, clarifying the same and authorizing listing of vacant urban properties at owner's option under certain restrictions; validating certain previous assessments; repealing Acts in conflict; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 51 was read, as follows, and concurred in by the Senate upon motion of Senator Finney:

Amendment No. 1: By striking the words which are underlined and enclosed in parentheses, beginning with the word "from" and ending with the word "county", in Lines 25, 26 and 27, Page 1, Section 1, Sub-section (b), of the Engrossed Senate Bill No. 51.

ENGROSSED SENATE BILL NO. 51, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Bill become an emergency measure?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruet, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

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Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendment to Engrossed Senate Bill No. 51 and ordered the bill, as amended, referred for enrollment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 54, 63, 64, 72, 114, 119, 139, 162 and 218, each, correctly enrolled.

DACUS, Chairman.

Senator Ritzhaupt presiding.

Senate Bill No. 54 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 Leonard presiding.

Senate Bills Nos. 63, 64, 72, 114, 119, 139, 162 and 218 were, each, 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.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 140—By Anderson, Dacus, Speck and Nevins of the Senate, and Ash, Jones, Carmichael and McDonald of the House,



An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943 (House Bill No. 259) only as to the following Section thereof, to-wit: Section 16 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said Statewide Uniform Salary Act; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 94—By Ritzhaupt, Rinehart, Nichols, Thornton, Carrier and Duffy,

An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Langston University; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 269—By Burns of the Senate, and Wallace (Oklahoma) of the House,

An Act authorizing and directing the State Board of Public Affairs to purchase Lots 15 and 16 in Block 4, State Capitol Addition to Oklahoma City, Oklahoma, same being a tract of 155 feet fronting on Northeast 22nd Street and with a depth of 144.37; making an appropriation therefor; and,

ENROLLED SENATE BILL NO. 192—By Anderson of the Senate, and Ash of the House,

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An Act relating to traveling expenses of County Assessors mentioned in the State-wide Uniform Salary Law of 1943 for county officers and their deputies; amending House Bill 259, S. L. 1943, Section 33, to correct a probable typographical error by referring to Senate Bill 271 instead of House Bill 271; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 190—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the State Insurance Commissioner,

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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 140, 94, 269, 192 and 190 were, each, ordered referred to the Governor for consideration.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 92 and 148, each, correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 92 and 148 were, each, 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:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION



NO. 21—By Anglin of the Senate, and Standley of the House,

A Resolution Memorializing Congress to pass H. R. 2376 (79th Congress, 1st Session) establishing a Veterans' Hospital at Boley, Oklahoma, for Negro veterans; and

ENROLLED SENATE CONCURRENT RESOLUTION NO. 19—By Anglin of the Senate, and Standley of the House,

A Concurrent Resolution Memorializing Congress to waive payment of interest and authorize refund of interest heretofore paid on deficiencies in income taxes arising out of the Oklahoma Community Property Law being invalidated for Federal Income Tax purposes by the Supreme Court of the United States,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 21 and 19 were, each, ordered referred to the Secretary of State.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 273—By Counts and Nichols,

An Act relating to workmen's compensation; limiting claimant and respondent to the testimony of two physicians each in hearings before the State Industrial Commission; authorizing the Commission of its own motion to order any claimant examined by other physicians; repealing all laws and parts of laws in conflict herewith; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 174—By Counts, Porter, Nevins and Braden,

An Act fixing the salary of the Chief Mine Inspector at Three Thousand Dollars (\$3,000.00) per annum; fixing the salaries of District Mine Inspectors at Twenty-four

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Hundred Dollars (\$2400.00) each per annum; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 273 and 174 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 205—By Finney, Ritzhaupt, Burns and Duffy,

An Act amending Chapter 18, Title 74, of Oklahoma Statutes, 1941, relating to the Record Commission; prescribing its duties; and authorizing the destruction of obsolete or useless public records, by adding a new Section to said Chapter to be known as Section 562a of said Chapter; authorizing micro-film reproductions thereof and making same substitutes for originals thereof; amending Section 563 of Title 74, O. S. 1941, by providing for filing and keeping of said micro-film copies; and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 33—By Thornton, Duffy, Pruett, Jones, Worthington, Counts, Cowden, Grennell, Anderson, Speck, Irby and Dacus,

An Act amending Title 68, Section 15.2, Paragraph 12, Oklahoma Statutes 1943, and declaring an emergency; and,

ENGROSSED SENATE BILL NO. 160—By Pruett and Counts of the Senate, and Sherman of the House,

An Act making provision for estates in joint tenancy and tenancy by entirety heretofore or hereafter created; providing for the existence and creation of such estates; and providing same may be created notwithstanding election to operate under Community Property Statutes and that an adjudication of incompetency shall not terminate such an estate; providing prima facie evidence of death of



joint tenant or tenant by entirety who dies leaving property subject to administration; and providing for execution, levy and sale of such estate; making provisions of Act severable; 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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 205, 33 and 160 were, each, ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 79—By Counts and White,

An Act relating to workmen's compensation; amending 85 O. S. 1941 § 3, Subdivisions (10) and (11), defining "factory" and "workshop;" and declaring an emergency, and

ENGROSSED SENATE BILL NO. 91—By Rinehart, Porter, Mahan, Collier and Burns of the Senate and Barnhart, Dillon, Van Dyck, Ward and Rowe of the House,

An Act providing for the examination of the books, records and accounts of issuers, guarantors, and dealers in securities; fixing fees therefor; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 255—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to the State Game and Fish Commission; amending Title 29, Chapter 1, Section 1, Oklahoma Session Laws 1943 to provide that members of said commission shall be appointed by the governor, and striking the age limitation upon the appointment of such members, and

ENGROSSED SENATE BILL NO. 122—By Anderson and Porter,

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An Act amending Sections 15.12, 15.25, 15.34, 37, 1507 and 1508. Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting Acts and parts of Acts, and

ENGROSSED SENATE BILL NO. 75—By Counts and White,

An Act relating to workmen's compensation; amending 85 O. S. 1941 § 42 to provide that judgments rendered in the nature of awards by the state industrial commission shall bear six (6%) per centum interest per annum from the date ordered paid by the commission until the date of satisfaction 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 Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 79, 91, 255, 122 and 75 were, each, ordered referred for enrollment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 10 and Senate Bills Nos. 115 and 214, each, correctly enrolled.

DACUS, Chairman.

Senate Joint Resolution No. 10 and Senate Bills Nos. 115 and 214 were, each, 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.



**MESSAGE**

The following Message from the Honorable House was received and read:

**MR. PRESIDENT:**

I am directed by the House of Representatives to return herewith:

**ENGROSSED SENATE BILL NO. 97**—By Logan and Nichols,

An Act relating to the compensation, mileage and expense of secretaries and members of election boards, amending Title 26, O. S. 1941, Section 24A and

**ENGROSSED SENATE BILL NO. 86**—By Irby, Gary and Cobb of the Senate and Batson, Biles, Wright, Parrish and Underwood of the House,

An Act creating a seven member board to be designated as "Lake Texoma Board;" providing for appointment of members by the governor from certain counties; providing for terms of such members; defining their powers and duties concerning matters affecting Lake Texoma and the surrounding area in which the state of Oklahoma has an interest; providing for the recommendation of said board concerning the stocking of Lake Texoma with game fish; authorizing said board to cooperate with the federal government on matters concerning Lake Texoma, prescribing other powers of said board; providing for meetings of said board; providing that none of the members thereof shall receive compensation on traveling expenses; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same have been passed, **AS AMENDED**, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendments to Engrossed Senate Bill No. 97 were read, as follows, and concurred in by the Senate upon motion of Senator Logan:

Amendment No. 1. Adding at the end of Section 1,

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Page 2, of Engrossed Senate Bill No. 97: "the provisions of this Section shall be effective from and after July 1, 1945."

Amendment No. 2. Adding a new Section to be known as Section 2 on Page 2, Line 8, of Engrossed Senate Bill No. 97:

"SECTION 2. 26 O. S. 1941 § 73, as amended by Senate Bill No. 98, Twentieth Legislature, is hereby amended to read as follows:

'§ 73. The Secretary of the State Senate shall within sixty days after this act becomes effective, appoint one qualified elector in each county as County Registrar, which office of County Registrar is hereby created. Such County Registrar shall qualify and subscribe to the customary oath of office and shall immediately appoint precinct registrars in each precinct within his county, who shall be a qualified elector in the precinct in which he resides, who shall qualify as does the county registrar and who shall be the official registration officer in his precinct, and such precinct registrar is hereby empowered to administer oaths and to exercise all the authority conferred upon precinct registrars by this act. The county registrars shall hold office at the pleasure of the Secretary of the State Senate, and the precinct registrar shall hold office at the pleasure of the County Registrar, and such precinct registrar shall be entitled to compensation at the rate of *Ten (10c)* cents for each elector registered in his precinct in cities of the first class and *Ten (10c)* cents for each elector registered other than in cities of the first class, and the County Registrar shall be entitled to compensation for the year 1917, at the rate of *Five (5c)* cents for each elector now registered in the county of which he is registrar, and his compensation hereafter shall be *Five (5c)* cents per name for each elector registered or transferred as provided in this act, the same to be paid as other election expenses by the county of which he is an officer.' "

Amendment No. 3. On page 1, Section 1, Line 26 of the Engrossed Senate Bill No. 97, by striking the period after the word "source" and substituting a comma therefor, and adding thereafter the following words: "except where the Secretary of the County Election Board acts as ex-officio County Registrar" and thereafter adding a period.



Amendment No. 4. Amending the title to read as follows:

"AN ACT RELATING TO ELECTIONS; PROVIDING FOR THE COMPENSATION, MILEAGE AND EXPENSE OF SECRETARIES AND MEMBERS OF ELECTION BOARDS; FIXING COMPENSATION OF COUNTY AND PRECINCT REGISTRARS; AMENDING TITLE 26, O. S. 1941, SECTION 24A, AND TITLE 26, O. S. 1941, SECTION 73 AS AMENDED BY SENATE BILL NO. 98, TWENTIETH LEGISLATURE.

ENGROSSED SENATE BILL NO. 97, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Prueett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—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 Engrossed House Amendments to Engrossed Senate Bill No. 97 and ordered the bill, as amended, referred for enrollment.

Engrossed House Amendment to Engrossed Senate Bill No. 86 was read, as follows:

Amendment No. 1: By striking all of Engrossed Senate Bill No. 86 and substituting in lieu thereof the following:

By Batson.

AN ACT AMENDING SECTION 38, CHAPTER 131, SESSION LAWS OF 1933, AS AMENDED BY SECTION

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1, OF ARTICLE 3 OF CHAPTER 59, SESSION LAWS OF 1935, AS AMENDED BY SECTION 1, TITLE 52, CHAPTER 3a, OKLAHOMA SESSION LAWS OF 1941, RELATING TO THE OFFICE OF CONSERVATION OFFICER, CHANGING, INCREASING AND FIXING THE SALARY OF THE CONSERVATION OFFICER; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

CONSERVATION OFFICER — BOND — SALARY — TENURE—DUTIES:

SECTION 1. That Section 38, Chapter 131, Session Laws of 1933, as amended by Section 1 of Article 3 of Chapter 59, Oklahoma Session Laws of 1935, as amended by Section 1, Title 52, Chapter 3a, Oklahoma Session Laws of 1941, be and the same is hereby amended to read as follows:

"There is hereby created the office of Conservation Officer, which shall be filled as hereinafter provided. Said Conservation Officer shall, before he enters upon the duties of his office, take and subscribe to the Constitutional Oath of office prescribed for State officials, and shall give a bond to the State of Oklahoma in the sum of Ten Thousand Dollars (\$10,000.00) with surety to be approved by the Commission conditioned that he will honestly and faithfully perform his duties, and that he will pay to the State, in the manner prescribed by law, all money which comes into his hand by virtue of such office. The tenure of his office shall be at the pleasure of the Commission. The Conservation Officer shall receive a salary of Six Thousand Dollars (\$6,000.00) per annum, payable monthly, and shall possess such powers and authority, and be charged with such duties as provided in this Act, and in addition thereto he shall investigate all charges and complaints of violations of this Act, and any orders, rules and regulations of the Commission, and report all such violations to the Commission and to the Conservation Attorney, and he shall file charges and complaints with the Commission, or other proper tribunal or court, of all such violations. He shall obey and enforce all orders of the Commission."

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.

Upon motion of Senator Irby, the Senate refused to concur in Engrossed House Amedment to Engrossed Senate Bill No. 86.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 24 and Senate Bills Nos. 166 and 241, each, correctly enrolled.

DACUS, Chairman.

The Presiding Officer, in open session, signed Enrolled Senate Concurrent Resolution No. 24 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senate Bills Nos. 166 and 241 were, each, 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.

President Pro Tempore Paul presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 20 and Senate Bill No. 191, each, correctly enrolled.

DACUS, Chairman.

The President Pro Tempore, in open session, signed Enrolled Senate Concurrent Resolution No. 20 and ordered it transmitted to the Honorable House for the signature of the Speaker.

Senate Bill No. 191 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.

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### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 246—By Porter,

An Act amending 72 O. S. 1941 § 1, and § 3 of said Title as amended by Section 2, Chapter 1, Title 72, Oklahoma Session Laws 1943, relating to hawking and peddling by ex-service persons, and declaring an emergency, and

ENGROSSED SENATE BILL NO. 131—By Counts and White,

An Act relating to the state industrial commission; amending 85 O. S. 1941 § 71, as amended by Title 74, Chapter 10, Section 10, Session Laws 1943, to provide for the terms of members of the state industrial commission; fixing their compensation; providing for seven (7) reporters for the commission; providing that there shall be appropriated to the commission not less than five hundred dollars (\$500.00) annually for extra help,

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,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bills Nos. 131 and 246 were ordered referred for enrollment.

Senator Worthington moved that the Senate Auditor be instructed to purchase fifteen dollars worth of stamps for each member of the Senate, which motion prevailed.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 183—By Thornton and Leonard,



An Act making appropriations out of the general revenue fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the state department of agriculture for the performance of certain duties imposed by law, and

ENROLLED SENATE BILL NO. 171—By Thornton and Leonard,

An Act appropriating from the Oklahoma Tax Commission fund for expenses, maintenance, and salaries of the Oklahoma Tax Commission for the fiscal years ending June 30, 1946 and June 30, 1947; providing for unexpended and unobligated balances in the Oklahoma Tax Commission fund to revert to the general revenue fund of the state of Oklahoma; restricting and limiting the expenses for the operation of the Oklahoma Tax Commission; specifying the amounts to be expended from the Oklahoma Tax Commission fund during the fiscal years ending June 30, 1946 and June 30, 1947; repealing all Acts and parts of Acts in conflict herewith; and fixing the effective date of the Act, and

ENROLLED SENATE BILL NO. 37—By Nevins, et al.,

An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members thereof; and declaring an emergency, and

ENROLLED SENATE BILL NO. 76—By Counts and White,

An Act relating to Workmen's Compensation; amending 85 O. S. 1941 § 43, relating to claims for compensation, to provide that claims filed with the state industrial commission and not presented to the commission within five (5) years from date of filing shall be barred; and declaring an emergency, and

ENROLLED SENATE BILL NO. 184—By Counts and White,

An Act relating to relief; making appropriations for the state board of public welfare; prescribing the purpose for which said appropriation shall be expended; providing procedure for disbursing funds; authorizing direct relief to be granted; authorizing state board of public welfare to

promulgate rules and regulations; prescribing other details; 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 have been read for the fourth time and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 183, 171, 37, 76, and 184 were ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 122—By Parrish,

An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 471—By Reed,

An Act providing it shall be unlawful for any individual, corporation or partnership to sell or offer for sale any surplus materials as defined in the Surplus Property Act of 1944, who in dealing with the public trades under any name which by reason of any word may connote the United States Government, which has a tendency to lead the public to believe that such establishment at which such materials are offered for sale has some official relationship to the United States Government or that such articles are such surplus materials, or that such articles are of higher quality and lower prices than those obtainable elsewhere; providing that this Act shall not apply to any corporation, all of the stock of which is owned by the United States Government, and providing that no contract to sell, sale, or any other arrangement concerning the disposition of any such surplus material shall be made to any such individual, corporation or partnership using any such name or words referred to herein; providing this shall not



apply to any such corporation which stock is owned by the United States Government nor to any establishment which for ten (10) years prior to the enactment of this Act has utilized any such terms as a part of its trade name; and declaring violation of this Act to be a misdemeanor, and prescribing penalties therefor; declaring the Act to be severable; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 524—By Jones,

An Act relating to the Commissioners of the Land Office, amending Subsections (a) and (c) of Section 1, Chapter 1d, Title 64, Oklahoma Session Laws 1943, Page 154; providing for transfer of unneeded surpluses in the Depletion, Management and Sale Fund to the Public Building Fund, the Permanent School Fund, and the State Education Institutional Fund to be distributed as provided by law; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 244—By Dees, Biles, Flowers, Hawthorne, Parrish and Shumate,

An Act to provide for the retirement for meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits; to determine membership and conditions of membership in said fund; to provide for a Board of Trustees of said Retirement Fund; to provide for officers and to define their duties; to provide for the management of the funds of said system and to provide a method of financing said system; repealing Title 70, Chapter 27, Session Laws 1943; making the provisions of this Act Severable; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 280—By Parrish,

An Act providing for the cooperation of the State of Oklahoma with the Council of State Governments; making an appropriation for the payment of Oklahoma's part for the maintenance of said Council of State Governments; and,

ENROLLED HOUSE BILL NO. 56—By House Appropriations Committee,

An Act making appropriations from the General Reve-

nue Fund of the State of Oklahoma, from the revolving funds of certain State institutions and from the Public Building Fund of the State of Oklahoma, for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans' Homes, the eleemosynary and penal institutions, and the Petroleum Experiment Station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth Legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this appropriation Act to any other item herein in any State institution mentioned herein; and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferrable; providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferrable; providing further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each of the fiscal years ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable; and,

ENROLLED HOUSE BILL NO. 42—By Langley, Foley, Hoffsommer, Taylor, Thompson (Pushmataha), Underwood and Williams,

An Act relating to old age assistance, amending §§ 165 and 169, Title 56, Oklahoma Statutes 1941; provided, that on and after June 1st, 1945, it shall be the duty of the Oklahoma Public Welfare Commission in conformity with the Federal Social Security Laws and in regard to funds available to revise and liberalize the budget as now used in ascertaining the need of any person eligible to receive old age assistance, and in so doing the increased cost of living and condition of health shall be given due consideration (and excepting casual income and inconsequential resources). Provided further, that the Commis-



sion shall immediately direct the reinvestigation and revision of the budget of each and every recipient and the payment of assistance thereafter shall be made on such basis, and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 297—By Mountcastle,

An Act amending 84 O. S. 1941 § 142, relating to rights of devisee's descendants where devisee dies before testator, by providing for certain rights of lineal descendants of legatee who is a child or other relation of testator and dies before testator; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 387—By Committee on Revenue and Taxation,

An Act amending 11 O. S. 1941 §§364, 365, 367, 368 and 380; relating to firemen's relief and pension funds and to the authority and duties of the Boards of Trustees of Firemen's Relief and Pension Funds of cities and towns of the State; authorizing special accounts in such funds; making provisions of Act severable; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 467—By Hawthorne,

An Act amending Title 68, O. S. 1941, Section 37, relating to application for homestead exemption; providing that applicants for homestead exemption shall file such application on or before the first day of March of each year; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 401—By Evans,

An Act amending Section 4, Title 16, Oklahoma Statutes of 1941, requiring deeds, mortgages or other conveyances relating to real estate, except leases for a period not to exceed one (1) year, to be in writing and signed by the grantors, and requiring conveyances and contracts relating to a homestead to be jointly subscribed by both husband and wife except conveyances and contracts thereof from a spouse as grantor to the other spouse as grantee; 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,

H. R. CHRISTOPHER, Chief Clerk.

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House Bills Nos. 122, 471, 524, 244, 280, 56, 42, 297, 387, 467 and 401 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bills Nos. 320 and 233 correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 320 and 233 were each 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.

Senator Finney moved that the Senate reconsider the vote whereby HOUSE BILL NO. 491 was stricken from the Calendar, which motion prevailed.

#### GENERAL ORDER

HOUSE BILL NO. 491, by McCarty, et al, was taken up for consideration 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:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.



Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 491, and ordered the same returned to the Honorable House.

### MESSAGE

The following Message from the Honorable House was received and read:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 70—By Finney,

An Act consolidating the Institute for Colored Deaf, Blind and Orphans, the State Hospital for Negro Insane, and the State Training School for Negro Girls; providing for control to be under jurisdiction of state board of public affairs and prescribing duties of said board; prescribing statutory functions and procedure; repealing all laws or parts of laws in conflict therewith; and declaring an emergency, and

ENGROSSED SENATE BILL NO. 254—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to salaries of county officers, deputies and assistants; amending Title 19, Chapter 6, Section 24-c, Oklahoma Session Laws 1943, to fix salaries of county officers, deputies and assistants; 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,

H. R. CHRISTOPHER, Chief Clerk.

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Engrossed Senate Bills Nos. 70 and 254 were ordered referred for enrollment.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bill No. 3 and Senate Joint Resolution No. 8 correctly enrolled.

DACUS, Chairman.

Senate Bill No. 3 and Senate Joint Resolution No. 8 were each 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.

Senator Nichols moved that the vote be reconsidered by which HOUSE BILL NO. 491, by McCarty, was passed, which motion prevailed, the roll call thereon being as follows:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—37.

Nays: Ritzhaupt.—1.

Excused: Cowden, Ginder, Goodpaster Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

### MESSAGES

The following Messages from the Honorable House were received and read:

MR. PRESIDENT:

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. 87—By Carey and Weaver,



An Act fixing the salaries of certain state officers and employees whose salaries are payable from the general revenue fund and special funds of the state; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of Act severable; repealing Acts and/or parts of Acts insofar as they conflict therewith; fixing effective date of Act; declaring intention and providing other details; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 63—By Committee on Legal Advisory,

An Act making an appropriation to carry out the provisions of House Bill No. 84 of the Twentieth Legislature for the fiscal years ending June 30, 1946 and June 30, 1947, and being supplemental and in addition to the appropriations contained in Engrossed Senate Bill No. 9, for the gasoline inspection department of the corporation commission; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 379—By Flanagan, Foley, Gullett, Hawthorne, Hughes, Speakman and Weaver,

An Act amending Title 70, Section 21, Oklahoma Statutes 1941, exempting Veterans of World War No. II from the provisions thereof; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 265—By Weaver,

An Act appropriating the sum of twenty-five thousand dollars (\$25,000.00) out of any money in the state treasury to the credit of the general revenue fund not otherwise appropriated for the fiscal year ending June 30, 1945, to be used and expended to pay mileage, per diem and expenses of members of the House of Representatives, salaries of their employees and such contingent expenses as may be ordered paid therefrom, including preparation and publication of journals and calendars of the House of Representatives as provided in 73 O. S. 1941, Section 72; providing that said appropriation shall be non-fiscal repealing all Acts in conflict herewith; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 99—By Rowe,

An Act amending 26 O. S. 1941 § relating to county

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and precinct registrars; providing for increased compensation for precinct registrars; and declaring an emergency, and the Bills have been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 180—By House Appropriations Committee,

An Act authorizing the Oklahoma state regents for higher education to prescribe and coordinate non-resident, matriculation, enrollment, library, infirmary, laboratory, and other incidental fees now commonly charged students in Oklahoma state institutions of higher learning; authorizing the Oklahoma state regents for higher education to establish a system of student scholarships; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 74—By Levergood of the House and Logan and Nichols of the Senate,

An Act relating to compensation of county and precinct registrars amending Title 26, O. S. 1941, Section 73; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 142—By Edwards, Klingle-Smith, Arms, Foley, Hathcoat, Impson, Ownby and Welch,

An Act relating to real estate acquired by counties at tax resales; authorizing such property to be redeemed, by last record owner or any person having a legal or equitable interest therein, prior to issuance of deed by county commissioners to a purchaser; imposing conditions on the right of such redemption, prescribing procedure to be followed; providing for cancellation of resale tax deeds and revesting of title; providing for publication of notice by county treasurer; providing Act shall cease to have any force or effect after July 1, 1945; and declaring an emergency, and



ENROLLED HOUSE BILL NO. 426—By Reed and Hawthorne,

An Act authorizing the board of commissioners of each county of the state, in its discretion, by the adoption of an appropriate resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees or officers of the county by not to exceed ten per cent (10%); and declaring an emergency, and

ENROLLED HOUSE BILL NO. 380—By Medlock,

An Act relating to foxes; repealing 29 O. S. 1941 § § 177, 178 and 179; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 63—By Committee on Legal Advisory,

An Act making an appropriation to carry out the provisions of House Bill No. 84 of the Twentieth Legislature for the fiscal years ending June 30, 1946 and June 30, 1947, and being supplemental and in addition to the appropriations contained in Engrossed Senate Bill No. 9, for the gasoline inspection department of the corporation commission; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 87—By Carey and Weaver,

An Act fixing the salaries of certain state officers and employees whose salaries are payable from the general revenue fund and special funds of the state; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of Act severable; repealing Acts and/or parts of Acts insofar as they conflict therewith; fixing effective date of Act; declaring intention and providing other details; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 236—By House Appropriations Committee,

An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma state regents for higher education out of the public building fund and out of the general revenue fund, providing for the reappropriation of the unexpended and unencumbered ap-

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propriations and parts of appropriations cancelled, making said appropriations non-fiscal; and declaring an emergency, and

ENROLLED HOUSE BILL NO. 430—By Committee on Judiciary No. 2,

An Act amending Sections 3, 8 and 9, of Title 32, O. S. 1941, relating to duties of husband and wife as to support of either, and as to holding of property and providing for inventory of separate personal property of either; providing for liability for Acts and debts of spouse, and abolishing curtesy and dower; 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,

H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 180, 74, 142, 426, 380, 63, 87, 236 and 430 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.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bills Nos. 97, 178 and 182, each correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 97, 178 and 182 were each 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.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature,

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 33—By Speakman and Weaver of the House, and Jones of the Senate,



A Concurrent Resolution in appreciation of the work of the Honorable Robert L. Owen, former United States Senator from Oklahoma, pertaining to the teaching of English as a world language through a global alphabet; and memorializing the President and Congress; and,

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 22—By Mitchelson and Russell of the House, and Porter and Goodpaster of the Senate,

A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named State institutions of Higher Learning; and,

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 16—By House Appropriations Committee,

A Concurrent Resolution authorizing the Oklahoma State Regents for Higher Education to allocate Two Hundred Fifty Thousand Dollars (\$250,000.00) for the biennium ending June 30, 1947, to the Southern Oklahoma Hospital, Ardmore, Oklahoma, to be used in matching contributions from municipal and county governments, private citizens, and civic or other organizations, for the construction of said hospital, and authorized said appropriated and contributed funds to be used in matching any federal funds by now or hereafter available for the construction of said hospital; and,

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 28—By Ward,

A Resolution memorializing the United States Veterans Administration and the Congress of the United States to investigate the feasibility of dividing into small tracts lands owned by the Government in the operation of the Oklahoma Ordnance Works, and offering the houses located thereon for sale to disabled ex-service men and women and merchant marines of World Wars I and II; and,

ENROLLED HOUSE CONCURRENT RESOLUTION  
NO. 18—By House Appropriations Committee,

A Concurrent Resolution transmitting to the Oklahoma

State Regents for Higher Education the budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriations out of the Public Building Fund and out of the General Revenue Fund made by engrossed House Bill No. 236 to the Oklahoma State Regents for Higher Education for allocation to and among the several institutions comprising said System of Higher Education in order that said Regents may have information in relation thereto; and,

**ENROLLED HOUSE CONCURRENT RESOLUTION NO. 31**—By Weaver and Wallace (Oklahoma) of the House, and Jones of the Senate,

A Concurrent Resolution memorializing the Oklahoma Delegation at Washington to lend their efforts to secure one of the National Cemeteries which is being contemplated by the War Department,

and to advise you, and through you, the Honorable Senate, that the same have been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

The President Pro Tempore, in open session, signed Enrolled House Concurrent Resolutions Nos. 33, 22, 16, 28, 18 and 31 and ordered them returned to the Honorable House.

**MR. PRESIDENT:**

I am directed by the House of Representatives to return herewith:

**ENROLLED SENATE CONCURRENT RESOLUTION NO. 24**—By Brown, White, Nevins, Cobb, Gary, Anglin, Mahan, Porter, Irby, Chapman, Braden, Counts, Goodpaster, Neill, Worthington, Lowery, Jones, Thornton, Grennell, Dacus and Paul,

A Resolution Memorializing the Congress of the United States of America to speedily enact legislation to create an Indian Claims Commission for the special purpose of considering, adjusting and settling Indian claims against the Government,



and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 24 was ordered referred to the Secretary of State.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 70, 75, 91, 122, 149 and 267 each correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 70, 75, 91, 122, and 267 were each 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.

Senator Norton presiding.

Senate Bill No. 149 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 Paul presiding.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 227—By Braden of the Senate; Hawthorne and Reed of the House,

An Act authorizing boards of county commissioners to execute quitclaim deeds to persons whose property has been sold to the county at tax sale through error; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same has been passed by the House of Rep-

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representatives and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 227 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 199—By Nichols and Cobb,

An Act relating to soil conservation and highways and roads; making declaration of legislative declaration and policy concerning soil conservation; prescribing mandatory duties of the State Highway Commission and the Boards of County Commissioners in connection with roads and highways within Oklahoma; authorizing cooperation with landowners adjacent to highway systems; requiring cooperation by the State Highway Commission and the Boards of County Commissioners with the United States Bureau of Roads and the Soil Conservation Service and participation and agreements therewith; authorizing the promulgation of rules and regulations by the State Highway Engineer; providing that cost of the program shall be included in the maintenance cost of the Highway Systems plus aids or grants; authorizing expenditure of funds for prevention of flood damage to roads and highways; prescribing effective date of mandatory provisions; requiring reports; requiring withholding of moneys by the Tax Commission for failure to file such reports; making the provisions of this Act severable; repealing conflicting laws; and,

ENROLLED SENATE BILL NO. 218—By Nance,

An Act making it the duty of the Attorney General, after each session of the Legislature, to prepare an opinion analyzing and construing each Act passed thereby affecting county, municipal and school district officers, and, with assistance of State Examiner and Inspector, to prepare forms and instructions as to their administration; providing for the distribution of said opinions, forms and instructions; and declaring an emergency; and,



## ENROLLED SENATE BILL NO. 13—By Ritzhaupt,

An Act authorizing the Public Welfare Commission of Oklahoma to accept grants or funds from the Federal Government for purposes of investigating persons required to register under the terms of the Federal Selective Service and Training Act of 1940 and all amendments thereto; defining authority of the Public Welfare Commission in designating employees therefor and use of said grants or funds; and declaring an emergency; and,

## ENROLLED SENATE BILL NO. 77—By Worthington of the Senate, and Shumate of the House,

An Act relating to school funds; providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, article 10 of the Oklahoma Constitution, may be transferred to the General or Sinking Fund under certain terms and conditions; providing that the Governing Board of any school district shall file a petition in the District Court of the county requesting such court to approve such transfer of funds; requiring the District Court upon a hearing upon the petition to give such notice and fix manner of giving notice to taxpayers of such district to pass upon the question of fact and the constitutional question as to whether such funds may validly be transferrable; providing that the County Attorney shall represent the interest of the taxpayer in such proceeding; and providing that this Act shall be effective for a period of six months only after the effective date thereof; and declaring an emergency; and,

## ENROLLED SENATE BILL NO. 72—By Duffy,

An Act relating to attorneys at law from other states; providing for reciprocity; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 199, 218, 13, 77 and 72 were, each, ordered transmitted to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 162—By Porter and Wheeler,

An Act relating to refunding of dormitory bonds of State Schools and Colleges of Higher Education; creating Dormitory Bonds Funding Commission; authorizing the refinancing of the self-liquidating indebtedness of the several colleges, schools and universities owned by the State of Oklahoma; providing for the issuance of Refunding Revenue Bonds and prescribing the terms of issuance and methods of payment thereof; providing for the management, care and utilization of all self-liquidating projects having outstanding indebtedness; prescribing the duties of the several administrative boards, the several schools, colleges and universities, the State Examiner and Inspector and with respect thereto, and providing other details; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the said bonds non-taxable for any purpose; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 92—By Anderson, Rinehart and Ginder,

An Act relating to the annual scholastic census in school districts; amending 70 O. S. 1941 § 307, to provide remuneration at ten cents per name in common school districts, with a total minimum of \$5.00 for each common school district, and eight cents per name in districts including an incorporated town or city; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 193—By Thornton and Leonard,

An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Board of Public Affairs for extra help and to maintain the State Capitol buildings and grounds; and,

ENROLLED SENATE BILL NO. 148—By Collier,

An Act to make uniform the law of transfer of shares



of stock in corporations and repealing all Acts and parts of Acts in conflict herewith; and,

ENROLLED SENATE BILL NO. 144—By Collier,

An Act amending 6 Oklahoma Statutes 1941, Section 118b and providing for provisional credit and the time for revocation thereof for items deposited or credited by any bank; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 139—By Williams of the Senate and McNally of the House,

An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of county officers and deputies, by changing the valuation classification, and adding a new classification bracket to be known as Section 10a, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 133—By Burns, Neill and Rinehart of the Senate and Weaver, Levergood and Klinglesmith of the House,

An Act amending Title 70, Section 1921, Oklahoma Statutes, 1941, relating to the granting of academic and professional degrees in the various schools and colleges of the State of Oklahoma; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 119—By Duffy of the Senate; Focht of the House,

An Act relating to and reapportioning Senatorial District Number Seven (7) and Senatorial District Number Nine (9) of the State of Oklahoma; providing that the present tenure of the Senators representing said districts shall not be affected; and,

ENROLLED SENATE BILL NO. 214—By Wheeler,

An Act appropriating the sum of Three Thousand Ninety (\$3,090.00) Dollars out of the Governor's Contingency and Emergency Fund for use of the State Board of Public Affairs in paying the claim of Clinton Cemetery Association for furnishing burial sites and opening and closing graves for destitute and poor persons who were at the time of death patients in the Western Oklahoma Tuberculosis Sanitorium at Clinton, Oklahoma; authorizing the Governor to allocate said money from the Governor's Contingency and Emergency Fund; and declaring an emergency; and,

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ENROLLED SENATE BILL NO. 115—By Committee on Fees and Salaries,

An Act relating to salaries of County officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following sections thereof, to-wit: Sections 2, 3 and 6 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 162, 92, 193, 148, 144, 139, 133, 119, 214 and 115 were, each, ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 64—By Nichols, Finney, Braden and Counts,

An Act creating state forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of water-sheds, and prevention of erosion; authorizing and directing cooperation with the departments, officers and agencies of the government of the United States in accomplishing the purposes of the Act; establishing a state forestry fund in the office of the state treasurer and defining the duties and powers of the state planning and resources board and the division of forests and parks in relation to such state forests, and

ENROLLED SENATE BILL NO. 63—By Choate,

An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1920 and prior years, the owner thereof



may pay the taxes for such years without penalty, interest or costs; and declaring an emergency, and

ENROLLED SENATE JOINT RESOLUTION NO. 10—By Gary, Cobb and Irby of the Senate and Batson and Biles of the House,

A Joint Resolution authorizing the state treasurer of Oklahoma to distribute moneys now in his hands or hereafter received under the provisions of the flood control act of congress approved August 18, 1941, for schools, retirement of road obligations and road improvement in counties in which federal flood control projects are located; 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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 64, 63 and Enrolled Senate Joint Resolution No. 10 were, each, ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 114—By Thornton,

An Act relating to the State War Council, making appropriations for the support and maintenance of said Council during the next biennium providing if United States ceases to be at war the Governor may stop expenditures of funds herein appropriated and cause same to revert to the General Revenue Fund, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 241—By Brown, Speck, Goodpaster and Williams,

An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943 (House Bill 259), only as to the following Section thereof, to-wit: Section 13 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said State wide Uniform Salary Act; and declaring an emergency; and,

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ENROLLED SENATE BILL NO. 166—By Anderson of the Senate, and Carmichael of the House,

An Act relating to the issue of county warrants, amending 19 O. S. 1941 § 347, to conform to modern procedures later enacted; requiring the county clerk to certify to condition of account charged; and,

ENROLLED SENATE BILL NO. 54—By Ritzhaupt,

An Act relating to venereal diseases, defining the same, authorizing the State Commissioners of Health to make and amend rules and regulations for the prevention and cure of same; defining power and duties of physicians in discovery, diagnosis, treatment and transfer of patients; authorizing quarantine, providing that cities and counties may make available means to determine existence, treatment and cure of this contagious and infectious disease; requiring persons diagnosed as having venereal disease to take treatment and be quarantined; providing for keeping of records and making such information inaccessible except when the public good requires same to be disclosed; providing this Act shall be cumulative except when same conflicts with existing laws; 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 114, 241, 166 and 54 were, each, ordered referred to the Governor for consideration.

President Pro Tempore Paul presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 9, 51, 174, 205, 227, 246, 255 and 273, each, correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 9, 51, 174, 205, 227, 246, 255 and 273 were, each, 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:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 259—By Finney,

An Act relating to the payment of final judgments for the recovery of fees or taxes, held to be unconstitutional or otherwise invalid, which had theretofore been transferred to a fund or funds in the state treasury; authorizing the payment of said judgments; providing that by Act the state is not consenting to be sued; and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that the same has passed the House, and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed Senate Bill No. 259 was ordered referred for enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 257—By Logan, Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington,

An Act providing that when any person elected to a public office has died or failed to qualify and enter upon the duties of such office for any reason or cause at the time and in the manner provided by law, and for six months or more thereafter has not qualified and entered upon the duties of said office shall be deemed vacant and

shall be filled by the officer or board authorized to fill such vacancy, limiting terms of such appointments, providing for the surrender of the office to the person so appointed, making provisions of Act retroactive as well as prospective, repealing 51 O. S. 1941 § 3 and Acts and parts of Acts insofar as they conflict herewith, and declaring an emergency,

and to advise you, and through you, the Honorable Senate, that same has been passed, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 257 was read, as follows, and concurred in by the Senate upon motion of Senator Logan:

Amendment No. 1. By striking all of Section 3 of Engrossed Senate Bill No. 257.

ENGROSSED SENATE BILL NO. 257, as amended by the Honorable House, was read at length.

The question being, "Shall the Bill, as amended, pass?" the roll was called with the following results:

Ayes: Anderson, Anglin, Braden, Brown, Burns, Carrier, Chapman, Cobb, Collier, Counts, Dacus, Duffy, Finney, Gary, Grennell, Irby, Jones, Leonard, Logan, Lowery, Nance, Neill, Nevins, Nichols, Norton, Paul, Porter, Pruett, Rinehart, Ritzhaupt, Sears, Speck, Thornton, Trussel, Wheeler, White, Williams, Worthington.—38.

Excused: Cowden, Ginder, Goodpaster, Mahan.—4.

Excused on Account of Military Service: Fine, Phillips.—2.

The Bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed Engrossed House Amendment to Engrossed Senate Bill No. 257 and ordered the bill, as amended, referred for enrollment.



MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED HOUSE BILL NO. 115—By Washington, Ash, Barnhart, Impson, Johnson (Creek), Klinglesmith, Levergood, Meads, Ownby, Reed, Shumate, Tolbert, Van Dyck, Wiley and Williams,

An Act creating the Office of Game and Fish Warden; prescribing his qualifications, powers and duties; authorizing the State Game and Fish Commission to fix his salary; providing for the employment of Game Rangers and other employees by the State Game and Fish Commission at salaries fixed thereby; requiring said warden, rangers and employees to execute bonds; repealing Section 1, Chapter 19, Title 29, Oklahoma Session Laws 1943, and all Acts and parts of Acts in conflict with this Act; 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, without the emergency. The emergency failing to receive the vote of two-thirds of the members of the House of Representatives elected to and constituting the membership of said House and the House respectfully requests your action thereto.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Conference Committee Report on Engrossed House Bill No. 115 was read, as follows, and adopted by the Senate upon motion of Senator Cobb:

To the President of the Senate and

To the Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 115 entitled:

An Act creating the Office of Game and Fish Warden; prescribing his qualifications, powers and duties; authorizing the State Game and Fish Commission to fix his salary; providing for the employment of game rangers and other employees by the State Game and Fish Commission at sal-

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aries fixed thereby; requiring said warden, rangers and employees to execute bonds; repealing Section 1, Chapter 19, Title 29, Oklahoma Session Laws 1943, and all Acts and parts of Acts in conflict with this Act; declaring an emergency,

beg leave to report that we have had the same under consideration and herein return the same with recommendation that it be adopted as amended.

Amendment No. 1: On Page 1, Section 1, Line 17, strike the words "who shall be confirmed by the State Senate"

Amendment No. 2: On Page 1, Section 2, Line 27, after the word "fixed" strike the words "by the Commission" and insert in lieu thereof "whose salary shall not exceed the sum of Five Thousand Dollars (\$5,000) per annum, payable monthly."

Amendment No. 3: Amend the Title to conform to the contents of the Bill.

House Conferees:

SHERMAN  
WASHINGTON  
BILLINGSLEY

Senate Conferees:

LOWERY  
COBB  
COLLIER

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 20—By Braden, Lowery, Norton, Mahan, Collier, Ginder, Jones, Sears, Counts, Burns, Gary, Brown, Anglin, Worthington, Anderson, Leonard, White, Speck, Neill, Cowden, Duffy, Thornton, Ritzhaupt, Dacus, Carrier, Williams, Grennell, Nance, Nevins and Irby,

and to advise you, and through you, the Honorable Senate, that the same has been signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 20 was ordered referred to the Secretary of State.

Senator Nance presiding.



Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Enrolled and Engrossed Bills begs leave to report Senate Bills Nos. 33, 79, 131, 160, 254, 257 and 259 each correctly enrolled.

DACUS, Chairman.

Senate Bills Nos. 33, 79, 131, 160, 254, 257 and 259 were each 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 91—By Rinehart, Porter, Mahan, Collier and Burns of the Senate and Barnhart, Dillon, Van Dyck, Ward and Rowe of the House,

An Act providing for the examination of the books, records and accounts of issuers, guarantors, and dealers in securities; fixing fees therefor; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 75—By Counts and White,

An Act relating to Workmen's Compensation; amending 85 O. S. 1941 § 42 to provide that judgments rendered in the nature of awards by the State Industrial Commission shall bear six (6%) per centum interest per annum from the date ordered paid by the Commission until the date of satisfaction thereof; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 70—By Finney,

An Act consolidating the Institute for Colored Deaf, Blind and Orphans, the State Hospital for Negro Insane, and the State Training School for Negro Girls; providing for control to be under jurisdiction of State Board of Public Affairs and prescribing duties of said board; prescribing statutory functions and procedure; repealing all laws or parts of laws in conflict therewith; and declaring an emergency; and,

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ENROLLED SENATE BILL NO. 174—By Counts, Porter, Nevins and Braden,

An Act fixing the salary of the Chief Mine Inspector at Three Thousand Dollars (\$3,000.00) per annum; fixing the salaries of District Mine Inspectors at Twenty-four Hundred Dollars (\$2,400.00) each per annum; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 273—By Counts and Nichols,

An Act relating to Workmen's Compensation; limiting claimant and respondent to the testimony of two physicians each in hearings before the State Industrial Commission; authorizing the commission of its own motion to order any claimant examined by other physicians; repealing all laws and parts of laws in conflict herewith; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 255—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to the State Game and Fish Commission; amending Title 29, Chapter 1, Section 1, Oklahoma Session Laws 1943 to provide that members of said commission shall be appointed by the Governor and striking the age limitation upon the appointment of such members; and,

ENROLLED SENATE BILL NO. 267—By Counts of the Senate and Impson, Edwards and Choate of the House,

An Act providing for the establishment, maintenance and operation of a County Law Library for Pittsburg County, State of Oklahoma, to be used by the public, the courts and public officials; creating a County Law Library Fund and providing for the procuring and expending of said fund for the creation and maintenance of said Law Library; creating a Board of Trustees; defining their powers and duties; authorizing the payment of claims; repealing all Acts in conflict therewith; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 149—By Norton and Cowden,

An Act creating a revolving fund for the division of Soil Conservation of the State Highway Commission and defining its duties; providing for a director thereof; pro-



viding that director or his agents or employees shall have the right of ingress and egress upon all property upon which soil conservation projects are being constructed; providing said division to be free from damages and certain planning costs in any such project; providing for purchase of equipment; making appropriations therefor to be credited to said revolving fund; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 122—By Anderson and Porter,

An Act amending Sections 15.12, 15.25, 15.34, 37, 1507 and 1508, Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting Acts and parts of Acts,

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,

H. R. CHRISTOPHER, Chief Clerk.

Senate Bills Nos. 91, 75, 70, 174, 273, 255, 267, 149 and 122 were ordered referred to the Governor for consideration.

President Pro Tempore Paul presiding.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE JOINT RESOLUTION NO. 9—  
By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones, Lowery, Irby, Sears, Carrier, Thornton, Dacus, Wheeler, Chapman, Porter, Neill, Duffy, and Gary of the Senate, and Holt, Johnson (Creek), Whitford and Starr of the House,

A Joint Resolution authorizing and directing the State

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Game and Fish Commission to accept in the name of the State of Oklahoma lands of former Senator Gid Graham; to maintain same as a game refuge for all time and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children of Oklahoma,

and to advise you, and through you, the Honorable Senate, that the same has been passed, AS AMENDED, by the House of Representatives and signed by the Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Joint Resolution No. 9 was ordered referred for re-enrollment.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 178—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund for the operation, maintenance and functions of the state soil conservation board for the fiscal years ending June 30, 1946 and June 30, 1947, and

ENROLLED SENATE BILL NO. 182—By Thornton and Leonard,

An Act making appropriations out of the general revenue fund of the state for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States office of education in the training of physically vocationally handicapped persons and in the promotion of vocational education, and

ENROLLED SENATE BILL NO. 3—By Burns,

An Act providing that any person serving in any capacity in the regularly constituted fire department of a city or town of this state who shall become physically or mentally disabled as provided in 11 O. S. 1941 § 365,



or be confined to any hospital or to his bed as provided in 11 O. S. 1941 § 367, or shall lose his life as provided in 11 O. S. 1941 § 368, where said disability, confinement, or loss of life was occasioned in fighting and/or preventing fires or in carrying out any order or direction of the chief or acting chief of said department in relation to the saving or preserving of life or property, shall be entitled to all of the benefits authorized by said section; providing that certain claims shall be preferred claims against the firemen's relief and pension fund and authorizing the board to make reserves to pay such preferred claims; and declaring an emergency, and

ENROLLED SENATE BILL NO. 320—By Thornton and White of the Senate and Mountcastle, Frix and Wiley of the House,

An Act appropriating four hundred thousand (\$400,000.00) dollars from the general revenue fund for the fiscal year ending June 30, 1946, for the construction and repair of buildings and the sum of one hundred thousand (\$100,000.00) dollars for the purchase of equipment at the Oklahoma School for the Blind located in Muskogee county; and appropriating ten thousand five hundred (\$10,500.00) dollars from the general revenue fund for the fiscal year ending June 30, 1946, for repair of buildings at the Eastern Oklahoma A. and M. college, in Wilburton, Oklahoma; and declaring an emergency, and

ENROLLED SENATE BILL NO. 233—By School Land Committee,

An Act providing for and relating to an audit and investigation of the books, files, records and accounts of the commissioners of the land office; appointing a committee; providing for the employment of auditors or accountants; defining duties and powers of the auditors or accountants; providing for penalties; requiring the state examiner and inspector to assist; providing for examination and investigation of accounts of employees of the commissioners of the land office and of receivers in foreclosure proceedings; providing for civil and criminal actions; making an appropriation; and declaring an emergency, and

ENROLLED SENATE BILL NO. 191—By Thornton and Leonard,

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An Act making an appropriation from the general revenue fund of the state for the operation of the Oklahoma planning and resources board for the fiscal years ending June 30, 1946 and June 30, 1947,

and to advise you, and through you, the Honorable Senate, that the same have been read by the House of Representatives for the fourth time and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 178, 182, 3, 320, 233 and 191 were ordered referred to the Governor for consideration.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 97—By Logan and Nichols,

An Act relating to elections; providing for the compensation, mileage and expense of secretaries and members of election boards; fixing compensation of county and precinct registrars; amending Title 26, O. S. 1941, Section 24A, and Title 26, O. S. 1941, Section 73 as amended by Senate Bill No. 98, Twentieth Legislature; and,

ENROLLED SENATE BILL NO. 246—By Porter,

An Act amending 72 O. S. 1941 § 1, and § 3 of said Title as amended by Section 2, Chapter 1, Title 72, Oklahoma Session Laws 1943, relating to hawking and peddling by ex-service persons, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 227—By Braden of the Senate, and Hawthorne and Reed of the House,

An Act authorizing Boards of County Commissioners to execute quitclaim deeds to persons whose property has been sold to the county at tax sale through error; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 205—By Finney, Ritzhaupt, Burns and Duffy,

An Act amending Chapter 18, Title 74, of Oklahoma



Statutes, 1941, relating to the record commission, prescribing its duties; and authorizing the destruction of obsolete or useless public records, by adding a new section to said chapter to be known as Section 562a of said chapter; authorizing micro-film reproductions thereof and making same substitutes for originals thereof; amending Section 563 of Title 74, O. S. 1941, by providing for filing and keeping of said micro-film copies; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 51—By Anderson, Dacus and Rinehart,

An Act amending 68 O. S. 1941 §15.53, relating to preparation of tax rolls, clarifying the same and authorizing listing of vacant urban properties at owner's option under certain restrictions; validating certain previous assessments; repealing Acts in conflict; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 9—By Senate Committee on Appropriations,

An Act making general appropriations for the budget of the legislative, executive and judicial departments of the State for fiscal years ending June 30, 1946 and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the Governor,

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,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 97, 246, 227, 205, 51 and 9 were ordered referred to the Governor for consideration.

A Committee from the Honorable House, composed of Representatives Weaver, Billingsley and Gullett, was received, who advised that the Honorable House had finished its work and was ready to adjourn sine die.

Senator Finney presiding.

Senator Dacus submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled bills begs leave to report Senate Joint Resolution No. 9 correctly enrolled.

DACUS, Chairman.

Senate Joint Resolution No. 9 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:

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 33—By Thornton, Duffy, Pruett, Jones, Worthington, Counts, Cowden, Grennell, Anderson, Speck, Irby and Dacus,

An Act amending Title 68, Section 15.2, paragraph 12, Oklahoma Statutes 1943, and declaring an emergency; and,

ENROLLED SENATE BILL NO. 131—By Counts and White,

An Act relating to the state industrial commission; amending 85 O. S. 1941 §71, as amended by Title 74, Chapter 10, Section 10, Session Laws 1943, to provide for the terms of members of the state industrial commission; fixing their compensation; providing for seven (7) reporters for the commission; providing that there shall be appropriated to the commission not less than five hundred dollars (\$500.00) annually for extra help; and,

ENROLLED SENATE BILL NO. 259—By Finney,

An Act relating to the payment of final judgments for the recovery of fees or taxes, held to be unconstitutional or otherwise invalid, which had theretofore been transferred to a fund or funds in the state treasury; authorizing the payment of said judgments; providing that by Act the state is not consenting to be sued; and declaring an emergency; and,



ENROLLED SENATE BILL NO. 160—By Pruett and Counts of the Senate and Sherman of the House,

An Act making provisions for estates in joint tenancy and tenancy by entirety heretofore or hereafter created; providing for the existence and creation of such estates; and providing same may be created notwithstanding election to operate under community property statutes and that an adjudication of incompetency shall not terminate such an estate; providing prima facie evidence of death of joint tenant or tenant by entirety who dies leaving property subject to administration; and providing for execution, levy and sale of such estate; making provisions of Act severable; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 254—By Chapman of the Senate and Wallace and Evans of the House,

An Act relating to salaries of county officers, deputies and assistants; amending Title 19, Chapter 6, Section 24-c, Oklahoma Session Laws 1943, to fix salaries of county officers, deputies and assistants; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 79—By Counts and White,

An Act relating to workmen's compensation; amending 85 O. S. 1941 §3, subdivisions (10) and (11), defining "factory" and "workshop"; and declaring an emergency; and,

ENROLLED SENATE BILL NO. 257 — By Logan, Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington,

An Act providing that when any person elected to a public office has died or failed to qualify and enter upon the duties of such office for any reason or cause at the time and in the manner provided by law, and for six months or more thereafter has not qualified and entered upon the duties of said office shall be deemed vacant and shall be filled by the office or board authorized to fill such vacancy, limiting terms of such appointments, providing for the surrender of the office to the person so appointed, making provisions of Act retroactive as well as prospective, re-

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pealing 51 O. S. 1941 §3 and Acts and parts of Acts insofar as they 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Bills Nos. 33, 131, 259, 160, 254, 79 and 257 were ordered referred to the Governor for consideration.

Mr. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE JOINT RESOLUTION NO. 9—  
By Brown, Rinehart, Anglin, Nichols, Paul, Nance, Jones, Lowery, Irby, Sears, Carrier, Thornton, Dacus, Wheeler, Chapman, Porter, Neill, Duffy, and Gary of the Senate, and Holt, Johnson (Creek), Whitford and Starr of the House,

A Joint Resolution authorizing the State Game and Fish Commission to accept in the name of the State of Oklahoma lands of former Senator Gid Graham; maintain same as a game refuge and to be a monument to Gid Graham for his fifty (50) years fight to save game and forests for the children 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 Presiding Officer in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Joint Resolution No. 9 was ordered referred to the Governor for consideration .

MR. PRESIDENT:

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. 349—By Johnson (Creek),



An Act amending Section 369, Title 47, Oklahoma Statutes, 1941; and declaring an emergency, and

ENGROSSED HOUSE BILL NO. 400—By Tankersley,

An Act defining as a misdemeanor the contributing to the delinquency or dependency of a child; specifying Acts contributing such contribution; prescribing penalties; repealing § § 856, 857; and declaring an emergency,

and the Bills have been passed by the House of Representatives, AS AMENDED, by the Senate.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

MR. PRESIDENT:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 400—By Tankersley.

An Act defining as a misdemeanor the contributing to the delinquency or dependency of a child; specifying acts constituting such contribution; prescribing penalties; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 379—By Flanagan, Foley, Gullett, Hawthorne, Hughes, Speakman and Weaver,

An Act amending Title 70, Section 21, Oklahoma Statutes 1941, exempting veterans of World War II from the provisions thereof; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 349—By Johnson (Creek),

An Act amending Section 369, Title 47, Oklahoma Statutes 1941; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 99—By Rowe of the House, and Logan of the Senate,

An Act relating to elections and the conduct thereof; amending Section 3, Senate Bill No. 2, of the Twentieth Legislature; repealing Section 13, Senate Bill No. 2, of the Twentieth Legislature; and declaring an emergency; and,

ENROLLED HOUSE BILL NO. 265—By Weaver of the House, and Ritzhaupt of the Senate,

An Act amending Title 59, Section 552, Oklahoma Statutes 1941, relating to the Board of Nurse Examiners; 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,  
H. R. CHRISTOPHER, Chief Clerk.

House Bills Nos. 400, 379, 349 and 99 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.

Senator Ritzhaupt presiding.

House Bill No. 265 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.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 231—By Duffy,

An Act authorizing trial by struck jury in certain civil actions and in certain criminal actions in the county court; prescribing procedure for drawing jurors for panel or list, and for striking, summoning and impanelling jury, for challenges, and if number of jurors is insufficient, for summoning of talesmen or open venire and for challenges of talesmen and jurors summoned by open venire; authorizing continuance of action; prescribing provisions of the Act shall be cumulative to other provisions of law for jury trials in county court; 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 of Representatives and signed by the Presiding Officer in open session.

Respectfully,  
H. R. CHRISTOPHER, Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 231 was read, as follows:



Amendment No. 1. Strike Section 1, 2, 3 and 4 of En-grossed Senate Bill No. 231 and substitute the following:

SECTION 1. STATE ARCHITECTURAL ACT. This Act may be known and cited as "The State Architectural Act."

SECTION 2. SCOPE AND PURPOSE OF ACT. In order to safeguard life, health and property, any person practicing or offering to practice architecture in this state shall hereafter be required to submit evidence that he or she is qualified so to practice and shall be licensed as hereinafter provided.

SECTION 3. DEFINITION OF AN ARCHITECT-BUILDING. (1) An Architect shall be deemed to be a person whose profession and occupation shall consist (a) in originating and supplying well designed and scientific data preliminary to, and in connection with, the planning, alteration and construction of a building or structure, for others, together with the decorations and appurtenances thereto; (b) in the representation of clients in connection with contracts entered into between them and contractors and others; and (c) in the supervision of the construction, alteration, and erection of buildings or other structures. For the purpose of this Act the doing of each or any of the foregoing shall be deemed to constitute the practice of architecture; provided, that the term "practice of architecture" as defined in this section shall not be construed to include "professional engineering service" as defined by Section 3, House Bill No. 264, Article 22 of Chapter 24, Session Laws of 1935.

(2) A "building", for the purposes of this Act, shall be deemed to be a structure consisting of a foundation, walls and roof, with or without other parts; provided, however, nothing in this Act contained shall be held or construed to have any application to any building, or to the repairing or remodeling of any building, to be used for one family residential purposes, where the total cost of such building, remodeling or repairing does not exceed the sum of Twenty-five Thousand Dollars (\$25,000.00) nor to any other building where the reasonably estimated total cost of such building, remodeling or repairing does not exceed the sum of Ten Thousand Dollars (\$10,000.00).

SECTION 4. LICENSE—UNLAWFUL PRACTICE.

It shall be unlawful for any person to practice, or to hold himself out as authorized to practice, architecture in this state unless he shall have been licensed so to do pursuant to the provisions of this Act; provided, that any person who shall now be licensed to practice architecture in this state shall be entitled to the issuance of a license to him without taking the examination hereinafter provided for, and without the payment of a fee for the issuance thereof.

The provisions of this Act shall not be construed:

(a) To prevent draftsmen, students, clerks of work or superintendents, or other person, in the employ of a licensed architect, from acting under his instructions, control and supervision; nor

(b) To prevent a superintendent of a building or of a structure, or a clerk of works, who shall have been employed by the owner thereof, from acting under the instruction, control and supervision of a licensed architect who shall have prepared the drawings and specifications for the building or structure.

**SECTION 5. BOARD OF ARCHITECTS—APPOINTMENT—QUALIFICATIONS—TERMS.** There is hereby constituted a Board to be known as "the Board of Governors of the Licensed Architects of Oklahoma", hereinafter referred to as Board, which shall be composed of five (5) persons who shall have been duly licensed to practice, and shall be actively engaged in the practice of architecture in this state; provided, however, that the Board created pursuant to the provisions of Chapter 25 of the Session Laws of the Tenth Legislature of the State of Oklahoma, as now constituted, and the terms of each member thereof, shall continue as the Board created herein, except as hereinafter provided. Each member of the Board shall be a qualified elector of this state, who shall have had ten (10) years' experience in the application or the study of the principles of architecture.

Upon the expiration of the terms now held by each member of the Board as now constituted, the Governor of Oklahoma shall appoint a successor for such member for a term of five (5) years, and until his successors shall have been appointed and shall have qualified. Vacancies which may occur in the membership of the Board shall be filled by appointment by the Governor



of Oklahoma. Each person who shall have been appointed to fill a vacancy shall serve for the remainder of the term for which the member for whom he shall succeed was appointed and until his successor, in turn, shall have been appointed and shall have qualified. Each member of the Board, before he shall enter upon the discharge of his duties, shall make and file with the Secretary of State, of the State of Oklahoma, the constitutional oath of office.

Each member of the Board, other than secretary-treasurer, shall receive the sum of Ten Dollars (\$10.00) per day for each day during which he shall be actually engaged in the performance of his duties hereunder and, in addition thereto, shall be reimbursed for his necessary expenses, which shall have been incurred by him in attendance upon the meetings of the Board.

**SECTION 6. MEETINGS—REGULAR—SPECIAL—NOTICE.** A regular meeting of the Board shall be held on the second Monday of January in each year, at such hour and place as the President thereof shall prescribe by a written order, made and filed with the secretary-treasurer at least fifteen (15) days prior to the date of the meeting. Each member of the Board, other than the president and the secretary-treasurer, shall be given notice of the meeting in manner and form as follows: The secretary-treasurer shall deposit in a post office in his state, at least ten (10) days before the date of the meeting, a written notice signed by him, enclosed in a registered, sealed, stamped envelope, addressed to the member at his last known address, as it shall appear upon the records of the Board, wherein shall be stated the date, the hour and the place of meetings.

Special meetings of the Board may be called by the President, and shall be called by the secretary-treasurer upon the written request of three members of the Board, and notices of such meetings as prescribed by the Board shall be given to each member of the Board other than the secretary-treasurer.

**SECTION 7. ORGANIZATION—OFFICERS—DUTIES—SALARY.** At the regular meeting of the Board herein in January of each year, the Board shall elect from its membership a president, a vice-president, a secretary-treasurer, each of whom shall serve until his respective

successor shall have been elected and shall have qualified. The president shall preside at all meetings of the Board and shall perform such other duties as the Board may prescribe. The secretary-treasurer, before entering upon the performance of his duties, shall file with the Secretary of State a surety bond in the amount of \$1,000.00. The Board shall have a common seal. The secretary-treasurer shall keep a record of the proceedings of the Board, which at all times shall be open to examination by any architect licensed by the Board. He shall have the care and custody of the seal and of the books and records of the Board. He shall receive a salary to be fixed by the Board at a sum which shall not exceed the sum of Fifteen Hundred Dollars (\$1500.00) per annum, payable monthly; and in addition thereto, he shall be reimbursed for his travel and other expenses which shall have been incurred while in the performance of his duties hereunder.

#### SECTION 8. POWERS AND DUTIES OF BOARD.

The Board shall have the power:

(a) To prescribe such rules and regulations, and to make such orders, as it may deem necessary or expedient in the performance of its duties;

(b) To hold examinations of persons who shall apply for the issuance of licenses to them, and to promulgate such rules and regulations with reference thereto as it may deem proper;

(c) To issue licenses to persons who shall have passed examinations, or who shall otherwise be entitled thereto;

(d) To promulgate rules and regulations to govern the issuing of reciprocal licenses;

(e) Upon good cause shown, as hereinafter provided, to suspend or revoke licenses previously issued, and upon proper showing to reinstate them;

(f) To prescribe rules and regulations governing proceedings for the suspension or revocation, for cause, of licenses heretofore issued and the re-instatement thereof;

(g) To prescribe such penalties, as it may deem proper, to be assessed against licenses for the failure to pay the annual fee hereinafter provided for; provided, that no



penalty shall be assessed which shall exceed twice the amount of fees which shall have become delinquent;

(h) To cause the prosecution of any person who shall violate any of the provisions of this Act.

**SECTION 9. RULES AND REGULATIONS.** The rules and regulations heretofore adopted under the authority of Senate Bill No. 113, Chapter 25 of the 1925 Session Laws of Oklahoma, shall continue in full force and effect except as they may be amended or repealed by the Board as provided in Section 8 of this Act. When and if the rules and regulations are amended, or if new or additional rules or regulations are adopted, a copy thereof, certified by the secretary-treasurer, shall be filed in the office of the Secretary of State of the State of Oklahoma.

**SECTION 10. EXAMINATION PREREQUISITE TO ISSUANCE OF LICENSE.** A license to practice architecture in this State shall not be issued to a person other than pursuant to an order of the Board, except as provided in Section 4 hereof, which shall have been made after an examination shall have been passed by an applicant therefor, or which shall have been made pursuant to rules and regulations which shall have been made in recognition of reciprocity.

**SECTION 11. EXAMINATION—ISSUANCE OF LICENSE.** Any person of good moral character who is a legal resident of the State of Oklahoma and who is twenty-one years of age or older, whose application has been approved by the Board, upon the payment to the secretary-treasurer of a fee in the sum of Fifteen Dollars (\$15.00), may take an examination for the purpose of securing a license to practice architecture in this State. Examinations shall be held not less than twice each year by the Board or by a committee of three members thereof appointed by it so to do. Notice of the time and place of the holding of examinations shall be given in manner and form as prescribed by the Board. The examination shall be with reference to the ability of the applicant to make practical application of his knowledge of, (a) Architectural Design; (b) History of Architecture; (c) Construction Design; (d) Structural Design; (e) Specifications and contracts; (f) Superintendence (g) Sanitation; (h) Heating, Electrical Wiring and Ventilating; and (i) Such other subject or subjects as may from time to time be deemed advisable

by the Board. Each applicant, in addition, shall exhibit a specific knowledge of at least three of the foregoing subjects.

Before a license shall be issued to such applicant he shall be required to have made a minimum grade of sixty-five per cent in each subject and an average minimum grade of seventy-five per cent in all subjects. If, by vote of a majority of the members of the Board, it shall be determined that the applicant shall have passed the examination, the secretary-treasurer, upon the order of the Board and upon the payment to him of the sum of Twenty-five (\$25.00) Dollars, shall issue to the applicant a license certificate which shall authorize him to engage in the practice of architecture in this State until the succeeding day of July. The Secretary-treasurer, upon payment of the sum of Twenty-five (\$25.00) Dollars, shall also issue such a license certificate to any graduate of a recognized school or college of architecture upon a showing that such graduate has had at least five (5) years of experience, subsequent to graduation, in the office or offices of a reputable architect or architects practicing in Oklahoma. Same to be approved by the Board of Governors. The license certificate shall be in form as prescribed by the Board. It shall be signed by the president and by the secretary-treasurer of the Board and shall bear the impress of its seal.

All papers which shall have been received by the Board relating to an application for a license, to an examination and to the issuance of a license shall remain on file in the office of the secretary-treasurer. A proper record and index thereof shall be kept by him, which shall be open to public inspection.

**SECTION 12. RECIPROCAL LICENSE — FEES.**  
Pursuant to such rules and regulations as it may have adopted, the Board shall have the power to issue licenses, without an examination therefor, to persons who shall have been licensed to practice architecture in states other than the State of Oklahoma, or in a territory of the United States or in the District of Columbia; provided, that the state, territory or district shall have a similar reciprocal provision whereby shall be authorized the issuance of licenses to persons who shall have been licensed in this State. If a person who shall have been licensed in a state



other than the State of Oklahoma, or in a territory of the United States or in the District of Columbia shall comply with the rules and regulations of the Board, the secretary-treasurer, upon the order of the Board, which shall have been made only in the exercise of its discretion, and upon the payment to him of the sum of Fifty Dollars (\$50.00) shall issue to him a license to practice architecture in this State until the succeeding first day of July. The license certificate shall state, among other things, that the person to whom it was issued, at the time of the issuance thereof, was a duly and regularly licensed architect in the other state (which shall be named), and that he was authorized to practice architecture in this State without having passed an examination therefor.

**SECTION 13. ANNUAL DUES—REVOCATION OF LICENSE FOR NON-PAYMENT.** Every licensed architect shall pay to the secretary-treasurer of the Board annually, on or before the first day of July of each year, a fee in the sum of Ten Dollars (\$10.00), whereupon the secretary-treasurer shall issue to him a certificate of the renewal of his license, which shall authorize him to practice architecture in this State until the next succeeding first day of July. The license of an architect which shall have been cancelled by the Board for non-payment of dues may be renewed for a period ending on the first day of July next after such renewal, at any time within three (3) years, from the date of the cancellation, upon the payment to secretary-treasurer of the fees which shall have been accrued at the time of the cancellation and which would have been paid at the time of reinstatement had not the license been suspended, together with the amount of penalties which may have been prescribed by the Board, not exceeding, however, the sum of Twenty-five Dollars. Provided, if a license shall remain cancelled for a period exceeding three consecutive years, such former licensee shall not have his license reinstated without taking such an examination as may be prescribed by the Board.

**SECTION 14. SUSPENSION OR REVOCATION OF LICENSE—HEARING.** The Board, upon the filing with the secretary-treasurer of a written complaint, verified by the oath of the complainant, after a public hearing, which shall have been held pursuant to the rules and regulations prescribed by it, shall have power to suspend

or to revoke a license issued by it pursuant to the provisions of this Act, when the holder thereof:

(a) Shall have been convicted of a felony;

(b) Shall have been guilty of fraud or misrepresentation in his application, whether for an examination or for a license without examination, or of fraud in the examination;

(c) Shall have been guilty of gross incompetency or recklessness in the construction of buildings or structures, or of dishonest practices;

(d) Shall have been found to be guilty of a violation of a provision of this Act; provided, that a person complained of (1) shall first have been given notice in writing of the charges filed against him and of the time and place of the meeting of the Board for the hearing and determination thereof, by registered mail addressed to his last known address as it shall appear on the records of the Board, which shall have been deposited in a post office in this State at least twenty days before the date of the hearing; and (2) shall have the right to be represented by counsel and an opportunity to defend himself by the introduction of evidence and by the examination and cross-examination of witnesses, and to compel the attendance of witnesses and the production of books and papers. Pursuant to the foregoing the Board shall have the power of a court of record, including the power to issue subpoenae and to compel the attendance and testimony of witnesses. Each member of the Board shall have the power to administer oaths and to issue subpoenae. Whenever any person who shall have been subpoenaed to appear to give testimony, or to answer any pertinent or proper question, or to produce books, papers or documents which shall have been designated in a subpoena, either on behalf of the prosecution or on behalf of the accused, shall refuse to appear to testify before the Board, or to answer any pertinent or proper questions, or to produce a book, paper or document which shall have been designated in a subpoena, he shall be deemed to be in contempt of the Board, and it shall be the duty of the presiding officer of the Board to report the fact to the District Court of the State of Oklahoma in and for the county in which such person may be or may reside, whereupon the court shall issue an attachment in the usual form, directed to



the Sheriff of the county, which shall command him to attach such person and forthwith bring him before the court. On the return of the attachment duly served upon the accused, or upon the production of the person attached, the District Court shall have jurisdiction of the matter. The person charged may purge himself of the contempt in the same way, and the same proceedings shall be had, and the same penalties may be imposed, as in the case of a witness subpoenaed to appear and give evidence on the trial of a civil cause before a District Court of the State of Oklahoma. Depositions may be taken and used in the same manner as in civil cases. The Board shall keep a transcript of the evidence in, and a record of, each proceeding for the suspension or revocation of a license and shall make findings of fact and render a decision therein. If after a hearing, the charges shall have been found to have been sustained by the vote of a majority of the Board it shall forthwith enter its order of suspension or revocation, as the case may be. If after the expiration of ten days from the date of the rendition thereof, a notice of appeal shall not have been filed with the secretary-treasurer as hereinafter provided, the secretary-treasurer shall endorse upon the record of the certificate in his office the word "suspended" or "revoked", as the case may be.

**SECTION 15. DISTRICT COURT—APPEALS FROM BOARD—ATTORNEY GENERAL TO REPRESENT BOARD.** The District Court of Oklahoma County shall have jurisdiction of an appeal from the board, and shall have power to affirm, reverse or modify the decisions of the Board. Such appeals shall be commenced by the filing with the Clerk of the said Court a certified copy of the order of the Board attached to the petition of the complainant, wherein the complainant, or petitioner, shall make his assignments or specifications as to wherein said decision is erroneous or illegal. Upon the filing of said petition and notice given to the Board by the Clerk of said Court, it shall be the duty of the Board to file in the Court within thirty days from the date of the notice a full and complete transcript of all proceedings had in said cause. The cost of the preparation of the same shall be borne by the Board.

The Board shall be deemed a party to such proceedings, and the Attorney General, without extra compensation, shall represent the Board therein. Such appeals shall

be subject to the law and practice applicable to other civil actions. Upon the determination of said appeal, in which the decision of the Board is sought to be reviewed, the Board shall make an order and decision in accordance with the decision of said Court. Provided that any party to said appeal may appeal from the decision of said District Court to the Supreme Court of Oklahoma in the same manner as provided by law in other civil actions.

**SECTION 16. REINSTATEMENT OF LICENSE AFTER REVOCATION FOR CAUSE.** After the expiration of a period of six months, upon the payment to the secretary-treasurer of a fee in the sum of Twenty-five Dollars, (\$25.00) a person whose license shall have been suspended or revoked for cause, pursuant to the provisions of this Act, may file with the secretary-treasurer an application for the reinstatement thereof. Whereupon, after a showing shall have been made by the applicant to the Board that the interests of the public will not suffer by reason of his reinstatement, the Board, in its discretion, may order the reinstatement of the license upon the payment of a sum equal to the fees which would have accrued had not the license of the applicant been suspended or revoked.

**SECTION 17. SPECIAL FUND CREATED—DISBURSEMENTS.** All monies which shall be paid to the secretary-treasurer pursuant to the provisions of this Act shall be deposited with the State Treasurer of Oklahoma and by him placed in a separate and distinct fund to be known as the "Board of Architects' Fund." To such fund shall be transferred to unexpended balance of the fund created by Section 2, of Chapter 25 of the Session Laws of the Tenth Legislature of the State of Oklahoma now standing to the credit of the "State Board of Examiners of Architects' Fund". At the end of each fiscal year hereafter such unexpended balance remaining in the Board of Architects' Fund shall be carried over and continued therein. All sums of money now or hereafter to be or to come into the fund are hereby appropriated for the purpose of effectuating the purposes of this Act and to pay all costs and expenses heretofore and hereafter incurred in connection therewith.

**SECTION 18. STATEMENT OF RECEIPTS AND DISBURSEMENTS—REPORTS.** At the close of each fis-



cal year, the Board shall file with the State Auditor, verified by the oaths of the president and of the secretary-treasurer, a full report of its proceedings during the calendar year and a true and correct statement of its receipts and disbursements during the same period; and shall pay into the General Revenue Fund of the State, ten (10%) per cent of the gross fees collected and received during the fiscal year.

**SECTION 19. ARCHITECT'S SEAL — MISUSE THEREOF.** Each licensed architect shall have a seal, the impression of which must contain the name of the architect, his place of business and the word, "Licensed Architect, State of Oklahoma". The seal shall be impressed upon all contract drawings and specifications issued by him whether for use in this state or elsewhere.

It shall be unlawful for a licensed architect to impress his seal, or to permit it to be impressed, upon drawings or specifications which were not prepared under his personal supervision.

**SECTION 20. PROHIBITION AGAINST GUARANTEE AND PURCHASE OF MATERIAL OF ARCHITECT.** It shall be unlawful for an architect to guarantee to his client the amount of the final cost of the reparation, alteration or erection of a building or structure, or the amount of the cost of labor or material to be used therein, in connection with a building or structure for which he shall have drawn plans or specifications.

**SECTION 21. ACCEPTANCE OF COMPENSATION FROM OTHER THAN CLIENT—UNLAWFUL.** It shall be unlawful for an architect to accept or to receive compensation, directly or indirectly, from another than his client in connection with the reparation, alteration or construction of a building or structure in relation to which he shall have accepted employment in any manner.

**SECTION 22. PROHIBITION AGAINST BIDDING AS A CONTRACTOR.** It shall be unlawful for an architect, at any time, to bid for a contract for the reparation, alteration or erection of a building or other structure for which he has prepared the plans and specifications.

**SECTION 23. UNAUTHORIZED PRACTICE—PENALTY.** Every person who shall not have been licensed

to practice architecture in this State pursuant to the provisions of this Act and every person who shall have been licensed so to do who during the period of the suspension or revocation of his license shall practice architecture, or who shall hold himself out as one authorized to practice architecture in this State by advertising or putting out a sign or card or other devise which might indicate to the public that such person is entitled to practice as an architect, shall be deemed to be guilty of a misdemeanor; provided, that the continued violation of the provisions of this section during each week shall be deemed to be a separate offense. Upon conviction thereof he shall be punished by a fine in a sum of not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) for each offense committed as herein defined.

**SECTION 24. VIOLATION OF PROVISIONS—MISDEMEANOR.** Every person who shall be guilty of the commission of an act which, in this Act, is denominated to be unlawful shall be deemed to be guilty of a misdemeanor and, except as provided for in the preceding section, shall be punished accordingly.

**SECTION 25. CONSTRUCTION OF ACT.** If any section of this Act shall be declared unconstitutional for any reason, the remainder of this Act shall not be affected thereby.

**SECTION 26.** Repeal Senate Bill 113, Chapter 25, of the Session Laws of the Tenth Legislature of the State of Oklahoma, same being Chapter 2 of Title 59, Oklahoma Statutes of 1941, and all other laws in conflict herewith, are hereby repealed. "Nothing in this Act shall be construed so as to cause the repeal of Title 70, Section 547, Oklahoma Statutes 1941 (Laws 1919, Chapter 63, Page 101, Section 7) authorizing the State Superintendent of Public Instruction to furnish plans and specifications for school buildings to School Boards."

**AMENDMENT NO. 2.** By striking the title of Enrolled Senate Bill No. 231 and substituting the following:

**AN ACT RELATING TO THE PRACTICE OF ARCHITECTURE IN THIS STATE AND REGULATING THE PRACTICE THEREOF; CREATING "THE BOARD OF GOVERNORS OF THE LICENSED ARCHITECTS OF OKLAHOMA", AND PROVIDING FOR THE APPOINTMENT**



BY THE GOVERNOR OF OKLAHOMA OF ITS MEMBERS; PROVIDING FOR THE ORGANIZATION OF THE BOARD OF GOVERNORS OF THE LICENSED ARCHITECTS OF OKLAHOMA, AND PRESCRIBING THE DUTIES, POWERS AND COMPENSATION OF SAID BOARD AND THE MEMBERS THEREOF; DEFINING THE PRACTICE OF ARCHITECTURE, AND PROVIDING FOR THE LICENSING OF PERSONS PRACTICING ARCHITECTURE AND FOR THE REVOCATION AND SUSPENSION OF SUCH LICENSES; PROVIDING FEES AND FOR THE COLLECTION OF THE SAME, AND FOR PAYMENT THEREOF INTO THE STATE TREASURY; MAKING VIOLATIONS OF THIS ACT AND OF THE PROVISIONS OF THIS ACT UNLAWFUL AND PROVIDING PUNISHMENT; MAKING APPROPRIATION FOR THE EXPENSES OF SAID BOARD, AND PROVIDING THE MANNER OF THE EXPENDITURE THEREOF; PRESCRIBING RULES OF ADMINISTRATION, PROFESSION CONDUCT, AND PROHIBITING CERTAIN PRACTICES; TO REPEAL SENATE BILL 113, CHAPTER 25, OF THE SESSION LAWS OF THE TENTH LEGISLATURE OF THE STATE OF OKLAHOMA, SAME BEING CHAPTER 2 OF TITLE 59, OKLAHOMA STATUTES OF 1941, AND ALL OTHER LAWS IN CONFLICT HEREWITH.

Upon motion of Senator Paul, the Senate refused to concur in Engrossed House Amendment to Engrossed Senate Bill No. 231.

MR. PRESIDENT:

I am directed by the House of Representatives to return herewith, three Enrolled copies of:

ENROLLED SENATE JOINT RESOLUTION NO. 8—  
By Ritzhaupt, Nichols, Nevins, Thornton, Chapman, Paul, Neill, Anderson, Jones, Norton, Anglin and Mahan of the Senate, and Billingsley, Carey, Carr, Dees, Fields, Flowers, Focht, Hoffsommer, Hughes, Johnson (Creek), King, Levergood, McCarty, Mitchelson, Morgan, Mountcastle, Ownby, Shumate, Singleton, Standley, Taylor, Toaz, Van Dyck, Wallace (Oklahoma), Washington, Weaver and Welch of the House,

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a pro-

*Seventy-fourth Day, Thursday, April 26, 1945* 2143

posed amendment to Section 9, of Article X, 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 the three Enrolled copies have been signed by the Presiding Officer, in open session.

Respectfully,

H. R. CHRISTOPHER, Chief Clerk.

Enrolled Senate Joint Resolution No. 8 was ordered referred to the Governor for consideration.

President Pro Tempore Paul presiding.

Upon motion of Senator Ritzhaupt, seconded by Senator Worthington, the Senate of the 20th Legislature was declared adjourned sine die.



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## Part I

# SENATE BILLS

SENATE BILL NO. 1—By Ritzhaupt—An Act creating the Board of Regents of Oklahoma colleges as herein designated, providing for the appointment of its members; and fixing the powers, duties and compensation thereof; placing the management and control of certain state institutions in said Board of Regents of Oklahoma colleges; repealing conflicting laws; making Act severable; and declaring an emergency.

1st Reading .....	42
2nd Reading .....	48

SENATE BILL NO. 2—By Nichols—An Act relating to elections; providing that qualified electors absent from election precincts, or sick or disabled within the precinct, may exercise the rights of franchise at any statewide general, primary, run-off primary, or special election within this State, or at any special election held in any Congressional district; providing manner and method of obtaining, distributing and casting of ballots; prescribing duties of election officers; prescribing forms and details of procedure; providing penalties for violation of Act; making Act cumulative; repealing 26 O. S. 1941 § § 324, 324a, 324b, 324c, 324d, 324e, 324f, 324g, 324h, 324i, 324j, 324k, 324l, 324m; making provisions of Act severable; and declaring an emergency.

1st Reading .....	43
2nd Reading .....	48
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Engrossed and to House .....	230
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Enrolled and 4th Reading .....	1000
To Governor .....	1020
Governor's Message .....	1102-1103

SENATE BILL NO. 3—By Burns—An Act providing that any person serving in any capacity in a regularly constituted fire department of a city or town of this state who shall become physically or mentally disabled as provided in 11 O. S. 1941 § 365, or be confined to any hospital or to his bed as provided in 11 O. S. 1941 § 367, or shall lose his life as provided in 11 O. S. 1941, § 368, regardless as to whether said disability, confinement, or loss of life was occasioned in fighting and/or preventing fires or in carrying out any order or direction of the chief or acting chief of said department in relation to the saving or preserving of life or property,

shall be entitled to all of the benefits authorized by said sections; and declaring an emergency.

1st Reading .....	58
2nd Reading .....	101
Withdrawn from Committee and re-referred to Committee.....	186
Committee Report .....	398
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Engrossed and to House .....	647
Referred for enrollment .....	2020
Enrolled and 4th Reading .....	2099
To Governor .....	2123

SENATE BILL NO. 4—By Burns—An Act vitalizing Section 41, Article 5 of the Constitution of the State of Oklahoma; authorizing any city covered by Act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this state relating to the payment of pensions to said firemen and to make annual appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the firemen's relief and pension fund of the city and expended by the board of trustees of said fund solely in payment or assisting in paying pensions to said firemen as set forth in the laws of this state relating to the payment of pensions to meritorious and disabled firemen; providing procedure therefor; and declaring an emergency.

1st Reading .....	58
2nd Reading .....	101
Withdrawn from Committee and re-referred to Committee .....	186
Committee Report .....	263-264
Considered and re-referred to Committee .....	389-390
Committee Report .....	412
Stricken .....	689

SENATE BILL NO. 5—By Ritzhaupt—An Act relating the State Psychiatric Commission; prescribing its duties; providing that compliance with terms of Act be cumulative to existing laws, rules and regulations; appropriating the necessary funds therefor; and declaring an emergency.

1st Reading .....	100
2nd Reading .....	106
Committee Report .....	551
Considered, advanced, 3rd Reading and referred to Special Committee .....	863-864

SENATE BILL NO. 6—By Ritzhaupt—An Act amending Title 70, O. S. 1941, § 954, relative to issuance of teacher's certificate; providing that each applicant for a teacher's certificate be required to file with the State Board of Education a statement from the State Psychiatric Commission; and declaring an emergency.

1st Reading .....	100
2nd Reading .....	106
Committee Report .....	551
Withdrawn from Calendar and referred to Special Committee .....	864



SENATE BILL NO. 7—By Ritzhaupt—An Act requiring intelligent quotient test to be given all pupils attending independent, consolidated and rural schools; defining duties of State Board of Education, County Superintendent of Public Instruction, school boards of independent and consolidated schools and all teachers in such schools; providing for dismissal of teachers who fail to carry out terms of Act; and declaring an emergency.

1st Reading .....	100
2nd Reading .....	106

SENATE BILL NO. 8—By Ritzhaupt—An Act relating to teachers in the public schools of Oklahoma; authorizing and making it the mandatory duty of the State Board of Education to give special examinations to students in public schools for the purpose of determining the competency of teachers; conferring on the State Board of Education power to adjudge and declare teachers incompetent to teach and to revoke and cancel teachers' license certificates; and declaring an emergency.

1st Reading .....	100
2nd Reading .....	106

SENATE BILL NO. 9—By Senate Committee on Appropriations—An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State for the fiscal years ending June 30, 1946, and June 30, 1947, by functions of each department in accordance with the budget classifications adopted by the Governor.

1st Reading .....	100
2nd Reading .....	106
Committee Report .....	476
Considered, advanced, 3rd Reading and referred for engrossment .....	510-511
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Referred for enrollment .....	2046
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2124

SENATE BILL NO. 10—By Worthington, Counts, Carrier and Wheeler—An Act authorizing the State Highway Commission of the State of Oklahoma to construct, maintain and repair roads connecting state-owned institutions with federal highways, state highways, county highways or city streets; authorizing the said State Highway Commission to use funds in the State Highway Construction and Maintenance Fund in the construction, maintenance and repair of the roads provided for herein; and declaring an emergency.

1st Reading .....	100-101
2nd Reading .....	106
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Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1976
To Governor .....	2024

SENATE BILL NO. 11—By Counts and White—An Act fixing the salaries of district court judges in judicial districts of the State of Oklahoma; and repealing conflicting laws.

1st Reading .....	101
2nd Reading .....	106
Committee Report .....	169
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Enrolled and 4th Reading .....	923-924
To Governor .....	943
Governor's Message .....	1013

SENATE BILL NO. 12—By Irby and Dacus—An Act waiving, releasing and cancelling penalties, interest and costs due on ad valorem taxes for the year 1943 and prior years, provided that the full amount of such taxes are paid on or before April 10, 1945; providing that should payment be made within such time of taxes which ordinarily would be advertised at the 1945 resale that such lands may not be advertised and sold by the county; and declaring an emergency.

1st Reading .....	101
2nd Reading .....	106

SENATE BILL NO. 13—By Ritzhaupt—An Act authorizing the Public Welfare Commission of Oklahoma to accept grants or funds from the Federal Government for purposes of investigating persons required to register under the terms of the Federal Selective Service and Training Act of 1940 and all amendments thereto; defining authority of the Public Welfare Commission in designating employees therefor and use of said grants or funds or such funds as may be available in said department for such purposes; and declaring an emergency.

1st Reading .....	101
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2nd Reading .....	106
Committee Report .....	117
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Engrossed and to House .....	134
Referred for enrollment .....	2060
Enrolled and 4th Reading .....	2076
To Governor .....	2108

\*SENATE BILL NO. 14—By Ritzhaupt—An Act relating to Langston University, providing that the operation, management and control of said university shall be vested in the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, prescribing duties of said Board and other details, repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

1st Reading .....	104
2nd Reading .....	110
Committee Report .....	133
Considered, advanced, 3rd Reading and referred for engrossment .....	144-145
Engrossed and to House .....	150-151
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Enrolled and 4th Reading .....	1183
To Governor .....	1189

SENATE BILL NO. 15—By Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, and Cowden—An Act giving any person, who is a resident in good faith of the State of Oklahoma, and who shall have served in the active military or naval services of the United States at any time on or after September 16, 1940, and prior to termination of the present war, and who shall have been discharged or released under conditions other than dishonorable after service of ninety days or more, or by reason of injury or disability incurred in service in line of duty, preference to lease or purchase public land from the Commissioners of the Land Office, and providing for the manner of exercising such preference, and where a number of such persons claim preference, the manner of determining the service person to whom the land shall be leased or sold, and providing where any such person is the highest or only bidder at sale of said public land, other such persons may claim the right to purchase at his or her bid, and providing for the manner of determining to which of such service persons, including said bidder the sale shall be made, and limiting the quantity of land any such service person may purchase, and providing that any preference or any right, aforesaid, is subject to any preference right possessed by the owner of the expiring or existing lease on the lands to lease or purchase the land, and providing that no such person after a certain period shall claim or be entitled to any preference, aforesaid, or claim or be entitled to any right, aforesaid, to purchase any public land at the bid of another such person; and repealing all acts in conflict herewith; and declaring an emergency.

1st Reading .....	104
2nd Reading .....	110

SENATE BILL NO. 16—By Ritzhaupt, Gary, Brown, Irby, Thornton, Logan, Paul, Phillips, Cowden, and Neill—An Act authorizing all secondary state educational institutions to provide junior and senior high school courses and permit persons returning from the military service to enroll in said courses; and declaring an emergency.

1st Reading .....	105
2nd Reading .....	110
Committee Report .....	169
Considered, advanced, 3rd Reading and referred for engrossment .....	199-201
Engrossed and referred for re-engrossment .....	209-210
Engrossed and to House .....	210

SENATE BILL NO. 17—By Ritzhaupt—An Act establishing a Bureau of Registry in the Investigation Division of the Department of Public Safety; declaring its purpose; setting forth its duties; requiring court clerks to cooperate; making said information available to certain officers; and declaring an emergency.

1st Reading .....	105
2nd Reading .....	110
Committee Report .....	506
Considered, advanced, 3rd Reading and referred for engrossment .....	770-771; 772-775
Engrossed and to House .....	785

SENATE BILL NO. 18—By Gary—An Act making ad valorem taxes a prior lien on land mortgaged to the Commissioners of the Land Office; declaring delinquent taxes existing on lands acquired by such Commissioners to be a lien thereon; repealing 64 O. S. 1941 § 15 and all other conflicting laws; and declaring an emergency.

1st Reading .....	105
2nd Reading .....	110
Committee Report .....	169-170
Considered, advanced, 3rd Reading and referred for engrossment .....	239-240
Engrossed and to House .....	245

SENATE BILL NO. 19—By Sears and Pruett—An Act authorizing the county assessor of any county in Oklahoma to destroy all personal property assessment lists including corporation, banks, intangibles, homestead exemption applications and other personal lists that are on file or stored in said office for a period longer than ten years; and declaring an emergency.

1st Reading .....	106
2nd Reading .....	110-111
Committee Report .....	264

SENATE BILL NO. 20—By Gary, Leonard and Worthington of the Senate, and Biles, Flanagan, Reed, Johnson (Comanche), and Ownby of the House—An Act authorizing and requiring the Commissioners of the Land Office to sell all lands now or hereafter held by them within certain periods;



providing that in counties of less than five million (\$5,000,-000.00) dollars valuation all such lands now held by the Commissioners shall be sold within one (1) year from passage of this act and in all such counties lands hereafter acquired shall be sold within one (1) year from the date of said acquisition; requiring retention of one-half mineral rights thereunder and retention of lands now in production for oil, coal, or other valuable mineral; and declaring an emergency.

1st Reading .....	109
2nd Reading .....	115
Committee Report .....	846

SENATE BILL NO. 21—By Burns—An Act vitalizing Section 31a, Article 6, Oklahoma Constitution, being Senate Joint Resolution Number 9, 19th Oklahoma Legislature, and adopted by referendum vote in state primary general election July 11, 1944, and ratifying said Section 31a, Article 6, Oklahoma Constitution; providing the manner and method of appointment of the members of said State Board of Regents; providing for the organization of said Board of Regents and their right to adopt rules and regulations for their government, not inconsistent with the Constitution and laws of the State; fixing and providing for the payment of the compensation, salaries and expenses of said members; prescribing their duties; repealing all laws in conflict herewith and declaring an emergency.

1st Reading .....	109
2nd Reading .....	115
Committee Report .....	170
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Engrossed and to House .....	263
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House Amendments rejected, conference requested and Senate Conferees appointed .....	753
House grants conference, naming conferees .....	762
Conference Committee Report submitted and consideration deferred .....	793-794
Conference Committee Report adopted, bill passed as amended and to House .....	797-798
Referred for enrollment .....	849
Enrolled and 4th Reading .....	855
To Governor .....	865
Governor's Message .....	917-918

SENATE BILL NO. 22—By Nichols—An Act appropriating \$12,025.80, to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in Case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941, and declaring an emergency.

1st Reading .....	109-110
2nd Reading .....	115
Committee Report .....	701-702
Stricken .....	1166

SENATE BILL NO. 23—By Burns and Ritzhaupt—An Act vitalizing Senate Joint Resolution No. 10 of the 19th Oklahoma Legislature, State of Oklahoma, being an amendment to Section 10 of Article 6 of the Constitution of the State of Oklahoma, creating a Pardon and Parole Board, which said amendment and resolution was adopted at a special election held throughout the State of Oklahoma on the 11th day of July, 1944, prescribing qualifications and duties of said members; providing procedure for said Board; providing for appointment by the Governor of an executive secretary for said Board; fixing compensation and providing for the payment thereof, together with expenses of said Board; providing the meeting place and fixing the time for holding meetings of said Board; repealing all laws and parts of laws in conflict, and declaring an emergency.

1st Reading .....	110
2nd Reading .....	115

SENATE BILL NO. 24—By Neill—An Act relating to the crime of public officers receiving bribes, amending 21 O. S. 1941, § 382, changing penalty, providing that there shall be no statute of limitations within which such a prosecution must be commenced, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

1st Reading .....	116
2nd Reading .....	118
Committee Report .....	328
Considered and re-referred to Committee .....	567-568
Committee Report .....	820
Committee Report considered .....	830

SENATE BILL NO. 25—By Nevins, Finney, and Chapman—An Act amending 19 O. S. 1941 § 260; providing for the destruction of certain chattel mortgages, releases and renewals thereof, county claims, requisitions, poor lists and orders on file, or stored in, the office of the county clerks of the several counties of the State; and declaring an emergency.

1st Reading .....	118
2nd Reading .....	123
Committee Report .....	141-142
Considered, advanced, 3rd Reading and referred for engrossment .....	165
Engrossed and referred for re-engrossment .....	167
Engrossed and to House .....	178-179
Referred for enrollment .....	632
Enrolled and 4th Reading .....	647
To Governor .....	673
Governor's Message .....	761

SENATE BILL NO. 26—By Williams—An Act providing for the construction and equipment of an administration building at the Western Oklahoma Hospital at Supply, Oklahoma, making an appropriation therefor out of the revolving fund of said institution, and declaring an emergency.

1st Reading .....	119
2nd Reading .....	123-124
Committee Report and re-referred to Committee .....	151



Committee Report .....	571-572
Considered, advanced, 3rd Reading and referred for engrossment .....	630-631
Engrossed and to House .....	647
Referred for enrollment .....	941
Enrolled and 4th Reading .....	952-953
To Governor .....	961
Governor's Message .....	1093-1094

SENATE BILL NO. 27—By Duffy, Pruett, Rinehart of the Senate and Wallace (Carter), Focht, Dorsett and Morris of the House—An Act validating final decrees in estates of deceased persons which have been entered prior to the effective date hereof; provided, however, this Act shall not apply to any case wherein action is instituted to modify or vacate such final decree prior to January 1, 1946; and declaring an emergency.

1st Reading .....	123
2nd Reading .....	128
Committee Report .....	134
Considered, advanced, 3rd Reading and referred for engrossment .....	146-148
Engrossed and to House .....	150-151
House Amendments concurred in, bill passed as amended and referred for enrollment .....	645-647
Vote reconsidered by which bill passed, as amended; by which House Amendments concurred in; House Amendments rejected, conference requested and Sen- ate Conferees appointed .....	661
House grants conference, naming conferees .....	672-673
Conference Committee Report adopted, bill passed as amended and to House .....	857-859
Referred for enrollment .....	871
Enrolled and 4th Reading .....	888
To Governor .....	903
Governor's Message .....	992-993

SENATE BILL NO. 28—By Ritzhaupt—An Act relating to Public Health; requiring the enrichment of flour, bread and rolls by the addition of certain vitamins and other nutritional ingredients to conform to the definition and standard of identity fixed and established by order of the federal security agency; prescribing the methods of enrichment thereof; providing the manner of enforcement of the provisions of this Act; making it unlawful to sell or offer for sale flour, bread and rolls for human consumption unless same shall be enriched; providing penalties; making an appropriation for the enforcement of the Act; repealing all Acts and parts of Acts in conflict herewith; and providing for the time the Act is to take effect.

1st Reading .....	127
2nd Reading .....	129
Committee Report .....	453
Considered, advanced, 3rd Reading and referred for engrossment .....	660-661
Engrossed and to House .....	671-672
House Amendment rejected, conference requested and Senate Conferees appointed .....	2074

SENATE BILL NO. 29—By Ritzhaupt—An Act relating to instruction in public health and education in the public elementary and secondary schools of the State; providing for appointment of a state supervisor of health and physical education; fixing his salary and defining his duties; requiring school systems to include courses of instruction for all pupils therein; prescribing new conditions for granting of teachers' certificates and for the employment of Teachers; authorizing and requiring the State Board of Regents for Higher Education to include in the curriculum of State Institutions, under its control, courses of instruction in the teaching of Public Health and physical education; providing certain exemptions; making provisions of Act severable; and declaring an emergency.

1st Reading .....	127
2nd Reading .....	129
Committee Report .....	246
Considered and referred to Special Committee, retaining place on Calendar .....	372
Special Committee Report .....	1253-1254
Considered, advanced, 3rd Reading and referred for engrossment .....	1519-1520
Engrossed and to House .....	1551

SENATE BILL NO. 30—By Norton—An Act authorizing the County Clerk and the County Assessor of any County in the State of Oklahoma to destroy all county claims, chattel mortgages and releases thereof, and property assessment sheets on file or stored in such offices for more than five (5) years; repealing 19 O. S. 1941 § 260; and declaring an emergency.

1st Reading .....	128
2nd Reading .....	140

SENATE BILL NO. 31—By Duffy of the Senate and Focht of the House—An Act amending 18 O. S. 1941 § 1; fixing the charter fee for renewal of corporate existence of corporations formed as commercial clubs and/or for religious, charitable, educational, literary, historical, benevolent or scientific purposes and having no capital stock and not being operated for profit at two (\$2.00) dollars; and declaring an emergency.

1st Reading .....	132
2nd Reading .....	140
Committee Report .....	170-171
Considered, advanced, 3rd Reading and referred for engrossment .....	204-206
Engrossed and to House .....	209-210
Referred for enrollment .....	643
Enrolled and 4th Reading .....	671-672
To Governor .....	684
Governor's Message .....	760

SENATE BILL NO. 32—By Goodpaster, Norton and Duffy—An Act amending 15 O. S. 1941, § 13, relating to definition of minors; providing minors to be males under eighteen years of age; and declaring an emergency.



1st Reading .....	134
2nd Reading .....	143
Committee Report .....	192
Considered, advanced, 3rd Reading and referred for engrossment .....	217-218
Engrossed and referred for re-engrossment .....	230
Engrossed and to House .....	236
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 33—By Thornton—An Act amending Title 68, Section 15.2, paragraph 12, Oklahoma Statutes 1943, and declaring an emergency.

1st Reading .....	134
2nd Reading .....	143
Committee Report .....	328
Considered, advanced, 3rd Reading and roll call on emergency deferred .....	358-359
Roll call on emergency and referred for engrossment .....	403
Engrossed and to House .....	412
Referred for enrollment .....	2084
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 34—By Duffy of the Senate and Hoff-sommer of the House—An Act amending Section 563, Title 11 O. S. 1941, relating to the right of municipalities to engage in business, own and maintain public utilities and to issue bonds for such purposes, to be owned exclusively by said municipalities, including the right to enter into lease contract for such public utility; and declaring an emergency.

1st Reading .....	134
2nd Reading .....	143
Committee Report .....	202
Considered, advanced, 3rd Reading and referred for engrossment .....	218-219
Engrossed and to House .....	230
Referred for enrollment .....	598-599
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	707-708

SENATE BILL NO. 35—By Speck, Worthington, Anderson, Dacus, Rinehart, Wheeler of the Senate and Jones, McDonald, Board, Hunt, Shumate, Barry, Hughes, Shelton of the House—An Act providing for the levying and collection of taxes in irrigation districts having construction contracts with the Federal Government; defining terms; prescribing duties and powers of district board of directors in assignments, levying and collection of taxes, determining tax rates, appointment of Secretary-Treasurer, sale of unredeemed land, publication of financial statement and modification of assessments and time and method of payments due the federal government; prescribing duties and powers of Secretary-Treasurer in preparing assessment rolls, collection of taxes, publication of delinquent tax list and sale of property thereon, issuance of tax deeds and

form thereof, sale of tax certificates held by district, sale to district and issuance of deed on unredeemed land; providing delinquent taxpayer not entitled to water; providing taxes due to be lien against the land; prescribing manner of payment of claims and warrants; providing prior omitted assessments and unpaid charges to become part of assessment, providing irregularity in description of land to render assessment void; and declaring an emergency.

1st Reading .....	135
2nd Reading .....	143
Committee Report .....	264
Considered, advanced, 3rd Reading and referred for engrossment .....	354-355
Engrossed and to House .....	366
Referred for enrollment .....	904
Enrolled and 4th Reading .....	923-924
To Governor .....	943
Governor's Message .....	1013-1014

SENATE BILL NO. 36—By Speck, Worthington, Anderson, Dacus, Wheeler of the Senate and Jones, McDonald, Board, Hunt, Barry, Shumate, Hughes, Shelton of the House—An Act amending title 82, Oklahoma Statutes, 1941, Sections 121, 126, 127, and 130, relating to waters, water rights and irrigation districts; providing manner of election of board of directors; prescribing execution of official bond and assumption of duties of office; defining powers and duties of board of directors and providing for transfer of water rights; defining time and method of meetings of said board of directors; providing salaries and compensation of officials; and declaring an emergency.

1st Reading .....	135
2nd Reading .....	143
Committee Report .....	231
Considered, advanced, 3rd Reading and referred for engrossment .....	256-257
Engrossed and to House .....	263
Referred for enrollment .....	598
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	707-708

SENATE BILL NO. 37—By Nevins, Jones, Thornton—An Act relating to separate schools; amending 70 O. S. 1941 § 458; relating to estimates and appropriations for separate school purposes in any county, to authorize a sum not to exceed ten (10%) per centum of the amount appropriated for dependent separate school purposes to be appropriated and expended for supervising and administering such dependent separate schools by the County Superintendent of Public Instruction in the manner heretofore provided by law for boards of education in independent school districts to appropriate and expend separate school funds for such purposes; and declaring an emergency.

1st Reading .....	135
2nd Reading .....	144



Committee Report .....	171
Considered and re-referred to Committee .....	214; 255
Committee Report .....	552
Considered, advanced, 3rd Reading and referred for engrossment .....	694-695
Engrossed and to House .....	713
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1855-1856; 1865-1868
Enrolled and 4th Reading .....	2065
To Governor .....	2093

SENATE BILL NO. 38—By Norton, Mahan and Goodpaster—An Act creating a governmental agency of the State, which shall be a body politic and corporate, known as the Oklahoma Housing Authority, in accordance with and by the authority set forth in Section 31 of Article 2 of the Constitution of the State of Oklahoma, without the power to mortgage or encumber any property, 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; conferring thereon certain powers, rights, privileges and functions, including the power to undertake slum clearance and projects to provide dwelling accommodations for persons engaged in war activities and persons of low income in urban and rural areas, to construct, acquire, operate and maintain such projects, to borrow money, issue bonds, pledge its revenues therefor, and acquire property by condemnation or otherwise; authorizing the said authority to engage in urban redevelopment and the elimination of the causes of the removal of urban slums and blight by the purchase and assembly of land for subsequent development or redevelopment by private enterprise and by public improvement; vesting the power of such authority in a board of commissioners and prescribing the manner of their appointment and their duties; providing for the appointment of officers, agents and employees; providing for the fiscal management of the authority; providing that obligations of the authority shall be submitted to the Attorney General for certification and to the State Auditor for registration; providing for payments to public bodies for services rendered; providing that cities, towns, counties, and other political corporations and subdivisions may aid housing projects of the Oklahoma Housing Authority or of the United States of America, by conveying or dedicating property, by furnishing parks, playgrounds, streets, roads, water, sewer, or drainage facilities and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; authorizing cities, towns, counties and other political corporations and subdivisions to make agreements respecting the exercise of their powers relating to the remedying or elimination of unfit dwellings, and to purchase obligations issued pursuant to this Act; and authorizing certain cities, towns, and counties to pay moneys to the Oklahoma Housing Authority.

1st Reading .....	136
2nd Reading .....	144
Committee Report .....	855
Considered and indefinitely postponed .....	936; 1016-1017

SENATE BILL NO. 39—By Thornton and Leonard—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 on any special session of the Twentieth Oklahoma Legislature, the General Session and any Special Session of the Twenty-first Oklahoma Legislature, together with other expenses of any such special or regular session and for the preparation of the permanent journals and session laws of any such session or sessions as provided by Section 5, Article 8 of Chapter 20 of the Session Laws of Oklahoma, 1935; and declaring an emergency.

1st Reading .....	137
2nd Reading .....	144
Committee Report .....	192
Considered, advanced, 3rd Reading and referred for engrossment .....	219-221
Engrossed and to House .....	230
Referred for enrollment .....	600
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	705

SENATE BILL NO. 40—By Gary, Finney—An Act relating to textbook commission and to adoption of textbooks and extension of textbook contracts for textbooks for use in the Public schools of the State; creating a textbook committee and providing for its appointment, powers, duties and compensation; amending 70 O. S. 1941, Sections 974, 975, and 976; repealing Chapter 68, Title 70, Page 224, Oklahoma Session Laws 1943 and 70 O. S. 1941 Section 991b; and declaring an emergency.

1st Reading .....	139
2nd Reading .....	144
Committee Report .....	171
Considered, advanced, 3rd Reading and referred for engrossment .....	206-208
Engrossed and to House .....	209-210
House Amendments rejected, conference requested and Senate Conferees appointed .....	1533-1534
House grants conference, naming conferees .....	1628
Conference Committee Report adopted, bill passed as as amended and to House .....	1659-1661
Returned by House with emergency stricken and consideration deferred .....	1838
Vote reconsidered by which emergency to bill, as amended in conference, was passed; emergency stricken and referred for enrollment .....	1868-1869
Enrolled and 4th Reading .....	1886
To Governor .....	1887

SENATE BILL NO. 41—By Nance and Jones of the Senate and Huey, Weaver and Arrington of the House—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campuses of the University of Oklahoma and Oklahoma Agricultural and Mechanical College; providing for the financing



of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	139
2nd Reading .....	144
Committee Report .....	159
Considered, advanced, 3rd Reading and referred for engrossment .....	181-182
Engrossed and to House .....	191
House Amendments rejected, conference requested and Senate Conferees appointed .....	513-514
House grants conference, naming conferees .....	548-549
Conference Committee Report adopted, bill passed as amended and to House .....	565-567
Referred for enrollment .....	581
Enrolled and 4th Reading .....	592
To Governor .....	642
Governor's Message .....	706-707

SENATE BILL NO. 42—By Nance of the Senate and Huey of the House—An Act relating to the power of the Board of Regents of the University of Oklahoma pertaining to contracts for leasing of portions of the campus of the University of Oklahoma for the purpose of erecting, equipping and maintaining of an addition or additions to the present student union building; authorizing the board of regents to fix such fees and charges to pay cost of maintenance and operation of Student Union Building and any additions thereto and cost of such addition and equipment therefor; and declaring an emergency.

1st Reading .....	139
2nd Reading .....	144
Committee Report .....	160
Considered, advanced, 3rd Reading and referred for engrossment .....	182-184
Engrossed and to House .....	191
Referred for enrollment .....	904
Enrolled and 4th Reading .....	923-924
To Governor .....	943

SENATE BILL NO. 43—By Nichols—An Act amending  
35 O. S. 1941 § 161, relating to the admission of honorably

discharged ex-service persons to the separate ward building established at the Central Oklahoma State Hospital at Norman, Oklahoma, under the provisions of said section; and declaring an emergency.

1st Reading .....	142
2nd Reading .....	153
Committee Report .....	360
Considered, advanced, 3rd Reading and referred for engrossment .....	458-459
Engrossed and to House .....	475
Referred for enrollment .....	1127
Enrolled and 4th Reading .....	1151
To Governor .....	1157
Governor's Message .....	1261-1262

SENATE BILL NO. 44—By Pruett, Dacus, and Counts of the Senate, and Hughes, Ash, Morris, and Baldwin of the House—An Act providing for and regulating proceedings for the escheat of lands and real estate held by corporations as enjoined in Section two of Article twenty-two of the State Constitution; and defining the terms, land and real estate.

1st Reading .....	142
2nd Reading .....	153
Committee Report .....	351
Considered, advanced, 3rd Reading and referred for engrossment .....	456-458
Engrossed and to House .....	473

SENATE BILL NO. 45—By Collier and Ginder—An Act amending 70 O. S. 1941 § 251b; fixing the salaries of District Court Judges of District Court Judicial Districts of the State having a population in excess of 150,000 and a City therein having a population in excess of 25,000 according to the Federal census of 1940 or according to any succeeding Federal census; and providing that the provisions of said Act shall not become effective until on and after the second Monday in January 1947.

1st Reading .....	142-143
2nd Reading .....	153
Committee Report .....	171-172
Considered, advanced, 3rd Reading and referred for engrossment .....	208
Engrossed and referred for re-engrossment .....	209-210
Engrossed and to House .....	210
House Amendment rejected, conference requested and Senate Conferees appointed .....	368-369
House grants conference, naming Conferees .....	376
Conference Committee Report adopted, bill passed as amended and to House .....	908-910
Referred for enrollment .....	923
Enrolled and 4th Reading .....	935
To Governor .....	946
Governor's Message .....	1104-1105

SENATE BILL NO. 46—By Counts and White—An Act prohibiting the depositing of garbage, tin cans or other refuse



within two hundred (200) yards of any public road; making the violation of this Act a misdemeanor and providing penalties therefor; and declaring an emergency.

1st Reading .....	146
2nd Reading .....	153
Committee Report .....	231
Considered and referred to Special Committee.....	279
Committee Report .....	427
Considered, advanced, 3rd Reading and referred for engrossment .....	658-659
Engrossed and to House .....	671-672
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 47—By Ritzhaupt—An Act amending 70 O. S. 1941 § 915.2, relating to general powers and duties of State Board of Education; conferring authority upon the State Board of Education to appoint a state supervisor of attendance for the enforcement of the compulsory school attendance laws of the State; fixing the qualifications of said State supervisor of attendance, describing his duties and fixing his salary; authorizing the appointment by State Supervisor of assistant supervisors, subject to the approval of the Board of Education, and fixing the compensation therefor; authorizing the State Board of Education to file complaint for the removal of any visiting county teacher or truant officer upon the failure to perform the duties prescribed by law; providing for annual report of such State supervisor of attendance to be made to the State Board of Education and also monthly reports of the assistants to the State supervisor of attendance; and declaring an emergency.

1st Reading .....	146
2nd Reading .....	154
Committee Report .....	246
Considered and indefinitely postponed .....	562-563

SENATE BILL NO. 48—By Irby—An Act authorizing and directing the State Game and Fish Commission to complete the Fort Towson Dam on Gates creek in Choctaw County, Oklahoma; making appropriation therefor; and declaring an emergency.

1st Reading .....	148-149
2nd Reading .....	154
Committee Report .....	1316
Stricken .....	1555
Vote reconsidered by which stricken .....	1644
Considered, advanced and indefinitely postponed.....	1644-1645

SENATE BILL NO. 49—By Irby—An Act relating to open season for hunting quail; amending 29 O. S. 1941 § 181; and declaring an emergency.

1st Reading .....	149
2nd Reading .....	154
Committee Report .....	416
Considered, advanced and 3rd Reading .....	468-469

Vote reconsidered by which failed of passage and by which advanced	1544
Considered, advanced, 3rd Reading and referred for engrossment	1544-1545
Engrossed and to House	1551

SENATE BILL NO. 50—By Rinehart of the Senate and McDonald of the House—An Act relating to aviation; providing for the promotion and development thereof within the State of Oklahoma; creating the Oklahoma Aviation Commission; prescribing the powers, duties and authority of said commission; transferring the powers and duties of the State Highway Commission, relating to aviation, as prescribed by Section 6, Title 3, O. S. 1941 to the Oklahoma Aviation Commission; transferring the powers and duties of the State Planning and Resources Board relating to aviation, as prescribed by Section 25, Title 3, O. S. supplement 1943 to the Oklahoma Aviation Commission; providing that no provisions of this Act shall be mandatory upon any incorporated city or town of Oklahoma; making appropriations to carry out the provisions of this Act; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading	149
2nd Reading	154
Committee Report	1053-1054
Stricken	1551

SENATE BILL NO. 51—By Anderson, Dacus, Rinehart—An Act amending 68 O. S. 1941, § 15.53, relating to preparation of tax rolls, clarifying the same and authorizing listing of vacant urban properties at owner's option under certain restrictions; validating certain previous assessments; repealing Acts in conflict; and declaring an emergency.

1st Reading	152
2nd Reading	164
Committee Report	265
Considered, advanced, 3rd Reading and referred for engrossment	357-358
Engrossed and to House	366
House Amendment concurred in, bill passed as amended and referred for enrollment	2077-2079
Enrolled and 4th Reading	2113-2114
To Governor	2124

SENATE BILL NO. 52—By Anderson, Wheeler and Carrier—An Act amending 19 O. S. 1941, § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employees, where required; repealing all Acts in conflict; and declaring an emergency.

1st Reading	152
2nd Reading	164

SENATE BILL NO. 53—By Irby, Dacus, Anderson and Counts—An Act relating to gasoline excise tax and construction of secondary and feeder roads, amending 68 O. S. 1941 § 660b to provide that one cent (1c) of the one and one-half



cents (1½c) gasoline excise tax created and levied by 68 O. S. 1941 § 660 shall be placed in the State Treasury to the credit of the various counties of the State; providing the formula by which the determination is made of the credit to which each county is entitled; requiring the State Highway Commission to apportion federal funds designated for construction of secondary and feeder roads to the various counties for such purposes; prescribing duties of the State Highway Commission in the making of plans and surveys of cost; authorizing the County Commissioners to pay out of their accounts in the State Treasury pro rata cost of construction of secondary and feeder roads; providing that this Act shall become effective on July 1, 1945; and declaring an emergency.

1st Reading .....	152
2nd Reading .....	164

SENATE BILL NO. 54—By Ritzhaupt—An Act relating to venereal diseases, defining the same, authorizing the State Commissioners of Health to make and amend rules and regulations for the prevention and cure of same; defining power and duties of physicians in discovery, diagnosis, treatment and transfer of patients; authorizing quarantine, providing that cities and counties may make available means to determine existence, treatment and cure of this contagious and infectious disease; requiring persons diagnosed as having venereal disease to take treatment and be quarantined; providing for keeping of records and making such information inaccessible except when the public good requires same to be disclosed; providing this Act shall be cumulative except when same conflicts with existing laws; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	152
2nd Reading .....	164
Committee Report .....	265
Considered, advanced, 3rd Reading and referred for engrossment .....	340-341
Engrossed and to House .....	346
Referred for enrollment .....	2060
Enrolled and 4th Reading .....	2079
To Governor .....	2113

SENATE BILL NO. 55—By Ritzhaupt—An Act providing for the granting of degrees in nursing to persons with at least two years of scholastic credit from State Colleges or Universities upon completion of certain nurses training courses; designating such degrees; authorizing and requiring the Board of Regents for Higher Education to promulgate rules and regulations conforming to the provisions of this Act; making the provisions thereof severable; repealing all Acts and parts of Acts inconsistent herewith; and declaring an emergency.

1st Reading .....	153
2nd Reading .....	164
Committee Report .....	172
Withdrawn from Calendar and re-referred to Committee .....	214

SENATE BILL NO. 56—By Duffy of the Senate, and Focht of the House—An Act amending Section 37, Title 11,

Oklahoma Statutes, 1941, relating to the procedure at a Primary or General Election of this State when a candidate is unopposed; and declaring an emergency.

1st Reading .....	153
2nd Reading .....	164
Committee Report .....	192
Considered, advanced, 3rd Reading and referred for engrossment .....	221-222
Engrossed and to House .....	230
Referred for enrollment .....	834
Enrolled and 4th Reading .....	834
To Governor .....	849
Governor's Message .....	895

SENATE BILL NO. 57—By Duffy, Rinehart and Pruett of the Senate, Montgomery and Evans of the House—An Act validating defective instruments of writing that have been, or may hereafter be, on record for ten (10) years in the office of the County Clerks of the several counties of the State of Oklahoma; and declaring an emergency.

1st Reading .....	153
2nd Reading .....	164
Committee Report .....	172
Considered, advanced, 3rd Reading and referred for engrossment .....	214-215
Engrossed and to House .....	230

SENATE BILL NO. 58—By Finney—An Act relating to the payment under protest of fees or taxes alleged or claimed to be in whole or in part unconstitutional or otherwise invalid; authorizing suits in state courts to recover such fees or taxes; providing that provisions of Act shall not apply to ad valorem taxes, taxes on intangible personal property, or to taxes collected by the Oklahoma Tax Commission; and declaring an emergency.

1st Reading .....	157
2nd Reading .....	164
Committee Report .....	172-173
Considered, advanced, 3rd Reading and referred for engrossment .....	186-187
Engrossed and to House .....	191
House Amendments read and consideration deferred .....	540-541
House Amendments concurred in, bill passed as amended and referred for enrollment .....	560-561
Enrolled and 4th Reading .....	569
To Governor .....	598
Governor's Message .....	631-632

SENATE BILL NO. 59—By Porter—An Act amending Title 47, Oklahoma Statutes 1941, Section 169, relating to regulations of motor carriers; providing that corporation commission may relieve any motor carrier of bond requirements upon proof of financial ability to pay compensation for which such carrier may be legally liable; and declaring an emergency.

1st Reading .....	158
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2nd Reading .....	164
Committee Report .....	328
Considered and indefinitely postponed .....	390

SENATE BILL NO. 60—By Ritzhaupt—An Act authorizing the State Board of Education to prescribe rules and regulations for the employment by City Schools, schools in independent school districts and rural schools of teachers, holding certificates, for overtime work during the present war emergency; making appropriation therefor; limiting said employment to the teaching of mathematical science, industrial art and commerce in grade schools and high schools; describing the hour for a week's work of a teacher; and declaring an emergency.

1st Reading .....	158
2nd Reading .....	165

SENATE BILL NO. 61—By Logan—An Act relating to court funds; providing that a governing board composed of the District Judge, the County Judge and the Court Clerk, upon finding that a surplus exists in the court fund over and above current operating expenses of the courts, may use the same to purchase United States government bonds; providing for the custody of such bonds; providing for redemption of such bonds and disposition of the proceeds thereof; and declaring an emergency.

1st Reading .....	158
2nd Reading .....	165
Committee Report .....	432
Considered, advanced, 3rd Reading and referred for engrossment .....	518-520
Engrossed and to House .....	529
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 62—By Committee on Appropriations—An Act relating to expenses necessary and incident to elections; making appropriations for the purpose of paying expenses necessary and incident to elections, the duties of the State Election Board and the Secretary thereof; prescribing purposes for which appropriations may be expended and manner of disbursing same; making appropriation non-fiscal; providing that surplus in any appropriations may be transferred to any other item with the approval of the Governor; and declaring an emergency.

1st Reading .....	161
2nd Reading .....	180
Committee Report .....	193
Considered, advanced, 3rd Reading and referred for engrossment .....	222-223
Engrossed and to House .....	230
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 63—By Nichols—An Act creating a cause of action on behalf of a landowner whose land is injured

by any landowner on the same watershed, by reason of negligence in permitting improper soil practices; providing that noncompliance in soil conservation programs shall be prima facie evidence of negligence; providing for appeals from judgments rendered hereunder; providing that a tenant shall be deemed to be the agent of his landlord and providing that both shall be made parties to the suit; and declaring an emergency.

1st Reading .....	161
2nd Reading .....	180
Committee Report .....	265
Considered, referred to Special Committee, retaining place on Calendar .....	353-354
Special Committee Report adopted .....	395-396
Considered, advanced, 3rd Reading and referred for engrossment .....	563-565
Engrossed and to House .....	572
House Amendment read .....	1993-1994
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2061-2062
Enrolled and 4th Reading .....	2079
To Governor .....	2112

SENATE BILL NO. 64—By Nichols, Finney, Braden, Counts—An Act creating state forests and prescribing the manner and terms of the acquisition and holding therein of potential forest lands; the development thereof through forestation, reforestation, protection of watersheds, and prevention of erosion; authorizing and directing cooperation with the departments, officers, and agencies of the Government of the United States in accomplishing the purposes of the Act; establishing a state forestry fund in the office of the State Treasurer and defining the duties and powers of the State Planning and Resources Board and the division of forests and parks in relation to such state forests.

1st Reading .....	161
2nd Reading .....	180
Committee Report .....	266
Considered .....	354
Referred to Special Committee .....	373
Special Committee Report .....	725
Considered, advanced, 3rd Reading and referred for engrossment .....	934-935
Engrossed and to House .....	938
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2029-2030
Enrolled and 4th Reading .....	2079
To Governor .....	2112

SENATE BILL NO. 65—By Carrier of the Senate and Camp and Garber of the House—An Act authorizing the County Attorney, the County Judge, and the District Judge, or Judges, of any County in this State to direct the Court Clerk to transfer the money in the Court Fund to the building fund or repair fund of the Court House, and jail fund of



Counties under certain circumstances and fixing the time limit for transfers hereunder, and providing for the termination of this Act; and declaring an emergency.

1st Reading .....	161
2nd Reading .....	180
Committee Report .....	232
Considered, advanced, 3rd Reading and referred for engrossment .....	279-280; 418-422
Engrossed and to House .....	427
Referred for enrollment .....	643
Enrolled and 4th Reading .....	671-672
To Governor .....	684
Governor's Message .....	760

SENATE BILL NO. 66—By Nevins—An Act amending 19 O. S. 1941, § 326, to provide regular monthly sessions of the Board of County Commissioners in each county to begin on the first Monday thereof, consistent with other statutes; authorizing transaction of any lawful business, including the allowance of claims, within such regular session; authorizing such Board to recess or adjourn its meetings from time to time or from day to day or on call within the regular session; terminating each regular session on the last business day of the month, if not sooner adjourned; providing for special meetings; and declaring an emergency.

1st Reading .....	162
2nd Reading .....	180
Committee Report .....	232
Considered, advanced, 3rd Reading and referred for engrossment .....	280-281
Engrossed and to House .....	292
Referred for enrollment .....	1329
Enrolled and 4th Reading .....	1353
To Governor .....	1391
Governor's Message .....	1526

SENATE BILL NO. 67—By Nevins—An Act amending 26 O. S. 1941, 556a, providing for the compensation of the election officers acting in and for all election precincts of the several counties in the State of Oklahoma; and declaring an emergency.

1st Reading .....	162
2nd Reading .....	180
Committee Report .....	759
Considered, advanced, 3rd Reading and referred for engrossment .....	1532-1533
Engrossed and to House .....	1551

SENATE BILL NO. 68—By Anderson and Dacus—An Act amending 20 O. S. 1941, § 317 and § 318, to be consistent with H. B. 259, S. L. 1943, and providing that transcript fees shall be paid to the county court stenographer transcribing them; and declaring an emergency.

1st Reading .....	162
2nd Reading .....	180
Committee Report .....	232-233

Considered, advanced, 3rd Reading and referred for engrossment .....	295-297
Engrossed and to House .....	326
SENATE BILL NO. 69—By Anderson, Collier—An Act amending 58 O. S. 1941, § 311, providing \$500.00 value of household and kitchen furniture to surviving spouse in probate procedure; and declaring an emergency.	
1st Reading .....	162
2nd Reading .....	180
Committee Report .....	233
Considered, advanced, 3rd Reading and referred for engrossment .....	297-298
Engrossed and to House .....	326
SENATE BILL NO. 70—By Finney—An Act consolidating the Institute for Colored Deaf, Blind and Orphans, The State Hospital for Negro Insane, and the State Training School for Negro Girls; providing for control to be under jurisdiction of State Board of Public Affairs and prescribing duties of said board; prescribing statutory functions and procedure; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.	
1st Reading .....	162
2nd Reading .....	181
Committee Report .....	1153
Considered, advanced, 3rd Reading and referred for engrossment .....	1341-1343
Engrossed and to House .....	1359-1360
Referred for enrollment .....	2099
Enrolled and 4th Reading .....	2106
To Governor .....	2120
SENATE BILL NO. 71—By Finney—An Act authorizing the State Board of Public Affairs to lease state lands not being used; prescribing the conditions and terms on which the same may be leased; and declaring an emergency.	
1st Reading .....	162
2nd Reading .....	181
Committee Report .....	193
Considered and referred to Committee with instructions 224; 256 Committee Report .....	594
Considered, advanced, 3rd Reading and referred for engrossment .....	621-622
Engrossed and to House .....	637
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1932
To Governor .....	2014
SENATE BILL NO. 72—By Duffy—An Act relating to attorneys at law from other states; providing for reciprocity; and declaring an emergency.	
1st Reading .....	173
2nd Reading .....	196
Committee Report .....	257
Considered, advanced, 3rd Reading and referred for engrossment .....	284-285



Engrossed and to House .....	292
House Amendment concurred in, bill passed as amended and referred for enrollment 1997-1998; 1999-2001	
Enrolled and 4th Reading .....	2079
To Governor .....	2108

SENATE BILL NO. 73—By Ginder and Carrier—An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed sold for the purpose of feed for livestock or poultry; and declaring an emergency.

1st Reading .....	173
2nd Reading .....	196
Committee Report .....	266

SENATE BILL NO. 74—By Ginder and Carrier—An Act relating to motor license agents; amending 47 O. S. 1941, § 22.22, making the sheriff the motor license agent in each county, prescribing his duties; authorizing him as such agent to also issue driver and chauffeur licenses and collect the fees and perform the duties required by 47 O. S. 1941 § 312; authorizing payment of expenses incurred in carrying out the provisions of this Act, making disposition of agent's fee collected, prescribing other details; and declaring an emergency.

1st Reading .....	173
2nd Reading .....	196

SENATE BILL NO. 75—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 42 to provide that judgments rendered in the nature of awards by the State Industrial Commission shall bear six (6%) per centum interest per annum from date of rendition to satisfaction thereof; and declaring an emergency.

1st Reading .....	173
2nd Reading .....	196
Committee Report .....	266
Considered, advanced, 3rd Reading and referred for engrossment .....	339; 355-357
Engrossed and to House .....	366
Referred for enrollment .....	2085
Enrolled and 4th Reading .....	2106
To Governor .....	2120

SENATE BILL NO. 76—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 43, relating to claims for compensation, to provide that claims filed with the State Industrial Commission and not presented to the Commission within five (5) years from date of filing shall be barred; and declaring an emergency.

1st Reading .....	173
2nd Reading .....	196
Committee Report .....	267
Considered, advanced, 3rd Reading and referred for engrossment .....	337-339
Engrossed and to House .....	346

House Amendments concurred in, bill passed as amended and referred for enrollment .....	2026-2028
Enrolled and 4th Reading .....	2065
To Governor .....	2093

SENATE BILL NO. 77—By Worthington of the Senate, and Shumate of the House—An Act relating to school funds; providing that any unneeded surplus existing in the building fund of any school district created by tax levy, authorized by Section 10, Article 10 of the Oklahoma Constitution, may be transferred to the General Fund under certain terms and conditions; providing that the governing board of any school district shall file a petition in the District Court of the county requesting such court to approve such transfer of funds; requiring the district court upon a hearing upon the petition to pass upon the question of fact and the constitutional question as to whether such funds may validly be transferred; providing that the county attorney shall represent the interest of the taxpayer in such proceeding; and declaring an emergency.

1st Reading .....	173-174
2nd Reading .....	196
Committee Report .....	233
Withdrawn from Calendar and re-referred to Committee .....	294
Committee Report .....	375
Considered, advanced, 3rd Reading and referred for engrossment .....	422-424
Engrossed and to House .....	427
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2056-2059
Enrolled and 4th Reading .....	2067
To Governor .....	2108

SENATE BILL NO. 78—By Nichols—An Act relating to soil conservation, the state soil conservation committee, and supervisors of soil conservation districts; amending 2 O. S. 1941, Section 804, to provide for the appointment upon the state soil conservation committee three (3) members who shall be farmers as the term is defined herein, prescribing their qualifications and method of appointment; providing for the employment of an executive director by the state soil conservation committee and prescribing for committee reorganization, terms of office, per diem and traveling expenses for certain members of the committee; amending 2 O. S. 1941, Section 806, to prescribe the manner of election of three (3) members of the board of supervisors in soil conservation districts, prescribing the manner of such election and providing that where a soil conservation district lies within more than one county that the supervisors shall be elected in the manner prescribed; amending 2 O. S. 1941, Section 807, to provide for election of officers of the board of supervisors; providing for per diem and traveling expenses; amending 2 O. S. 1941, Section 808, subsection B (9), to provide for contracts or negotiations with federal agencies and cooperation therewith in soil conservation matters; amending 2 O. S. 1941, Section 809, to provide for the promulgation of the land-use ordinances and providing for advertisement or posting thereof; providing



the method of appeals from the enactment or enforcement of land-use ordinances and prescribing the procedure thereof; repealing 2 O. S. 1941, Section 812, providing that any person within a soil conservation district may complain of bad soil practices on the part of other persons therein and prescribing procedure for hearings, findings of the board of supervisors, and appeals, therefrom; providing for enforcement of orders of the board and providing that such board may go upon land and perform work or other operations to conform to the findings of the board of supervisors and providing procedure incident thereto; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency.

1st Reading .....	174-175
2nd Reading .....	196
Committee Report .....	267
Withdrawn from Calendar and re-referred to Committee .....	294
To retain place on Calendar .....	295
Considered .....	339-340
Made Special Order .....	373
Special Order deferred .....	425
Considered, advanced, 3rd Reading and referred for engrossment .....	441; 622-625
Engrossed and to House .....	647
House Amendment rejected, conference requested and Senate Conferees appointed .....	1280-1288
House grants conference, naming Conferees .....	1325-1326
Conference Committee Report adopted, bill passed as amended and to House .....	1515-1517
Referred for enrollment .....	1695
Enrolled and 4th Reading .....	1712-1713
To Governor .....	1792

SENATE BILL NO. 79—By Counts and White—An Act relating to workmen's compensation; amending 85 O. S. 1941 § 3, subdivisions (10) and (11), defining "factory" and "workshop"; and declaring an emergency.

1st Reading .....	175
2nd Reading .....	196
Committee Report .....	268
Considered, advanced, 3rd Reading and referred for engrossment .....	335-337
Engrossed and to House .....	344
Referred for enrollment .....	2085
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 80—By Ginder and Collier—An Act relating to the nomination and election of district court judges for district court judicial district number four (4) of the State of Oklahoma; providing the provisions of Act shall not affect or disturb the tenure of office of the present judges of said district; and declaring an emergency.

1st Reading .....	175
2nd Reading .....	196
Committee Report .....	258

Considered, advanced, 3rd Reading and referred for engrossment .....	282-283
Engrossed and to House .....	292
Referred for enrollment .....	643
Enrolled and 4th Reading .....	671
To Governor .....	684
Governor's Message .....	761

SENATE BILL NO. 81—By Burns—An Act relating to delinquent personal taxes and the collection thereof in each county having a population in excess of 200,000, according to the last preceding federal census; providing for the issuance and collection of alias tax warrants; prescribing duties of the County Treasurer, County Attorney and other officials of such counties; providing for a special delinquent personal tax collector in any such county, and fixing and defining his qualifications, compensation, powers and duties; authorizing court actions for delinquent taxes, and providing for the collection of judgments recovered pursuant thereto; providing for payment of delinquent personal taxes without payment of penalties, interest and cost, within ninety days after effective date of Act; making provisions of Act severable; and declaring an emergency.

1st Reading .....	175
2nd Reading .....	196
Committee Report .....	847
Considered, advanced, 3rd Reading and referred for engrossment .....	1031-1032
Engrossed and to House .....	1051

SENATE BILL NO. 82—By Burns—An Act relating to the jurisdiction of justice of the peace in civil matters; and amending 39 O. S. 1941 § 82.

1st Reading .....	175
2nd Reading .....	196
Committee Report .....	233-234
Considered, advanced and 3rd Reading .....	300

SENATE BILL NO. 83—By Burns—An Act relating to detectives and detective agencies operating within the State of Oklahoma, defining their duties and liabilities, requiring that they be licensed, and requiring the execution of a bond to the State of Oklahoma, providing penalties for violations of this Act and repealing all laws and parts of laws in conflict herewith.

1st Reading .....	175
2nd Reading .....	196
Committee Report .....	234
Withdrawn from Calendar and re-referred to Committee .....	389

SENATE BILL NO. 84—By Burns—An Act relating to service pensions for policemen, fixing the amount, eligibility, payment to a widow, child and children and return of contribution; amending 11 O. S. 1941 § 451k; and declaring an emergency.

1st Reading .....	176
2nd Reading .....	197



Committee Report .....	234
Considered, advanced, 3rd Reading and referred for engrossment .....	301-302
Engrossed and to House .....	326

SENATE BILL NO. 85—By Ritzhaupt—An Act amending 70 O. S. 1941, Section 402, making it the duty of the heads of the schools of this State and the teachers thereof to keep a complete record of the attendance of all school children, and to report the names of such children failing to attend school; making such records available to persons charged with the enforcement of attendance in such schools; authorizing cities of incorporated towns and independent school districts to appoint and provide salaries for visiting teachers or attendance officers; fixing the duties and compensation for such visiting teachers or officers; providing for the appointment by the county superintendent with approval of the board of county commissioners of a county visiting teacher or attendance officer; prescribing his duties and fixing compensation therefor; authorizing such visiting teachers or attendance officers of the City Schools and county attendance officer to make and file complaints against parents, guardians or custodians of children of school age before the county court of the county in which violations of the compulsory attendance law has been committed; and declaring an emergency.

1st Reading .....	176
2nd Reading .....	197
Committee Report .....	246
Withdrawn from Calendar and re-referred to Committee .....	294
Committee Report .....	476
Considered, and re-referred to Committee, retaining place on Calendar .....	764-770; 906; 907-908
Committee Report .....	1193
Considered, advanced, 3rd Reading and referred for engrossment .....	1208-1209
Engrossed and to House .....	1244

SENATE BILL NO. 86—By Irby, Gary, Cobb of the Senate, and Batson, Biles, Wright, Parrish and Underwood of the House—An Act creating a five (5) member board to be designated as "Lake Texoma Board"; providing for appointment of members by the Governor from certain counties; providing for terms of such members; defining their powers and duties concerning matters affecting Lake Texoma and surrounding area in which the State of Oklahoma has an interest; providing that all State Boards, Commissions and agencies shall be subject to the approval of such board in promulgating rules and regulations applicable to Lake Texoma; providing for the recommendation of said board concerning the stocking of Lake Texoma with Game Fish; authorizing said board to cooperate with the Federal Government on matters concerning Lake Texoma; prescribing other powers of said board; providing for meetings of said board; providing that none of the members thereof shall receive compensation, traveling expenses and declaring an emergency.

1st Reading .....	176-177
2nd Reading .....	197

Committee Report .....	399
Referred to Special Committee for re-drafting .....	466
Special Committee Report .....	593
Considered, advanced, 3rd Reading and referred for engrossment .....	627-628
Engrossed and to House .....	647
House Amendments read and rejected .....	2086; 2088-2090

SENATE BILL NO. 87—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending 12 O. S. 1941 Section 74 authorizing and providing for rules governing pre-trial conference in the trial courts of record in the State of Oklahoma, and declaring an emergency.

1st Reading .....	177
2nd Reading .....	197
Committee Report .....	234
Considered and indefinitely postponed .....	302
Motion Lodged .....	333

SENATE BILL NO. 88—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending Section 104 of Title 20 of the Oklahoma Statutes 1941 relating to courts, by adding a provision with respect to judicial conferences and a provision making the section applicable to judges of all courts of record, and declaring an emergency.

1st Reading .....	177
2nd Reading .....	197
Committee Report .....	235
Considered and indefinitely postponed .....	302

SENATE BILL NO. 89—By Pruett and Burns of the Senate, and Evans and Sherman of the House—An Act amending Section 972 of Title 12 of the Oklahoma Statutes 1941 reducing the time for appeals to the Supreme Court, but providing for applications for extensions of time for appeals, and declaring an emergency.

1st Reading .....	177
2nd Reading .....	197
Committee Report .....	235
Considered, advanced, 3rd Reading and referred for engrossment .....	302-303
Engrossed and to House .....	326

SENATE BILL NO. 90—By Burns and Pruett of the Senate, and Evans and Sherman of the House—An Act amending Section 297, Title 12 of Oklahoma Statute of 1941, relating to civil procedure by adding a provision that certain objections to pleadings shall be contained in one motion, or deemed waived.

1st Reading .....	177
2nd Reading .....	197
Committee Report .....	235



Considered, advanced, 3rd Reading and referred for engrossment .....	303-304
Engrossed and to House .....	326

SENATE BILL NO. 91—By Rinehart, Porter, Mahan, Collier and Burns of the Senate, and Barnhart, Dillon, Van Dyck, Ward, Rowe of the House—An Act to prevent unfairness, imposition or fraud in the sale of stocks, bonds or other securities, sold or offered for sale in the State of Oklahoma and to regulate and supervise the sale thereof; providing for the inspection, examination and regulation of the business of any person, association, partnership or corporation engaged or intending to engage either as issuer, principal, broker, agent or salesman in the sale of any security in Oklahoma, and prescribing penalties for the violation thereof. Creating a department of securities and vesting in the bank commissioner the executive and administrative powers and duties of such department; providing for a director and other employees and fixing their salaries, and prescribing the powers and duties of such officers and employees. Defining "securities" and certain other terms used in this Act. Requiring the registration of securities with certain exceptions and the registration and licensing of brokers and salesmen; providing for the examination and inspection of securities offered for registration or sale and for the examination and inspection of the books, records and accounts of issuers, brokers and salesmen and prescribing fees therefor; fixing fees for registration of securities and registration of brokers and salesmen; providing for the establishment of rules and regulations to carry into effect the provisions of this Act; providing for service of notice, process, or pleading in any suit, proceeding or action growing out of the enforcement or violation of any provision of this Act; providing that in certain cases sales made in violation of any provision of this Act shall be voidable at the election of the purchaser; providing for injunctive relief in certain cases and fixing venue; providing punishment for violations of provisions of this Act and repealing Sections (1) to (55), inclusive, Chapters 1, 2, 3, 4, 5 and 6 of Title 71, O. S. 1941, and declaring an emergency.

1st Reading .....	177-178
2nd Reading .....	197
Committee Report .....	710
Re-referred to Committee, retaining place on Calendar .....	763
Committee Report .....	1025
Considered, advanced, 3rd Reading and referred for engrossment .....	1412-1414
Engrossed and to House .....	1426-1427
Referred for enrollment .....	2085
Enrolled and 4th Reading .....	2106
To Governor .....	2120

SENATE BILL NO. 92—By Anderson, Rinehart, and Ginder—An Act relating to the annual scholastic census in school districts; amending 70 O. S. 1941 § 307, to provide

remuneration at ten cents per name to enumerators in all districts; and declaring an emergency.

1st Reading .....	193
2nd Reading .....	211
Committee Report .....	247
Considered, advanced, 3rd Reading and referred for engrossment .....	334-335
Engrossed and to House .....	346
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1997-1998; 2001-2002
Enrolled and 4th Reading .....	2081
To Governor .....	2111

SENATE BILL NO. 93—By Wheeler, Dacus, Nevins, Gary, Irby, Anderson, and Ritzhaupt—An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this Act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this Act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency.

1st Reading .....	193
2nd Reading .....	211
Committee Report .....	304
Special Orders .....	974; 1017
Considered, advanced and further consideration deferred .....	1039-1041; 1046-1048
Withdrawn from Calendar and re-referred to Committee .....	1309

SENATE BILL NO. 94—By Ritzhaupt, Rinehart, Nichols, Thornton, Carrier, and Duffy—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Langston University; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing board of regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purposes; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements



to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation, and declaring an emergency.

1st Reading .....	194
2nd Reading .....	211
Committee Report .....	607-608
Considered, advanced, 3rd Reading and referred for engrossment .....	782-783
Engrossed and to House .....	794
Referred for enrollment .....	1846
Enrolled and 4th Reading .....	2051-2052
To Governor .....	2081

SENATE BILL NO. 95—By Norton, Goodpaster, Rinehart, Paul, Nichols, Jones, and Mahan—An Act defining the term "reserve for delinquency" appearing in 68 O. S. 1941, § 297, and providing that such computed sum shall not be considered a debt or liability until delinquency in payment of taxes; providing that upon final payment of taxes, if delinquency has not occurred, one-half the sum theretofore added as a delinquency reserve shall be abated and stricken and such amount credited upon the tax rolls together with the amount paid; providing that this Act shall not be applicable to taxes levied for 1944-45 or prior years; and declaring an emergency.

1st Reading .....	194-195
2nd Reading .....	211
Committee Report and re-referred to Committee .....	498

SENATE BILL NO. 96—By Norton, Goodpaster, Rinehart, Nichols, Jones, and Mahan—An Act relating to ad valorem taxes; amending 68 O. S. 1941, § 351, to provide that installments of taxes shall bear a penalty from the date of delinquency at the rate of one-half per centum per month or six per centum per annum until paid; and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212

SENATE BILL NO. 97—By Logan and Nichols—An Act relating to the compensation, mileage and expense of secretaries and members of election boards, amending Title 26, O. S. 1941, Section 24A, and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212
Committee Report .....	343
Considered, advanced, 3rd Reading and referred for engrossment .....	380-381
Engrossed and to House .....	396-397
House Amendments concurred in, bill passed as amended and referred for enrollment .....	2086-2088
Enrolled and 4th Reading .....	2103
To Governor .....	2124

SENATE BILL NO. 98—By Logan and Nichols—An Act relating to compensation of County and Precinct Registrars,

amending Title 26 O. S. 1941, Section 73, and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212
Committee Report .....	343-344
Considered, advanced, 3rd Reading and referred for engrossment .....	385-386
Engrossed and to House .....	396-397
Referred for enrollment .....	966
Enrolled and 4th Reading .....	1000
To Governor .....	1020
Governor's Message .....	1103-1104

SENATE BILL NO. 99—By Senate Committee on Privileges and Elections—An Act relating to elections, amending 26 O. S. 1941, § 163 as amended by Section 3, Chapter 5a, Title 26, Oklahoma Session Laws 1943, approved by the people July 11, 1944, changing the dates of the filing and withdrawal periods for candidates for state and county offices, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212
Committee Report .....	342-343
Considered, advanced, 3rd Reading and referred for engrossment .....	384-385
Engrossed and to House .....	396-397
House Amendments concurred in, bill passed as amended and referred for enrollment .....	968-970
Enrolled and 4th Reading .....	1000
To Governor .....	1020
Governor's Message .....	1103-1104

SENATE BILL NO. 100—By Senate Committee on Privileges and Elections—An Act relating to registration for voting purposes, amending 26 O. S. 1941, § 78, and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212
Committee Report .....	343
Withdrawn from Calendar and re-referred to Committee .....	380

SENATE BILL NO. 101—By Senate Committee on Privileges and Elections—An Act repealing 11, O. S. 1941, Sections 42 to 45 inclusive, relating to run-off primaries in cities or towns of not less than 5,000 population not operating under a charter form of government, and declaring an emergency.

1st Reading .....	195
2nd Reading .....	212
Committee Report .....	311
Considered, advanced, 3rd Reading and referred for engrossment .....	383-384
Engrossed and to House .....	396-397
Referred for enrollment .....	714
Enrolled and 4th Reading .....	734-735



To Governor .....	748
Governor's Message .....	761-762

SENATE BILL NO. 102—By Cobb—An Act relating to game; providing that hunting shall be permitted within the Lake Murray area subject to the general game laws relating to the taking and killing of game; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

1st Reading .....	201
2nd Reading .....	212
Committee Report .....	416
Considered, advanced, 3rd Reading and referred for engrossment .....	464-466
Engrossed and to House .....	475

SENATE BILL NO. 103—By Norton—An Act relating to notaries public; prescribing qualifications, repealing all acts in conflict herewith and declaring an emergency.

1st Reading .....	201
2nd Reading .....	212

SENATE BILL NO. 104—By Anderson and Collier—An Act amending 14 O. S. 1941 § 9; creating nominating districts in the second senatorial district of the State of Oklahoma; providing the time for nominating senators therein; providing that the candidates so nominated shall be voted for in the entire district at the General Election; and declaring an emergency.

1st Reading .....	210
2nd Reading and to Calendar .....	236
Considered, advanced, 3rd Reading and referred for engrossment .....	283-284
Engrossed and to House .....	292
Referred for enrollment .....	600
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	706-707

SENATE BILL NO. 105—By Anglin—An Act relating to and providing for the waiver and cancellation of penalties, interests, costs and fees upon certain delinquent ad valorem taxes on real property in this State; authorizing specified credits on such taxes; providing that in order to secure benefits of act the balance due on the principal amount of said taxes must be paid on or before September 30, 1945; making provisions of act severable; repealing Chapter 11A, Title 68, page 172, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading .....	211
2nd Reading .....	236
Committee Report .....	649
Considered, advanced, 3rd Reading and referred for engrossment .....	735-737
Engrossed and to House .....	743

House Amendments rejected, conference requested	
and Senate Conferees appointed	970-971
House grants conference, naming Conferees	997
Conference Committee Report adopted, bill passed	
as amended and to House	1041-1046
Referred for enrollment	1062
Enrolled and 4th Reading	1076
To Governor	1083
Governor's Message	1130-1131

SENATE BILL NO. 106—By Cobb and Gary of the Senate, and Barr of the House—An Act relating to consumers or sales tax; amending 68 O. S. 1941 § 1251d, subd. (2) to provide an exemption upon the proceeds of sales of seed sold for planting or feeding and upon the proceeds of sales of feed for livestock and poultry; and declaring an emergency.

1st Reading	211
2nd Reading	236
Committee Report	268
Considered, advanced, 3rd Reading and referred for engrossment	332-333
Engrossed and to House	344

SENATE BILL NO. 107—By Speck—An Act amending 64 O. S. 1941 § 215 authorizing and directing the Commissioners of the Land Office to accept delinquent payments due on mortgages, certificates of purchase, and preference right leases without charging interest on interest payments or rentals that have become delinquent on such mortgages, certificates of purchase, or preference right leases; providing that the provisions of said act shall apply even though a final judgment has been or may hereafter be rendered by a court of competent jurisdiction against the mortgagor, certificate of purchase holder, or preference right lessee for interest on said delinquent interest or for interest on said delinquent rentals; relating to the release of such a judgment; and declaring an emergency.

1st Reading	226
2nd Reading	236
Committee Report	374
Considered, advanced, 3rd Reading and referred for engrossment	460-461; 656-658
Engrossed and to House	671-672

SENATE BILL NO. 108—By Speck, Rinehart and Paul—An Act relating to the release of record of oil and gas leases; requiring release thereof by lessee or assigns under certain conditions to be filed of record; providing for the execution and filing by land owner of affidavit concerning the expiration and release of said leases; providing penalty for the failure of lessee or assigns to file of record a release thereof; and declaring an emergency.

1st Reading	236
2nd Reading	248



Committee Report .....	366
Considered, advanced, 3rd Reading and referred for engrossment .....	459-460
Engrossed and to House .....	475

SENATE BILL NO. 109—By Committee on Privileges and Elections—An Act relating to elections, amending the soldiers and sailors absentee ballot law, amending Sections 1, 2, 3, 6, 7, 8, and 9, Chapter 10, Title 26, Oklahoma Session Laws 1944, providing for the issuance of said ballots by the secretaries of the county election boards, making Act applicable to run-off primaries, and providing other details, repealing Section 21 of said Act, and declaring an emergency.

1st Reading .....	247
2nd Reading and to Calendar .....	269
Withdrawn from Calendar and re-referred to Committee .....	380
Committee Report .....	593
Considered, advanced, 3rd Reading and referred for engrossment .....	781-782
Engrossed and to House .....	794
Referred for enrollment .....	966
Enrolled and 4th Reading .....	1023
To Governor .....	1056
Governor's Message .....	1103

SENATE BILL NO. 110—By Committee on Privileges and Elections—An Act relating to elections; providing procedure for qualified electors temporarily absent from their voting precinct to register by mail during the registration period prior to any regular or run-off primary, general or special election; amending Title 26, Chapter 4, Section 1, Oklahoma Session Laws, 1944; and declaring an emergency.

1st Reading .....	247
2nd Reading and to Calendar .....	270
Considered, advanced, 3rd Reading and referred for engrossment .....	381-382
Engrossed and to House .....	396-397
Referred for enrollment .....	966
Enrolled and 4th Reading .....	1000
To Governor .....	1020
Governor's Message .....	1103-1104

SENATE BILL NO. 111—By Duffy, Nichols, Ritzhaupt, Burns and Sears of the Senate, and Focht, Dorsett, Bellamy, Washington, Price, Morgan, McCarty, Musgrave, Montgomery, Harshbarger, Madrano, Carey, Hill, Holt, Medlock, Sherman and Gullett of the House—An Act appropriating the sum of thirty-six thousand (\$36,000.00) dollars for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the purpose of carrying into effect the provisions of Chapter 234, Session Laws of Oklahoma, 1921, relating to education of orphans; and declaring an emergency.

1st Reading .....	247
2nd Reading .....	270

SENATE BILL NO. 112—By Sears—An Act relating to Public Health and Safety; defining certain terms as used in this Act; requiring all owners of public buildings as herein defined to provide for doors to open towards the outdoors; providing for the chief of the fire department to inspect public buildings and report violations of this Act; making the violation of the provisions of this Act a misdemeanor and prescribing a penalty therefor; providing that owners of public buildings as herein defined shall have one hundred and twenty days after the effective date of this Act to comply herewith; and declaring an emergency.

1st Reading .....	248
2nd Reading .....	270
Committee Report .....	759
Considered, advanced, 3rd Reading and referred for engrossment .....	1308-1309
Engrossed and to House .....	1322

SENATE BILL NO. 113—By Sears—An Act relating to Public Health and Safety; amending Section 561, Title 70, Oklahoma Statutes 1941, by adding a provision to sub-paragraph (a) thereof, requiring certain doors in school buildings to be equipped with panic bolts or other suitable and comparable automatic safety locking devices; and declaring an emergency.

1st Reading .....	248
2nd Reading .....	270
Committee Report .....	710
Considered, advanced, 3rd Reading and referred for engrossment .....	959-960
Engrossed and to House .....	971

SENATE BILL NO. 114—By Thornton—An Act relating to the State War Council making appropriations for the support and maintenance of said council during the next biennium providing if United States ceases to be at war the Governor may stop expenditures of funds herein appropriated and cause same to revert to the General Revenue Fund, and declaring an emergency.

1st Reading .....	248
2nd Reading .....	270
Committee Report .....	506
Considered and indefinitely postponed .....	667
Vote reconsidered by which indefinitely postponed .....	674
Considered, advanced, 3rd Reading and referred for engrossment .....	1169-1171
Engrossed and to House .....	1199
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2079
To Governor .....	2113

SENATE BILL NO. 115—By Anderson and Collier—An Act relating to salaries of County Officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following sections there-



of, to-wit: Sections 1, 2, 3, and 6 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency.

1st Reading .....	268
2nd Reading .....	294
Committee Report .....	367
Considered, advanced, 3rd Reading and referred for engrossment .....	388-389
Engrossed and to House .....	396-397
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1855-56; 1858-1864
Enrolled and 4th Reading .....	2085
To Governor .....	2111

SENATE BILL NO. 116—By Collier—An Act authorizing trust companies subject to the Laws of Oklahoma to invest funds in obligations insured or guaranteed by the United States or any of its departments or agencies under such regulations or limitations as may be prescribed by the bank commissioner of Oklahoma, and without regard to the amount of such obligations compared to the appraised value of mortgaged property securing the same and without limitation as to the amount of such obligations that may be owned or held by said trust company; providing that such obligations may be deposited with any official of Oklahoma under any law requiring deposits of assets of such trust companies; repealing all laws or parts of laws in conflict herewith and declaring an emergency.

1st Reading .....	269
2nd Reading .....	294
Committee Report .....	379
Considered, advanced, 3rd Reading and referred for engrossment .....	461-462
Engrossed and to House .....	475
Referred for enrollment .....	1329
Enrolled and 4th Reading .....	1359-1360
To Governor .....	1391
Governor's Message .....	1526

SENATE BILL NO. 117—By Collier—An Act relating to banks and trust companies amending 6 O. S. 1941 §108b by changing the provisions of subparagraph (1) thereof relating to the per centum of appraised value of real estate on which loans may be made; the term of said loans and the amortization thereof; adding a subparagraph to said section authorizing longer term loans made under authority of servicemen's readjustment act of 1944, and as may be amended; prescribing a limitation on the term of such loans and removing restrictions and limitations of said section 108b upon such loans; and declaring an emergency.

1st Reading .....	269
2nd Reading .....	294
Committee Report .....	379

Considered, advanced, 3rd Reading and referred for engrossment .....	462-464
Engrossed and to House .....	475
Referred for enrollment .....	1329
Enrolled and 4th Reading .....	1359-1360
To Governor .....	1391
Governor's Message .....	1526-1527

SENATE BILL NO. 118—By Burns—An Act amending Title 11, O. S. 1941 § 752, providing that appeals from municipal courts in counties having courts of common pleas shall be taken to the courts of common pleas of said county; providing that said act shall not affect appeals heretofore taken but authorizing county courts in which said appeals are pending to transfer same to courts of common pleas of said county; and declaring an emergency.

1st Reading .....	269
2nd Reading .....	294
Committee Report and re-referred to Committee .....	413
Committee Report .....	594
Considered, advanced, 3rd Reading and referred for engrossment .....	776-777
Engrossed and to House .....	785
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 119—By Duffy of the Senate and Focht of the House—An Act repealing sub-section (h) of Section 1501, Title 68, Oklahoma Statutes 1941, relating to intangible personal property tax on annuities and annuity contracts; exempting such annuities from all the provisions of said act; and declaring an emergency.

1st Reading .....	288
2nd Reading .....	294
Committee Report .....	399-400
Considered, advanced, 3rd Reading and referred for engrossment .....	464-465
Engrossed and to House .....	475
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2067-2069
Enrolled and 4th Reading .....	2079
To Governor .....	2111

SENATE BILL NO. 120—By Ritzhaupt—An Act relating to State Aid to school districts, requiring State Aid to be apportioned by the State Board of Education through the Director of Finance of said Board, requiring the director of finance to give bond for the faithful performance of his duties, making him liable on his bond for illegal appropriations and disbursements, making appropriations to pay premium on said bond, and declaring an emergency.

1st Reading .....	293
2nd Reading .....	329



SENATE BILL NO. 121—By Ritzhaupt—An Act relating to State Aid funds for school districts, providing for the auditing of the apportionments, distribution and expenditures of said moneys, authorizing the State Examiner and Inspector to appoint additional deputy examiners, fixing their salaries and providing for the payment of same and their expenses, fixing liability of school districts and officers, authorizing suits to be instituted to recover State Aid funds illegally disbursed or expended, and declaring an emergency.

1st Reading .....	293
2nd Reading .....	329

SENATE BILL NO. 122—By Anderson—An Act amending Sections 15.12, 15.25, 15.34, 37, 1507 and 1508, Title 68, Oklahoma Statutes 1941, relating to the listing of property, including intangible personal property, for taxation, and the filing of applications for homestead exemptions; fixing the time within which such property shall be listed; providing that homestead exemption applications shall be filed on or before March 15, of each year; prescribing penalties for failure to list property for taxation within the time and manner required by law; repealing conflicting Acts and parts of Acts; and declaring an emergency.

1st Reading .....	293
2nd Reading .....	329
Committee Report .....	596
Considered, advanced, 3rd Reading and re-referred to Committee .....	732-733
Committee Report .....	795
Considered, advanced, 3rd Reading and referred for engrossment .....	1113-1114
Engrossed and to House .....	1131
Referred for enrollment .....	2085
Enrolled and 4th Reading .....	2106
To Governor .....	2120

SENATE BILL NO. 123—By Anderson and Porter—An Act amending Section 15.17 and Section 15.40 of Title 68, Oklahoma Statutes, 1941, relating to permanent records of County Assessor; adding thereto certain other mandatory duties relating to such records; adding to the duties of the Board of County Commissioners and/or County Excise Board in relation to cooperation with the County Assessor; authorizing mandamus to compel same; and declaring an emergency.

1st Reading .....	293
2nd Reading .....	329
Committee Report .....	595-596
Considered, advanced, 3rd Reading .....	733-734

SENATE BILL NO. 124—By Anderson and Porter—An Act amending Section 15.19, Title 68, Oklahoma Statutes 1941, relating to duties of County Assessor and traveling expenses of assessor and deputies; and declaring an emergency.

1st Reading .....	294
2nd Reading .....	329
Committee Report .....	595
Considered, advanced, 3rd Reading and referred for engrossment .....	731-732
Engrossed and to House .....	734-735
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 125—By Braden—An Act creating a State Industrial Commission consisting of five members to be appointed by the Governor by and with the advice and consent of the Senate, fixing the term and qualifications of the Chairman and members thereof, giving the Governor the power of removal under certain conditions, creating the office of Secretary and other employees, prescribing duties and fixing salaries, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

1st Reading .....	310
2nd Reading .....	330
Committee Report .....	476
Withdrawn from Calendar and re-referred to Committee .....	859
Committee Report .....	1133
Stricken .....	1512

SENATE BILL NO. 126—By Braden—An Act amending Sections 1, 2 and 3, Chapter 1, Title 85, Oklahoma Session Laws 1943, relating to the Workmen's Compensation laws of this State; defining physically impaired persons suffering disability from previous injury; providing for awards of compensation for disability resulting from later injuries and providing for awards therefor under the Workmen's Compensation law; fixing liability in part against the employers or insurance carriers, and in part against the special indemnity fund; re-creating the special indemnity fund and providing funds from which to pay awards against it; placing the supervision and control thereof in the State Industrial Commission and the authority for the collection of funds therefor in the Oklahoma Tax Commission; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

1st Reading .....	310
2nd Reading .....	330
Committee Report .....	1152

SENATE BILL NO. 127—By Logan—An Act relating to court funds; authorizing the County Attorney, the County Judge, and the District or Superior Judge, or Judges, of any County in this State, to direct the Court Clerk to transfer moneys in the court fund to the courthouse elevator fund of counties under certain circumstances; fixing a time limit for transfers hereunder; providing for the termination of the provisions of this Act; and declaring an emergency.

1st Reading .....	310
2nd Reading .....	330



SENATE BILL NO. 128—By Norton, White, Burns, Porter  
—An Act relating to cigarette stamp tax; amending 68 O. S. 1941 § § 586g and 591.6 to provide that the Oklahoma Tax Commission may accept as payment for stamps personal checks upon determination by said commission that said purchaser is financially responsible; and declaring an emergency.

1st Reading .....	329
2nd Reading .....	352
Committee Report .....	649-650
Considered, advanced, 3rd Reading and referred for engrossment .....	783-785
Engrossed and to House .....	794
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1976
To Governor .....	2024

SENATE BILL NO. 129—By Ritzhaupt and Dacus—An  
Act amending 68 O. S. 1941 § 15.43; relating to findings and  
recommendations of the Oklahoma Tax Commission as to the  
adjustment and equalization of the valuation of real and  
personal property of the several counties of the State; making  
said findings prima facie correct and providing for and relat-  
ing to appeals by said commission when said recommendations  
and findings are not followed by the State Board of Equaliza-  
tion to the Supreme Court of Oklahoma; and declaring an  
emergency.

1st Reading .....	329
2nd Reading .....	352

SENATE BILL NO. 130—By Pruett and Burns of the  
Senate and Evans and Sherman of the House—An Act amend-  
ing Title 22, Oklahoma Statutes 1941, Section 1054, relating  
to appeals in criminal cases.

1st Reading .....	341-342
2nd Reading .....	352
Committee Report .....	443
Considered, advanced, 3rd Reading and referred for engrossment .....	659-660
Engrossed and to House .....	671-672

SENATE BILL NO. 131—By Counts and White—An Act  
relating to the State Industrial Commission; amending 85 O.  
S. 1941 § 71, as amended by Title 74, Chapter 10, Section 10,  
Session Laws 1943, to provide for the terms of members of the  
State Industrial Commission; fixing their compensation; pro-  
viding for seven (7) reporters for the commission; providing  
that there shall be appropriated to the commission not less  
than five hundred dollars (\$500.00) annually for extra help;  
and declaring an emergency.

1st Reading .....	342
2nd Reading .....	352
Committee Report and re-referred to Committee .....	727
Committee Report .....	745
Special Order .....	1092
Considered and referred to Special Committee .....	1135-1137

Special Committee Report .....	1200
Considered and advanced .....	1249
3rd Reading and referred for engrossment .....	1251
Engrossed and to House .....	1288-1289
Referred for enrollment .....	2091
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 132—By Duffy of the Senate and Focht and Dorsett of the House—An Act amending Section 25, Chapter 6, Title 19, Oklahoma Session Laws 1943, page 68 (19 Oklahoma Statutes Supplement 1943, Section 180.34); and declaring an emergency.

1st Reading .....	342
2nd Reading and to Calendar .....	352
Considered, advanced, 3rd Reading and referred for engrossment .....	386-388
Engrossed and to House .....	396-397
Referred for enrollment .....	600
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	707

SENATE BILL NO. 133—By Burns, Neill and Rinehart of the Senate and Weaver, Levergood and KlingleSmith of the House—An Act amending Title 70, Section 1921, Oklahoma Statutes, 1941, relating to the granting of academic and professional degrees in the various schools and colleges of the State of Oklahoma; and declaring an emergency.

1st Reading .....	342
2nd Reading .....	353
Committee Report and re-referred to Committee .....	375
Committee Report .....	668
Considered, advanced, 3rd Reading and referred for engrossment .....	697-698
Engrossed and to House .....	713
Referred for enrollment .....	2063
Enrolled and 4th Reading .....	2067
To Governor .....	2111

SENATE BILL NO. 134—By Worthington of the Senate, and Foley and Shumate of the House—An Act relating to compensation to persons who served in any branch of the Military Service in World War II; defining terms; authorizing compensation; fixing the time and manner of payment; providing for compensation board; authorizing rules and regulations; providing for a director of compensation and other employees; prescribing the qualifications and duties; requiring keeping of records; providing for county compensation boards; prescribing their duties and the manner of filing claims and the handling thereof; providing for appeals; prescribing procedure and manner of taking same; requiring the Attorney General and County Attorneys to appear; prohibiting the payment of court costs and attorney fees; authorizing transfer of compensation; providing for exemptions;



providing for manner of payment of compensation; creating veterans compensation fund; providing for disbursement thereof; and declaring an emergency.

1st Reading .....	352
2nd Reading .....	369

SENATE BILL NO. 135—By Cowden and Committee on Veterans' Affairs—An Act making appropriation for the support, operation, maintenance, repairs, building, nonstructural improvements and equipment of the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency.

1st Reading .....	360
2nd Reading .....	370
Committee Report .....	506
Considered and advanced .....	541
Engrossed .....	554
3rd Reading and to House .....	557-558
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1855-1856; 1868
Enrolled and 4th Reading .....	1932
To Governor .....	2038

SENATE BILL NO. 136—By Anglin—An Act authorizing administrators and executors of estates of deceased persons and guardians of minors and incompetents to enter into agreements unitizing any part or all of lands, or mineral interest therein, belonging to said estates with adjacent lands for oil and gas development and operation; and declaring an emergency.

1st Reading .....	369
2nd Reading .....	379
Committee Report .....	512
Considered and advanced .....	541
Engrossed .....	554
3rd Reading and to House .....	558-559
Referred for enrollment .....	1329
Enrolled and 4th Reading .....	1359-1360
To Governor .....	1391
Governor's Message .....	1525

SENATE BILL NO. 137—By Dacus and Anderson—An Act relating to salaries of County Superintendents of Public Instruction, providing for a state-wide uniform basic scale of salaries based upon qualification in all counties, said basic scale to be uniformly increased by an increment depending upon the number of teachers employed in each county, repealing laws in conflict; and declaring an emergency.

1st Reading .....	369
2nd Reading .....	379
Committee Report .....	1195

SENATE BILL NO. 138—By Pruett and Duffy—An Act amending Section 10 of Title 25 of the Oklahoma Statutes of 1941 relating to the definition of notice; and declaring an emergency.

1st Reading .....	369
2nd Reading .....	380
Committee Report .....	443-444
Considered, advanced, 3rd Reading and referred for engrossment .....	520-521
Engrossed and to House .....	534

SENATE BILL NO. 139—By Williams of the Senate and McNally of the House—An Act amending Section 10, Chapter 6, Title 19, Oklahoma Session Laws 1943, relating to salaries of County Officers and deputies, and declaring an emergency.

1st Reading .....	369
2nd Reading .....	380
Committee Reports .....	477; 552
Considered, advanced, 3rd Reading and referred for engrossment .....	628-630
Engrossed and to House .....	647
Referred for enrollment .....	1846
Enrolled and 4th Reading .....	2079
To Governor .....	2111

SENATE BILL NO. 140—By Anderson, Dacus, Speck, Nevins, of the Senate and Ash, Jones, Carmichael and McDonald of the House—An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following section thereof, to-wit: Section 16 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency.

1st Reading .....	376
2nd Reading .....	380
Committee Report .....	477
Considered, advanced, 3rd Reading and referred for engrossment .....	521-522
Engrossed and to House .....	534
Referred for enrollment .....	1846
Enrolled and 4th Reading .....	2051-2052
To Governor .....	2081

SENATE BILL NO. 141—By Anglin and Nichols—An Act amending Section 35, Title 16, Oklahoma Statutes, 1941, relating to acknowledgments, so as to permit acknowledgments in United States possessions and Canada (including Newfoundland) to be taken before the same officers as in the United States proper outside of Oklahoma; validating acknowledgments heretofore taken before notaries public in Canada (including Newfoundland); and declaring an emergency.

1st Reading .....	390
2nd Reading .....	401
Committee Report .....	497-498
Considered and advanced .....	541
Engrossed .....	554
3rd Reading and to House .....	556-557



Referred for enrollment .....	1329
Enrolled and 4th Reading .....	1359-1360
To Governor .....	1391
Governor's Message .....	1525

SENATE BILL NO. 142—By Collier—An Act amending Section 118-o of Title 6 Oklahoma Statutes 1941 by making the same applicable to minors, repealing all acts or parts of acts in conflict therewith; and declaring an emergency.

1st Reading .....	391
2nd Reading .....	401
Withdrawn from Committee and re-referred to Committee .....	447
Committee Report .....	507
Considered, advanced, 3rd Reading and referred for engrossment .....	677-678
Engrossed and to House .....	688
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 143—By Cobb of the Senate and Wright of the House—An Act authorizing the United States to establish and operate federal game refuges, federal fish hatcheries and other conservation activities in Oklahoma provided previous notice of such activities is given the State of Oklahoma and approval given by the Game and Fish Commission of Oklahoma, and declaring an emergency.

1st Reading .....	391
2nd Reading .....	401
Committee Report .....	416
Considered, advanced, 3rd Reading and referred for engrossment .....	467-468
Engrossed and to House .....	475
Referred for enrollment .....	1790
Enrolled and 4th Reading .....	1809
To Governor .....	1844

SENATE BILL NO. 144—By Collier—An Act amending 6 Oklahoma Statutes 1941, Section 118b and providing for provisional credit and the time for revocation thereof for items deposited or credited by any bank; and declaring an emergency.

1st Reading .....	391
2nd Reading .....	401
Committee Report .....	507
Considered, advanced, 3rd Reading and referred for engrossment .....	676-677
Engrossed and to House .....	688
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1855-1858
Enrolled and 4th Reading .....	2076
To Governor .....	2111

SENATE BILL NO. 145—By Anderson—An Act authorizing increase of the salaries of all deputies and/or stenographers and/or assistants of all county offices, where said

maximum salaries now provided by law are One Hundred Twenty-five Dollars (\$125.00) each per month or less; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading .....	391
2nd Reading .....	401
Committee Report .....	477
Considered, advanced, 3rd Reading .....	674-676

SENATE BILL NO. 146—By Logan—An Act relating to County Officers in Comanche County; providing for additional deputies and assistants in the office of the Sheriff and County Attorney; fixing salaries; and declaring an emergency.

1st Reading .....	400
2nd Reading and to Calendar .....	418
Considered, advanced, 3rd Reading and referred for engrossment .....	438-439
Engrossed and to House .....	445
Referred for enrollment .....	600
Enrolled and 4th Reading .....	611
To Governor .....	634
Governor's Message .....	705

SENATE BILL NO. 147—By Nance—An Act repealing Chapter 58, Session Laws of 1933, (Senate Bill No. 367) and Article 6, Chapter 33, Session Laws of 1939, (Senate Bill No. 164), and declaring an emergency.

1st Reading .....	400
2nd Reading .....	418
Committee Report .....	687
Considered, advanced, 3rd Reading and referred for engrossment .....	1111-1113
Engrossed and to House .....	1131

SENATE BILL NO. 148—By Collier—An Act to make uniform the law of transfer of shares of stock in corporations and repealing all acts and parts of acts in conflict herewith.

1st Reading .....	400
2nd Reading .....	418
Withdrawn from Committee and re-referred to Committee .....	418
Committee Report .....	507
Considered, advanced, 3rd Reading and referred for engrossment .....	678-679
Engrossed and to House .....	688
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	2081
To Governor .....	2111

SENATE BILL NO. 149—By Norton and Cowden—An Act creating a revolving fund for the division of soil conservation; creating said division in the Oklahoma Planning and Resources Board and defining its duties; providing for a director thereof; providing that director or his agents or employees shall have right of ingress and egress on all property upon which soil conservation projects are being constructed; providing said division to be free from damages and certain plan-



ning costs in any such project; providing for purchase of equipment; making appropriation therefor to be credited to said revolving fund; and declaring an emergency.

1st Reading .....	400-401
2nd Reading .....	418
Committee Report .....	1292-1293
Considered .....	1398-1400
Stricken .....	1555
Vote reconsidered by which stricken .....	1556-1557
Considered, advanced, 3rd Reading and referred for engrossment .....	1557-1559
Engrossed and to House .....	1585
House Amendment read .....	1997-1998; 2004
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2008-2009
Enrolled and 4th Reading .....	2106
To Governor .....	2120

SENATE BILL NO. 150—By Irby and Burns—An Act creating a State Game and Fish Commission with offices at the State Capitol; prescribing manner of appointment, term of office and qualifications; providing that the State Game and Fish Warden may vote on matters before the Commission in case of a tie; repealing Section 1, Chapter 1, Title 29, Session laws 1943; and declaring effective date of act.

1st Reading .....	401
2nd Reading .....	418

SENATE BILL NO. 151—By Burns—An Act relating to the control of termites; providing for license to engage in said business; providing for invalidation of any license issued; fixing the fees; providing for exceptions; fixing penalty for violation of this Act; requiring the County Attorney to prosecute for violations; providing for appeal; authorizing promulgation of rules and regulations; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

1st Reading .....	401
2nd Reading .....	418
Committee Report .....	702-703
Considered, advanced and 3rd Reading .....	1210-1211

SENATE BILL NO. 152—By Anglin—An Act relating to State aid to school districts, making appropriations to aid in the support and maintenance of public school districts of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947, said moneys to be expended pursuant to the provisions of House Bill No. 361 of the Nineteenth Legislature, and House Bill No. 268 of the Eighteenth Legislature, and as provided in this Act, and declaring an emergency.

1st Reading .....	411
2nd Reading .....	418
Committee Report and re-referred to Committee .....	477
Committee Report .....	1004
Special Order .....	1017
Consideration deferred .....	1048

Considered, advanced, 3rd Reading and referred for engrossment .....	1578-1581
Engrossed and to House .....	1588
Referred for enrollment .....	1928
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 153—By Ritzhaupt, Dacus, Wheeler, Sears, Grennell, Gary, Thornton, Logan, Irby, Porter, White, Neill, Worthington, Jones, Goodpaster, Trussell, Brader, Nichols, Burns, Speck, Brown, Chapman, Counts, Nevins—An Act relating to the promotion of Public Health, authorizing any county to form a cooperative health department with the cities, towns, school districts and boards of education within its borders with the approval of the State Board of Health; authorizing and providing for combining funds appropriated for health purposes to be expended for purposes already provided by law for promotion of Public Health under direction of the State Board of Health; assigning code numbers; and declaring an emergency.

1st Reading .....	417
2nd Reading .....	433
Committee Report .....	453-454
Considered and advanced .....	542
Engrossed, 3rd Reading and to House .....	554; 555-556
House Amendment read .....	1443
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1608-1609
Enrolled and 4th Reading .....	1684
To Governor .....	1733
Governor's Message .....	1916

SENATE BILL NO. 154—By Ritzhaupt—An Act relating to the adjustment and equalization of assessments of property for taxation in Oklahoma; prescribing duties of the Oklahoma Tax Commission, County Assessors, and other officials; providing for completion of the classification of lands for purposes of assessment; creating an advisory assessment committee within each school district of the State to confer and advise with the County Assessor; and providing for appointment and eligibility to the same; prescribing the duties of said advisory assessment committee; and declaring an emergency.

1st Reading .....	417
2nd Reading .....	433

SENATE BILL NO. 155—By Cobb, Gary and Collier—An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 § § 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, apply to any member of the armed forces, military or naval; providing for termination of Act; and declaring an emergency.

1st Reading .....	417
2nd Reading .....	433
Committee Report .....	498-499



Considered, advanced, 3rd Reading and roll call on emergency deferred .....	523-524
Roll call on emergency and referred for engrossment .....	562
Engrossed and to House .....	569

SENATE BILL NO. 156—By Anglin—An Act making appropriations out of the General Revenue Fund of the State for the next biennium for the improvement, construction, repair and maintenance of state highways and bridges, and declaring an emergency.

1st Reading .....	428
2nd Reading .....	433
Committee Report and re-referred to Committee .....	478
Committee Report .....	1054
Considered and advanced .....	1311
Stricken .....	1396

SENATE BILL NO. 157—By Nichols—An Act requiring the State Examiner and Inspector to audit the accounts of the Commissioners of the Land Office and the properties in which they have or have had title or other interest from statehood until June 30, 1945, and of their agencies during said interval; requiring the Attorney General to institute on his own volition civil and criminal actions in all instances where such audit report disclosures indicate dormant actionable debts due the state or criminal violations actionable; authorizing appointment of deputy examiners and other employees; appropriating One Hundred Thousand Dollars as a non-fiscal account for the purpose; assigning code numbers; and declaring an emergency.

1st Reading .....	428
2nd Reading .....	433

SENATE BILL NO. 158—By Thornton—An Act relating to the State Department of Agriculture and the functions and activities thereof; amending Section 2, Chapter 1, Title 2, Oklahoma Sessions Laws 1943 to provide that work and services of divisions of the Department of Agriculture supported in whole or in part by the Department of Agriculture trust fund may be combined; providing that claims against the Department of Agriculture trust fund shall be filed with the State Auditor for audit and approval; requiring the president of the State Board of Agriculture to give an additional surety bond in the sum of \$10,000.00; making the provisions of this Act severable; repealing all laws and parts of laws in conflict therewith; and declaring an emergency.

1st Reading .....	432-433
2nd Reading .....	448
Committee Report .....	507
Considered, advanced, 3rd Reading and referred for engrossment .....	662-663
Engrossed and to House .....	671-672
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1128-1130
Enrolled and 4th Reading .....	1160

To Governor .....	1190
Governor's Message .....	1262-1263

SENATE BILL NO. 159—By Logan—An Act relating to the employment, under specified conditions, of court reporters or stenographers on a per diem basis and to their compensation and expenses; providing for the payment of said compensation and expenses from the court fund of the county; and declaring an emergency.

1st Reading .....	444
2nd Reading .....	449
Committee Report .....	593
Considered, advanced, 3rd Reading and referred for engrossment .....	779-781
Engrossed and to House .....	785

SENATE BILL NO. 160—By Pruett and Counts of the Senate, and Sherman of the House—An Act making provision for estates in joint tenancy and tenancy by entirety heretofore or hereafter created; providing for the existence and creation of such estate; and providing same may be created notwithstanding election to operate under community property statutes and that an adjudication or incompetency shall not terminate such an estate; providing prima facie evidence of death of joint tenant or tenant by entirety who dies leaving property subject to administration; (a) and providing for execution, levy and sale of such estate; making provisions of act severable; and declaring an emergency.

1st Reading .....	444
2nd Reading .....	449
Committee Report .....	512
Considered, advanced, 3rd Reading and referred for engrossment .....	680-681
Engrossed and to House .....	688
Referred for enrollment .....	2084
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 161—By Porter—An Act appropriating Seven Hundred Thirty-seven Dollars and Seventy-seven Cents (\$737.77) to the Northeastern Oklahoma Junior College, Miami, Oklahoma, for payment of certain claims; and declaring an emergency.

1st Reading .....	447
2nd Reading .....	455
Committee Report .....	744
Considered, advanced, 3rd Reading and referred for engrossment .....	1087-1089
Engrossed and to House .....	1101

SENATE BILL NO. 162—By Porter and Wheeler—An Act relating to refunding of dormitory bonds of state schools and colleges of higher education; creating dormitory bonds funding commission; authorizing the refinancing of the self-liquidating indebtedness of the several colleges, schools and universities owned by the State of Oklahoma; providing for the issuance



of refunding revenue bonds and prescribing the terms of issuance and methods of payment thereof; providing for the management, care and utilization of all self-liquidating projects having outstanding indebtedness; prescribing the duties of the several administrative boards, the Oklahoma State Regents for Higher Education, the several schools, colleges and universities the State Examiner and Inspector and the State Board of Public Affairs with respect thereto; authorizing the investment of the capital and surplus of banks, trust and insurance companies in said bonds; making the said bonds non-taxable for any purpose; and declaring an emergency.

1st Reading .....	447-448
2nd Reading .....	456
Committee Report .....	596
Considered, advanced, 3rd Reading and referred for engrossment .....	778-779
Engrossed and to House .....	794
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1997-1998; 2002-2004
Enrolled and 4th Reading .....	2079
To Governor .....	2111

SENATE BILL NO. 163—By Pruett, Gary, Dacus, Nevins and Worthington of the Senate and Morris of the House—An Act enlarging the powers and duties of the State Department of Education of the State of Oklahoma, so as to provide a division for the prevention of crime by education; providing for the appointment of the personnel of said division; providing for their salaries, and defining their duties; providing that clerks of the courts of the various districts, counties, and cities of the state make monthly reports to this division, containing the history of the career of crime of all defendants convicted for crime in such courts, the educational attainments of such convicts and their social surroundings; providing and directing that the heads of the various public schools of the State of Oklahoma cooperate with this division in the work of the prevention of crime by assisting in creating crime prevention clinics in each public school under the supervision of this division; fixing a fee of fifty (50) cents to be taxed as costs in each misdemeanor conviction, to provide revenue for the support of this division; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	448
2nd Reading .....	456
Committee Report .....	669
Considered, advanced, 3rd Reading and referred for engrossment .....	785-786
Engrossed and to House .....	794

SENATE BILL NO. 164—By Brown—An Act making appropriations to the Oklahoma State Regents for Higher Education out of any moneys accruing to the public building fund during the fiscal year beginning July 1, 1945; also re-appropriating moneys having accrued to the public building fund during the fiscal biennium beginning July 1, 1943; all

of said funds being appropriated for the construction of buildings and purchase of equipment at the Oklahoma Military Academy, Claremore, Oklahoma, a state owned and operated institution of higher learning of the Oklahoma State System of Higher Education to be allocated by the Oklahoma State Regents for Higher Education according to immediate or emergency needs of said institution; appropriations and re-appropriations to be non-fiscal and available for expenditure until June 30, 1947.

1st Reading .....	454-455
2nd Reading .....	479

SENATE BILL NO. 165—By Ritzhaupt and Porter of the Senate and Starr and Weaver of the House—An Act amending 63 O. S. 1941 § § 401, 408 and 420; and declaring an emergency.

1st Reading .....	455
2nd Reading .....	479
Committee Report .....	823
Committee Report ordered supplemented .....	828
Considered, advanced, 3rd Reading and referred for engrossment .....	1143-1144
Engrossed and to House .....	1172-1173

SENATE BILL NO. 166—By Anderson of the Senate and Carmichael of the House—An Act relating to the issue of county warrants, amending 19 O. S. 1941, § 347, to conform to modern procedures later enacted; requiring the County Clerk to certify to condition of account charged; and declaring an emergency.

1st Reading .....	455
2nd Reading .....	480
Committee Report .....	512
Considered, advanced, 3rd Reading and referred for engrossment .....	681-682
Engrossed and to House .....	688
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1855-1856; 1864-1865
Enrolled and 4th Reading .....	2090
To Governor .....	2113

SENATE BILL NO. 167—By Rinehart, Worthington, Nichols, Brown and Jones of the Senate—An Act relating to the apportionment of gasoline excise tax levied by Section 660, Title 68, Oklahoma Statutes 1941; amending Section 660b, Title 68, Oklahoma Statutes 1941 by providing that one cent (1c) per gallon of said gasoline excise tax shall be deposited in the State Treasury to the credit of the State Highway Commission Trust Fund to be used by the State Highway Commission in matching federal funds apportioned to the State under the provisions of the federal aid highway act of 1944 in constructing secondary and feeder roads in the several counties of the State; creating the State Highway Commission Trust Fund and providing the manner of apportioning the funds deposited therein; authorizing the State Highway



Commission to cooperate with the Commissioner of Public Roads of the United States and the Boards of County Commissioners of the State of Oklahoma in the construction of a system of secondary and feeder roads in the counties of the state and providing the manner of cooperation therein; authorizing the Boards of County Commissioners to designate and determine the roads in their respective counties to be included in said system of roads and providing for the approval of the State Highway Commission of said projects; providing for the time certain portions of the Act shall take effect; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading .....	469-470
2nd Reading .....	480
Committee Report .....	594
Considered, advanced, 3rd Reading and referred for engrossment .....	945; 948-952
Engrossed and to House .....	983-984

SENATE BILL NO. 168—By Rinehart—An Act amending Section 121, Title 85, Oklahoma Statutes annotated, 1941, being Section 133403, Oklahoma Statutes 1931, relating to causes of action that survive in cases coming under the provisions of the workmen's compensation law when death results from injuries compensable under said law; requiring all acts or parts of acts in conflict herewith and declaring an emergency.

1st Reading .....	473
2nd Reading .....	480
Committee Report .....	1152-1153
Stricken .....	1555
Vote reconsidered by which stricken .....	1560
Considered, advanced and 3rd Reading .....	1560

SENATE BILL NO. 169—By Irby and Anglin—An Act appropriating the sum of Twenty-one Thousand (\$21,000.00) Dollars for the fiscal year ending June 30, 1946, and the sum of Twenty-one Thousand (\$21,000.00) Dollars for the fiscal year ending June 30, 1947, to be expended by the Game and Fish Commission of the State of Oklahoma in cooperation with the Federal Government in the control and destruction of predatory animals and rodents; providing that such appropriations shall be matched dollar for dollar by federal funds; and declaring an emergency.

1st Reading .....	473
2nd Reading .....	480
Committee Report .....	529-530
Considered, advanced, 3rd Reading and referred for engrossment .....	775-776
Engrossed and to House .....	785
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 170—By Braden—An Act appropriating the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the purpose of carrying into effect the provisions of House Bill 454, Chapter 34, Article 21, Session Laws of Oklahoma 1935, relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.

1st Reading .....	474
2nd Reading .....	480
Committee Report .....	914
Considered, advanced, 3rd Reading and referred for engrossment .....	1139-1140
Engrossed and to House .....	1160
Referred for enrollment .....	1730
Enrolled and 4th Reading .....	1731-1732
To Governor .....	1792

SENATE BILL NO. 171—By Thornton and Leonard—An Act appropriating from the Oklahoma Tax Commission fund for expenses, maintenance, and salaries of the Oklahoma Tax Commission for the fiscal year ending June 30, 1946 and June 30, 1947; providing for unexpended and unobligated balance in the Oklahoma Tax Commission Fund to revert to the General Revenue Fund of the State of Oklahoma; restricting and limiting the expenses for the operation of the Oklahoma Tax Commission; specifying the amounts to be expended from the Oklahoma Tax Commission Fund during the fiscal years ending June 30, 1946 and June 30, 1947; repealing all acts and parts of acts in conflict herewith; and fixing the effective date of this Act.

1st Reading .....	479
2nd Reading and to Calendar .....	509
Considered, advanced, 3rd Reading and referred for engrossment .....	613-614
Engrossed and to House .....	637
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2065
To Governor .....	2093

SENATE BILL NO. 172—By Thornton and Leonard—An Act making an emergency appropriation for the Oklahoma Tax Commission for the purpose of purchasing, or renting, machinery and equipment; providing that the same shall be nonfiscal, and declaring an emergency.

1st Reading .....	479
2nd Reading .....	509
Committee Report .....	687
Considered, advanced, 3rd Reading and referred for engrossment .....	1168-1169
Engrossed and to House .....	1178
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1976
To Governor .....	2024



SENATE BILL NO. 173—By Cobb—An Act relating to expiration of operator's license; the renewal thereof; providing that the local tag agents shall retain twenty-five per cent (25%) for issuing said operator's license; amending 47 O. S. 1941 § 288; and declaring an emergency.

1st Reading .....	496
2nd Reading .....	509
Committee Report .....	595
Considered, advanced, 3rd Reading and referred for engrossment .....	910-913
Engrossed and to House .....	923

SENATE BILL NO. 174—By Counts, Porter, Nevins, and Braden—An Act fixing the salary of the Chief Mine Inspector at Thirty-six Hundred Dollars (\$3,600.00) per annum; fixing the salaries of district mine inspectors at Twenty-four Hundred Dollars (\$2,400.00) each per annum; and declaring an emergency.

1st Reading .....	496
2nd Reading .....	509
Committee Report .....	608
Considered, advanced, 3rd Reading and referred for engrossment .....	1206-1208
Engrossed and to House .....	1210
Referred for enrollment .....	2083
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2120

SENATE BILL NO. 175—By Burns—An Act granting to any corporation chartered or licensed to do business in the State of Oklahoma as an air carrier all the rights and privileges granted to "transportation" companies or corporations by Section 9 of Article IX of the constitution of Oklahoma as amended; and declaring an emergency.

1st Reading .....	497
2nd Reading .....	509
Committee Report .....	702
Considered, advanced, 3rd Reading and referred for engrossment .....	1304-1305
Engrossed and to House .....	1322

SENATE BILL NO. 176—By Burns—An Act declaring the rights of the owners of shares of the capital stock of a corporation now existing or hereafter created as to the purchase of unissued shares or newly authorized shares of the capital stock of the corporation which the corporation proposes to issue.

1st Reading .....	497
2nd Reading .....	509
Committee Report .....	704
Stricken .....	1512

SENATE BILL NO. 177—By Burns—An Act defining the meaning of the phrase or clause "Any competitive corporations engaged in the same kind of business", as used in Ar-

ticle IX, Section 41, of the constitution of the State of Oklahoma, and in Section 31, Title 79, Oklahoma Statutes 1941; and declaring an emergency.

1st Reading .....	497
2nd Reading .....	510
Committee Report .....	704-705
Stricken .....	1512

SENATE BILL NO. 178—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund for the operation, maintenance and functions of the State Soil Conservation Committee for the fiscal years ending June 30, 1946 and June 30, 1947.

1st Reading .....	508
2nd Reading and to Calendar .....	535
Considered, advanced, 3rd Reading and referred for engrossment .....	1528-1530
Engrossed and to House .....	1551
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1967-1968
Enrolled and 4th Reading .....	2103
To Governor .....	2123

SENATE BILL NO. 179—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund for the fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Health for the operation, maintenance and functions of the Bureau of epidemiology in the State Department of Health.

1st Reading .....	508
2nd Reading and to Calendar .....	535
Considered, advanced, 3rd Reading and referred for engrossment .....	614-615
Engrossed and to House .....	635
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 180—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund to be used by the Governor for the extraordinary protection of the State and for extra help, for the fiscal years ending June 30, 1946 and June 30, 1947.

1st Reading .....	508
2nd Reading and to Calendar .....	535
Considered, advanced, 3rd Reading and referred for engrossment .....	615-616
Engrossed and to House .....	635
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 181—By Thornton and Leonard—An Act making an appropriation for extra help in the office of



the State Examiner and Inspector for the fiscal years ending June 30, 1946 and June 30, 1947.

1st Reading .....	508
2nd Reading and to Calendar .....	535
Considered, advanced, 3rd Reading and referred for engrossment .....	616
Engrossed and to House .....	637
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1976
To Governor .....	2024

SENATE BILL NO. 182—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund of the State for the respective fiscal years beginning July 1, 1945 and July 1, 1946, for the purpose of carrying out the provisions of 70 O. S. 1941, Chapter 20, relating to vocational education and vocational rehabilitation and cooperating with the United States office of education in the training of physically vocationally handicapped persons and in the promotion of vocational education.

1st Reading .....	508
2nd Reading and to Calendar .....	535
Considered, advanced, 3rd Reading and referred for engrossment .....	616-617
Engrossed and to House .....	637
House Amendments rejected, conference requested and Senate Conferees appointed .....	1743-1744
House grants conference, naming Conferees .....	1837-1838
Conference Committee Report adopted, bill passed as amended and to House .....	1916-1918
Referred for enrollment .....	1976
Enrolled and 4th Reading .....	2103
To Governor .....	2123

SENATE BILL NO. 183—By Thornton and Leonard—An Act making appropriations out of the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Agriculture for the performance of certain duties imposed by law.

1st Reading .....	509
2nd Reading and to Calendar .....	536
Considered, advanced, 3rd Reading and referred for engrossment .....	617-618
Engrossed and to House .....	635
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1967; 1968-1969
Enrolled and 4th Reading .....	2065
To Governor .....	2093

SENATE BILL NO. 184—By Counts and White—An Act relating to relief; making appropriations for the State Board of Public Welfare; prescribing the purpose for which said appropriation shall be expended; providing procedure for disbursing funds; authorizing direct relief to be granted; authorizing State Board of Public Welfare to promulgate rules and regu-

lations; prescribing other details; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading .....	509
2nd Reading .....	536
Committee Report .....	1001
Considered, advanced, 3rd Reading and referred for engrossment .....	1312-1313
Engrossed and to House .....	1322
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1929-1930
Enrolled and 4th Reading .....	2065
To Governor .....	2093

SENATE BILL NO. 185—By Anderson—An Act relating to fees of justices of the peace and of constables, amending 28 O. S. 1941, § 53, to lower from 12,000 population to 4,000 population of cities for the increase in quarterly allowance from \$100.00 to \$150.00 for such officers, and providing for such allowance to be paid as salary in lieu of fees; and declaring an emergency.

1st Reading .....	513
2nd Reading .....	536
Committee Report .....	608
Considered and indefinitely postponed .....	809

SENATE BILL NO. 186—By Burns—An Act providing that any school district may, at its option, enter into a written contract cancellable at the will of such district, with an Oklahoma non-profit corporation for the management of its stadium, or stadiums, by such corporation, and providing for free use of such stadium by the district, and providing for supervision of such corporation by the district, and control by the district of expenditures of such corporation, and providing how the funds of the corporation shall be used and expended, and providing limitation of liability of such school district, and such corporation and their officers, and property; providing district may, at option, provide for insuring certain payments to certain persons; and declaring an emergency.

1st Reading .....	516
2nd Reading .....	536
Committee Report .....	552
Considered, advanced, 3rd Reading and referred for engrossment .....	595-596
Engrossed and to House .....	713

SENATE BILL NO. 187—By Paul—An Act relating to ad valorem taxes; providing that where real property was not assessed nor placed on the tax rolls for the year 1908, the owner thereof may pay the taxes for such year without penalty, interest or costs, provided payment is made on or before May 1, 1945; and declaring an emergency.

1st Reading .....	534
2nd Reading and to Calendar .....	546
Considered, advanced, 3rd Reading and referred for engrossment .....	559-560



Engrossed and to House .....	569
Referred for enrollment .....	714
Enrolled and 4th Reading .....	734-735
To Governor .....	748
Governor's Message .....	761-762

SENATE BILL NO. 188—By Irby, White, and Braden of the Senate, and Hathcoat and Levergood of the House—An Act relating to suits upon insurance policies hereafter issued or renewed against loss or damage by fire to real or personal property, and to measure of damages; providing that defendant shall not be permitted to deny property insured was worth at time of issuing policy full amount insured therein on said property; providing that, in event of total loss, measure of damages shall be full amount for which property was insured less depreciation below such amount between time of issuing policy and time of loss, and burden of proving depreciation is on defendant; providing, in event of partial loss, for measure of damages, and payment of damage to property or repair of same to extent of damage, at option of insured; providing where more than one of such policies issued or renewed by one company on same property, defendant not permitted to deny property was worth aggregate of several amounts for which property insured at time of issuing or renewing policy unless willful fraud or misrepresentation on part of insured is shown in obtaining additional insurance, and for measure of damages, and that depreciation shown below amount for which property insured shall be deducted from amount insured in each such policy in proportion to aggregate of all amounts so insured on such property; providing that any condition in any insurance policy contrary to provisions of this Act illegal and void; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading .....	534
2nd Reading .....	546

SENATE BILL NO. 189—By Thornton and Leonard—An Act making an appropriation from the General Revenue Fund for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the Secretary of State.

1st Reading .....	545
2nd Reading and to Calendar .....	554
Considered, advanced, 3rd Reading and referred for engrossment .....	663-664
Engrossed and to House .....	671-672
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 190—By Thornton and Leonard—An Act making an appropriation from the general revenue fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, for extra help in the office of the State Insurance Commissioner.

1st Reading .....	545
2nd Reading and to Calendar .....	554

Considered, advanced, 3rd Reading and referred for engrossment .....	618-619
Engrossed and to House .....	637
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1930-1932
Enrolled and 4th Reading .....	2051-2052
To Governor .....	2081

SENATE BILL NO. 191—By Thornton and Leonard—An Act making an appropriation from the general revenue fund of the State for the operation of the Oklahoma Planning and Resources Board for the fiscal years ending June 30, 1946 and June 30, 1947.

1st Reading .....	546
2nd Reading and to Calendar .....	554-555
Considered, advanced, 3rd Reading and referred for engrossment .....	619-620
Engrossed and to House .....	635
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2090
To Governor .....	2123

SENATE BILL NO. 192—By Anderson—An Act relating to traveling expenses of County Assessors mentioned in the state wide uniform salary law of 1943 for county officers and their deputies; amending House Bill 259, S. L. 1943, Section 33, to correct a probable typographical error by referring to Senate Bill 271 instead of House Bill 271; and declaring an emergency.

1st Reading .....	546
2nd Reading and to Calendar .....	555
Considered, advanced, 3rd Reading and referred for engrossment .....	729-731
Engrossed and to House .....	734-735
Referred for enrollment .....	1996
Enrolled and 4th Reading .....	2051-2052
To Governor .....	2081

SENATE BILL NO. 193—By Thornton and Leonard—An Act making an appropriation from the general revenue fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Board of Public Affairs for extra help and to maintain the State Capitol Buildings and grounds.

1st Reading .....	546
2nd Reading and to Calendar .....	555
Considered, advanced, 3rd Reading and referred for engrossment .....	620-621
Engrossed and to House .....	635
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1902-1903; 1904
Enrolled and 4th Reading .....	2076
To Governor .....	2111

SENATE BILL NO. 194—By Counts—An Act relating to sales of cattle, horses and mules; declaring legislative policy with respect to cattle thefts; requiring execution of bills of



sales covering sales of all such animals; making the possession of such animals prima facie evidence against a person charged with theft, unlawful possession, handling, driving or killing thereof; prescribing penalties for failure to possess a bill of sale covering such stock; prescribing duties of persons selling cattle, horses or mules which are branded or marked with any brand or mark not the recorded brand or mark of the seller thereof; providing that such animals may not be shipped or driven out of the State of Oklahoma until their brands and earmarks have been examined by a peace officer and ownership thereof provided; authorizing certain peace officers to stop vehicles transporting such animals and demand proof of ownership thereof; authorizing the sale of carcasses seized by peace officers to prevent the loss of same by spoiling; directing disposition of proceeds of sale thereof; making the provisions of this Act severable; and declaring an emergency.

1st Reading .....	553
2nd Reading .....	573
Committee Report .....	650
Considered and made Special Order .....	738-739
Considered, advanced, 3rd Reading and referred for engrossment .....	807-808
Engrossed and to House .....	820

SENATE BILL NO. 195—By Counts—An Act authorizing the Governor to allocate from the "Governor's Contingency and Emergency Fund" to the Chief Mine Inspector the sum of \$5,837.00 to be used for purchase of equipment for one mine rescue station, training mine rescue workers, and for operation, maintenance, and storage of trucks; requiring approval and audit of claims; and declaring an emergency.

1st Reading .....	553
2nd Reading .....	573
Committee Report .....	745
Considered, advanced, 3rd Reading and referred for engrossment .....	1089-1090
Engrossed and to House .....	1101
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 196—By Burns of the Senate, and Washington, Gullett, Sherman and Carey of the House—An Act amending 20 O. S. 1941 § 693; relating to salaries for the judges of the Court of Common Pleas in the County of Oklahoma; and providing the manner of payment thereof.

1st Reading .....	554
2nd Reading .....	573
Committee Report .....	701
Considered, advanced, 3rd Reading and referred for engrossment .....	961-962
Engrossed and to House .....	971
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 197—By Burns—An Act relating to state depository vouchers, providing that such vouchers which remain outstanding and unpaid for one year from their date shall be revoked, cancelled and barred, and the monies held to pay same shall be transferred into the General Revenue Fund, repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

1st Reading .....	554
2nd Reading .....	573
Committee Report .....	821
Considered, advanced, 3rd Reading and referred for engrossment .....	1078-1079
Engrossed and to House .....	1101

SENATE BILL NO. 198—By Irby—An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 Federal census, to increase by not to exceed twenty per cent the salaries of deputies in all county offices, as otherwise provided by law; and declaring an emergency.

1st Reading .....	568
2nd Reading and to Calendar .....	574
Stricken .....	803

SENATE BILL NO. 199—By Nichols, and Cobb—An Act relating to soil conservation and highways and roads; making declaration of legislative declaration and policy concerning soil conservation; prescribing mandatory duties of the State Highway Commission and the Boards of County Commissioners in connection with roads and highways within Oklahoma; authorizing cooperation with landowners adjacent to highway systems; requiring cooperation by the State Highway Commission and the Boards of County Commissioners with the United States Bureau of Roads and the Soil Conservation Service and participation and agreements therewith; authorizing the promulgation of rules and regulations by the State Highway Engineer; providing that cost of the program shall be included in the maintenance cost of the highway system plus aids or grants; authorizing expenditure of funds for prevention of flood damage to roads and highways; prescribing effective date of mandatory provisions; requiring reports; requiring withholding of moneys by the Tax Commission for failure to file such reports; making the provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

1st Reading .....	568
2nd Reading .....	574
Committee Report .....	685
Considered .....	809-810
Considered and advanced .....	811-812
Engrossed .....	820
3rd Reading and referred for re-engrossment .....	828-829
Engrossed and to House .....	845
Referred for enrollment .....	2063
Enrolled and 4th Reading .....	2076
To Governor .....	2108



SENATE BILL NO. 200—By Mahan, Jones, Norton, and Goodpaster—An Act relating to the production or use of natural gas for the manufacture of carbon black or furnace black; conferring authority upon the Corporation Commission with reference thereto; making the violation of the Act a misdemeanor; and providing civil remedies for its violation; and declaring an emergency.

1st Reading .....	569
2nd Reading .....	574
Committee Report .....	1162

SENATE BILL NO. 201—By Thornton and Leonard—An Act making an appropriation from the Depletion, Management and Sales Fund in the Commissioners of the Land Office of the State of Oklahoma for the fiscal years ending June 30, 1946 and June 30, 1947, for additional labor and employment in the Soil Conservation Division thereof.

1st Reading .....	572
2nd Reading and to Calendar .....	611
Considered, advanced, 3rd Reading and referred for engrossment .....	664-665
Engrossed and to House .....	671-672
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 202—By Thornton and Leonard—An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the Chief Mine Inspector of the State to teach mine safety and first aid.

1st Reading .....	572
2nd Reading and to Calendar .....	611-612
Considered, advanced, 3rd Reading and referred for engrossment .....	665-666
Engrossed and to House .....	671-672
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 203—By Thornton and Leonard—An Act making an appropriation from the General Revenue Fund of the State for fiscal years ending June 30, 1946 and June 30, 1947, to be used by the State Department of Labor for extra help.

1st Reading .....	572-573
2nd Reading and to Calendar .....	612
Considered, advanced, 3rd Reading and referred for engrossment .....	666
Engrossed and to House .....	671-672
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 204—By Cobb—An Act relating to sales of live stock; declaring legislative policy to be that in-

fectious diseases among live stock should be prevented by regulation of community sales; authorizing the president of the State Board of Agriculture to appoint sales inspectors; requiring licenses to be secured by operators of sales; prescribing fees therefor and inspection fees; requiring records to be kept of sales; authorizing the State Board of Agriculture to adopt rules and regulations in conformity to the provisions of this Act; prescribing violations of the provisions hereof; providing for revocation of licenses and notice; directing disposition of fees collected under this Act; making the provisions of this Act severable, and declaring an emergency.

1st Reading .....	573
2nd Reading .....	612

SENATE BILL NO. 205—By Finney, Ritzhaupt, Burns and Duffy—An Act amending Chapter 18, Title 74, of Oklahoma Statutes, 1941, relating to the Record Commission, prescribing its duties; and authorizing the destruction of obsolete or useless public records, by adding a new section to said chapter to be known as Section 562a of said chapter; authorizing micro-film reproductions thereof and making same substitutes for originals thereof; amending Section 563 of Title 74, O. S., 1941, by providing for filing and keeping of said micro-film copies; and declaring an emergency.

1st Reading .....	573
2nd Reading .....	612
Committee Report .....	820
Considered, advanced, 3rd Reading and referred for engrossment .....	943-944
Engrossed and to House .....	952-953
Referred for enrollment .....	2084
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2124

SENATE BILL NO. 206—By Senate Committee on Agriculture—An Act authorizing the Board of Regents of Oklahoma Agricultural and Mechanical College, Stillwater, Oklahoma, and the Experiment Station of the Agricultural and Mechanical College to make research toward discovery of an immunizing agent and prevention of anaplasmosis, authorizing field work, purchase of field laboratories and equipment and the employment of needed personnel and material, authorizing acceptance of contributions, making appropriation therefor; and declaring an emergency.

1st Reading .....	597
2nd Reading .....	612
Committee Report .....	703
Considered and re-referred to Committee .....	865
Committee Report .....	873-874
Considered, advanced, 3rd Reading and referred for engrossment .....	876-877
Engrossed and to House .....	888
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	1920
To Governor .....	2014



SENATE BILL NO. 207—By Senate Committee on Agriculture—An Act relating to the inspection of animals for slaughter; authorizing the president of the State Board of Agriculture to appoint all inspectors of animals for slaughter now authorized by law; requiring fees collected by such inspectors to be deposited in the State Department of Agriculture Trust Fund, and expended according to law; providing that this Act shall not apply to slaughter houses or packing plants under the supervision of the Bureau of Animal Industry of the United States Department of Agriculture, or slaughter houses and packing plants operated under special laws; making the provisions of this Act severable; repealing all laws or parts of laws in conflict therewith; and declaring an emergency.

1st Reading .....	609
2nd Reading .....	651
Committee Report .....	703
Considered, advanced, 3rd Reading and referred for engrossment .....	1517-1518
Engrossed and to House .....	1527

SENATE BILL NO. 208—By Worthington—An Act repealing Section 161, Title 81, Oklahoma Statutes 1941, relating to the collection of a storage charge for storing cotton, and declaring an emergency.

1st Reading .....	609
2nd Reading .....	651
Committee Report .....	702
Considered, advanced, 3rd Reading and referred for engrossment .....	932-933
Engrossed and to House .....	935
Referred for enrollment .....	1854
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 209—By Ritzhaupt—An Act relating to the adjustment and equalization of assessments of property for taxation in Oklahoma; prescribing duties of the Oklahoma Tax Commission, county assessors, and other officials; providing for completion of the classification of lands for purposes of assessment; creating an advisory assessment committee within each county of the state to confer and advise with the county assessor; and providing for appointment and eligibility to the same; prescribing the duties of said advisory assessment committee; and declaring an emergency.

1st Reading .....	637
2nd Reading .....	651

SENATE BILL NO. 210—By Anderson and Nevins—An Act relating to recording of instruments by the county clerk, requiring printed or typed names under signatures affixed to instruments filed for record in the office of such county clerk; amending Section 1 of Chapter 8, Title 19, S. L. 1943, for that purpose; and declaring an emergency.

1st Reading .....	638
2nd Reading .....	651

Committee Report .....	711
Considered and indefinitely postponed .....	1518-1519

SENATE BILL NO. 211—By Anderson—An Act relating to county attorneys and their duties, amending 19 O. S. 1941, § 185b, to provide that county attorneys shall not engage in private practice except civil cases pending before he takes office, and further excepting certain instances in which restricted civil practice is hereby authorized; repealing 19 O. S. 1941, § 185a; and declaring an emergency.

1st Reading .....	638
2nd Reading .....	651

SENATE BILL NO. 212—By Leonard—An Act relating to taxation of real property; amending 68 O. S. 1941, Section 15.3, to provide that where the title to mineral rights is vested in one other than the owner of the surface of land, such mineral rights shall be valued and listed separately from the fee of said land and separately taxed as real property upon an ad valorem basis; and declaring an emergency.

1st Reading .....	650
2nd Reading .....	674
Committee Report .....	801
Indefinitely postponed .....	1534

SENATE BILL NO. 213—By Dacus, Wheeler, Nevins, Gary, Ritzhaupt, Worthington and Carrier—An Act relating to schools; requiring the teaching of certain subjects therein; prescribing duties of the State Superintendent of Public Instruction, the State Board of Education, and the State Department of Education relating to curriculum; authorizing payment of traveling expenses of teachers and other persons called into study and planning meetings at the state capitol; repealing 70 O. S. 1941 § § 61, 498, 499, 1171, 1172, 1174, 1175, 1178 and 1182 and all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	667-668
2nd Reading .....	674
Committee Report .....	1005
Considered, advanced, 3rd Reading and referred for engrossment .....	1534-1535
Engrossed and to House .....	1551

SENATE BILL NO. 214—By Wheeler—An Act appropriating the sum of three thousand ninety (\$3,090.00) dollars out of the Governor's Contingency and Emergency Fund for use of the State Board of Public Affairs in paying the claim of Clinton Cemetery Association for furnishing burial sites and opening and closing graves for destitute and poor persons who were at the time of death patients in the Western Oklahoma Tuberculosis Sanitorium at Clinton, Oklahoma; authorizing the Governor to allocate said money from the Governor's Contingency and Emergency Fund; and declaring an emergency.

1st Reading .....	674
2nd Reading .....	687



Committee Report .....	744-745
Considered, advanced, 3rd Reading and referred for engrossment .....	1081-1082
Engrossed and to House .....	1101
Referred for enrollment .....	1996
Enrolled and 4th Reading .....	2085
To Governor .....	2111

SENATE BILL NO. 215—By Finney and Jones—An Act relating to the lieutenant governor, fixing his salary, providing for its payment, authorizing the governor to allocate funds from his Contingency and Emergency Fund to pay the increase in salary during remainder of present fiscal year, appropriating said allocation, and declaring an emergency.

1st Reading .....	685
2nd Reading .....	687
Committee Report .....	1000
Considered, advanced, 3rd Reading and referred for engrossment .....	1546-1547
Engrossed and to House .....	1551

SENATE BILL NO. 216—By Anderson—An Act amending Section 15.14, Chapter 1a, Title 68, Oklahoma Session Laws 1941, making all business concerns schedule their property and furnish a condensed balance sheet, profit and loss statement and statement of money capital invested the same as corporations at the present time, making sub sections 15.14a, 15.14b and 15.14c.

1st Reading .....	686
2nd Reading .....	729
Committee Report .....	787
Considered, advanced, 3rd Reading .....	1248-1249

SENATE BILL NO. 217—By Burns and Rinehart—An Act amending 68 O. S. 1941 § 15.38, relating to county boards of equalization and county excise boards by striking certain qualifications prescribed for members thereof; and declaring an emergency.

1st Reading .....	690
2nd Reading .....	729
Committee Report .....	847
Considered, advanced, 3rd Reading and referred for engrossment .....	862-863
Engrossed and to House .....	867
Referred for enrollment .....	1124
Enrolled and 4th Reading .....	1151
To Governor .....	1157
Governor's Message .....	1261-1262

SENATE BILL NO. 218—By Nance—An Act making it the duty of the attorney general, after each session of the Legislature, to prepare an opinion analyzing and construing each act passed thereby affecting county, municipal and school district officers, and, with assistance of State Examiner and Inspector, to prepare forms and instructions as to their

administration; providing for the distribution of said opinions, forms and instructions; and declaring an emergency.

1st Reading .....	701
2nd Reading .....	729
Committee Report .....	800-801
Considered, advanced, 3rd Reading and referred for engrossment .....	859-860
Engrossed and to House .....	867
Referred for enrollment .....	2020
Enrolled and 4th Reading .....	2079
To Governor .....	2108

SENATE BILL NO. 219—By Nevins—An Act relating to school district annexations; validating all partial annexations of school district territory under Senate Bill No. 5 of the Nineteenth Legislature of Oklahoma occurring prior to effective date of this Act; providing that this Act shall not apply to annexation proceedings which were the subject of a direct appeal; and declaring an emergency.

1st Reading .....	701
2nd Reading .....	729
Committee Report .....	813
Considered, advanced, 3rd Reading and referred for engrossment .....	1373-1374; 1427-1429
Engrossed and to House .....	1473

SENATE BILL NO. 220—By Mahan, Norton and Goodpaster—An Act conferring jurisdiction upon the Corporation Commission of Oklahoma to issue certificates of public convenience and necessity to common carriers by aircraft and prohibiting the operation of such carrier unless certificate shall have been secured; authorizing the Corporation Commission to adopt rules and regulations relative thereto; providing for grandfather rights; providing for the filing of bonds with the Corporation Commission, and the payment of fees; and declaring an emergency.

1st Reading .....	727
2nd Reading .....	748
Committee Report .....	1054-1055
Stricken .....	1515

SENATE BILL NO. 221—By Irby—An Act authorizing a county or counties to establish the office of county veterans' service officer; declaring legislative policy with respect to veterans; prescribing manner of appointment, qualifications and term of such officer; authorizing joint agreements between counties for the creation of such offices; prescribing duties of the soldiers' relief commission and the officers selected under this Act; providing for salaries of officers, office, travel and mileage expense; providing that the State shall pay one-half of the cost of such salary and expenses, not to exceed the sum of one hundred dollars (\$100.00) per month; making an appropriation to the soldiers' relief commission for the purpose of providing for the state's share of the cost; and declaring an emergency.



1st Reading .....	727-728
2nd Reading .....	748

SENATE BILL NO. 222—By Cowden of the Senate and Mills and Thompson of the House—An Act amending 4 O. S. 1941 §§ 341 and 342, relating to stockyards, providing that any person, firm or corporation receiving livestock from any shipper thereof, or his agent, in any stockyard in this State shall furnish such shipper, or his agent, with a receipt showing the amount, kind and condition of such livestock received and to what person, firm or corporation, if any, said livestock is billed for sale; declaring violation thereof to be a misdemeanor and providing penalties therefor; and declaring an emergency.

1st Reading .....	728
2nd Reading .....	748

SENATE BILL NO. 223—By Porter and Anderson of the Senate; and Ward, Mitchelson, and Russell of the House—An Act relating to the files and records of the county clerk and county assessor, amending Section 1 of Senate Bill No. 25, Session Laws 1945, which provides for destruction of certain ten-year-old chattels, claims, assessment forms, etc., of no record value, to include ten-year-old certificates of error, carbon copies of report and remittance forms, daily reports, etc., but not including any items affecting real estate; and declaring an emergency.

1st Reading .....	728
2nd Reading .....	748
Committee Report .....	802
Considered, advanced, 3rd Reading and referred for engrossment .....	1429-1430
Engrossed and to House .....	1465
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1932
To Governor .....	2014

SENATE BILL NO. 224—By Finney—An Act relating to the Federal Government's mileage conservation program, creating the office of State Mileage Administrator, prescribing his duties and fixing his salary, authorizing him to employ a secretary, providing for reports and other details, and declaring an emergency.

1st Reading .....	740
2nd Reading .....	748

SENATE BILL NO. 225—By Pruett of the Senate, and Morris and Baldwin of the House—An Act providing for the construction and equipping of an Indian arts and crafts building at or near Anadarko, Oklahoma, to be used as a part of the American Indian exposition and to furnish a place to display and sell Indian artwork products, making appropriations, providing for the letting of contracts, and providing for supervision.

1st Reading .....	740
2nd Reading .....	748

Committee Report .....	801
Considered, advanced, 3rd Reading and referred	
for engrossment .....	960-961
Engrossed and to House .....	971
Referred for enrollment .....	1790
Enrolled and 4th Reading .....	1809
To Governor .....	1844

SENATE BILL NO. 226—By Committee on Roads and Highways—An Act appropriating all funds and revenues accruing in the State Highway Construction and Maintenance Fund from any and all sources during the biennium ending June 30, 1947, to be used and expended by the State Highway Commission of the State of Oklahoma, to pay the expenses of operating and maintaining the Department of Highways of the State of Oklahoma and the expenses incurred in constructing and maintaining State highways, secondary or feeder roads and county highways as authorized by law and to pay lawful outstanding obligations incurred after June 30, 1935, in connection with the operation of the Department of Highways and the construction and maintenance of roads and highways; providing that no part of the funds appropriated shall be expended to pay any obligation incurred in connection with the operation of the Department of Highways or the construction or maintenance of highways prior to June 30, 1935; providing that no obligation shall be incurred during any fiscal year in excess of unencumbered cash in the State Highway Construction and Maintenance Fund; and declaring an emergency.

1st Reading .....	740
2nd Reading .....	748
Committee Report .....	1054
Considered, advanced, 3rd Reading and referred	
for engrossment .....	1335-1336
Engrossed and to House .....	1359-1360
Referred for enrollment .....	1472
Enrolled and 4th Reading .....	1497
To Governor .....	1521
Governor's Message .....	1754-1755

SENATE BILL NO. 227—By Braden—An Act amending 68 O. S. 1941 § 184d, providing for correction by board of county commissioners of errors in assessing or preparing tax rolls; providing for refunds, and authorizing board of county commissioners to execute quit claim deeds to persons whose property has been sold at tax sale through error; and declaring an emergency.

1st Reading .....	740
2nd Reading .....	748
Committee Report .....	846-847
Considered, advanced, 3rd Reading and referred	
for engrossment .....	1523-1524
Engrossed and to House .....	1551
Referred for enrollment .....	2107
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2124



SENATE BILL NO. 228—By Braden, Counts, Nichols of the Senate, and Billingsley, Rowe, Speakman and Bradley of the House—An Act amending Section two (2), Title 85, Oklahoma Statutes annotated 1941, (same being Section 13,349, Oklahoma Statutes 1931, as amended) relating to and prescribing employments covered by and coming within the terms and provisions of the Workmen's Compensation Law of the State of Oklahoma; also amending Section three (3), Title 85, Oklahoma Statutes annotated 1941, (same being Section 13,350, Oklahoma Statutes 1931, as amended), relating to and defining the meaning of certain terms; words and phrases used in and under the terms and provisions of said Workmen's Compensation Law; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

1st Reading .....	741
2nd Reading .....	748

SENATE BILL NO. 229—By Paul and Nance—An Act authorizing the State Department of Public Affairs to establish a children's study center for the purpose of assisting courts, agencies and institutions in the study, investigation, assignment or commitment of juveniles; authorizing payment of cost thereof from the State Assistance Fund, directing certain State agencies to cooperate with the State Department of Public Welfare in the establishment, maintenance and operation of said center; authorizing the appointment of professional and clerical employees and the payment of their salaries; authorizing purchases of equipment, office and travel expenses; and declaring an emergency.

1st Reading .....	741
2nd Reading .....	749
Committee Report .....	823-824
Considered, advanced, 3rd Reading .....	866
Vote reconsidered by which failed of passage and by which advanced .....	1552
Considered, advanced, 3rd Reading and referred for engrossment .....	1552-1553
Engrossed and to House .....	1585

SENATE BILL NO. 230—By Leonard—An Act authorizing the commissioners of the Land Office of the State of Oklahoma to sell all lands under their jurisdiction and control, except lands which are deemed to be valuable for minerals, including oil and gas; providing a uniform procedure for the sale of said lands; terms of sale; fixing the minimum initial payment; requiring reservation of a percentage of the minerals in and under the lands so sold; making lands sold subject to taxation upon approval of the sale by the commissioners; providing for the application of the proceeds derived from the sale of said lands; providing for the disposition of deficiency judgments and the application of funds received on said deficiency judgments and the application of funds received on said deficiency judgments or from the sale thereof; repealing Sections 82, 94, 95, 96, 97, 183, 184, 189, 190, 191 and 194 of Title 64, Oklahoma Statutes 1941, and

Chapter 1e of 1943 Session Laws, and declaring an emergency.

1st Reading .....	756
2nd Reading .....	759
Committee Report .....	846
Considered and made Special Order .....	1018
Considered, advanced, 3rd Reading and referred for engrossment .....	1072-1074
Engrossed and to House .....	1101

SENATE BILL NO. 231—By Duffy—An Act authorizing trial by struck jury in certain civil actions and in certain criminal actions in the county court; prescribing procedure for striking, summoning and impanelling jury, for challenges, and if number of jurors is insufficient, for summoning of talesmen or open venire; authorizing continuance of action; prescribing certain cash deposits for per diem and mileage of jury in such civil actions; prescribing provisions of the Act shall be cumulative to other provisions of law for jury trials in county court; and declaring an emergency.

1st Reading .....	757
2nd Reading .....	759
Committee Report .....	937-938
Considered, advanced, 3rd Reading and referred for engrossment .....	1177-1178
Engrossed and to House .....	1199
House Amendment read and rejected .....	2129-2142

SENATE BILL NO. 232—By Leonard—An Act establishing a State merit system; providing for the appointment, promotion demotion and dismissal of employees, and certain appointive officers, of the Oklahoma School Land Commission, the Oklahoma Department of Public Welfare, the Oklahoma Department of Public Health, the Oklahoma Employment Security Commission, and the Oklahoma Commission for Crippled Children solely on merit; authorizing other agencies of the State to participate in the merit system, establishing a State merit system council, prescribing its duties, making provision for those now employed to come under provisions of the act, providing for expense of administration, and declaring an emergency.

1st Reading .....	786
2nd Reading .....	796
Committee Report .....	845
Considered, advanced, 3rd Reading and Motion Lodged .....	1076-1078

SENATE BILL NO. 233—By Leonard—An Act providing for and relating to an audit and investigation of the books, files, records and accounts of the commissioners of the land office; appointing a committee; requiring the State Examiner and Inspector to assist; providing for examination and investigation of accounts of employees of the commissioners of the land office and of receivers in foreclosure proceedings; providing for civil and criminal actions; making an appropriation; and declaring an emergency.



1st Reading .....	787
2nd Reading .....	796
Committee Report .....	874
Considered and made Special Order .....	1017-1018
Considered, advanced, 3rd and roll call on emergency deferred .....	1074-1075
Roll call on emergency and referred for engrossment .....	1137-1138
Motion to reconsider withdrawn .....	1159-1160
Engrossed and to House .....	1160
Referred for enrollment .....	1964
Enrolled and 4th Reading .....	2097
To Governor .....	2123

SENATE BILL NO. 234—By Goodpaster—An Act appropriating eighty-seven and fifty one-hundredths (\$87.50) dollars to Henry S. Knight, Secretary of the Craig County Election Board of Vinita, Oklahoma, for payment as secretary of said board during the months of December, 1942, and January, February, March, April, May and June, 1943; said appropriation to be made from the General Revenue Fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946.

1st Reading .....	787
2nd Reading .....	796
Committee Report .....	898
Considered, advanced, 3rd Reading and referred for engrossment .....	1083-1084
Engrossed and to House .....	1101
Referred for enrollment .....	1790
Enrolled and 4th Reading .....	1809
To Governor .....	1844

SENATE BILL NO. 235—By Ritzhaupt—An Act appropriating the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1946, and the sum of thirty-six hundred (\$3600) dollars for the fiscal year ending June 30, 1947, to be used by the State Department of Agriculture in cooperating with poultry associations, federations, and organizations in this State in compiling and keeping official records of production, and other suitable and necessary records; authorizing the President of the State Board of Agriculture to use the funds herein appropriated for the purpose of entering into cooperative agreements with State poultry associations, federations, and organizations, and declaring an emergency.

1st Reading .....	795
2nd Reading .....	805
Withdrawn from Committee and re-referred to Committee .....	882
Committee Report .....	1000
Stricken .....	1550

SENATE BILL NO. 236—By Ritzhaupt—An Act relating to vital statistics; amending 63 O. S. 1941 § 566 with reference to the registration of a stillborn child; providing that birth certificates shall not state whether the child is legitimate

or illegitimate, repealing subdivision (6) of 63 O. S. 1941 § 574; providing for the issuance of birth certificates giving foster parents as true parents; repealing 63 O. S. 1941 § 28 as amended by Section 1, Chapter 1, Title 63, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading .....	796
2nd Reading .....	805
Committee Report .....	1051-1052
Considered, advanced, 3rd Reading and referred for engrossment .....	1181-1182
Engrossed and to House .....	1199

SENATE BILL NO. 237—By Rinehart—An Act appropriating thirty-four and ninety-four one-hundredths (\$34.94) dollars to W. D. Patterson, Secretary of the Canadian County Election Board, El Reno, Oklahoma, for payment as secretary of said board from May 11th, 1937, to and including June 30th, 1937; said appropriation to be made from the General Revenue Fund of the State of Oklahoma accruing to said fund during the fiscal year ending June 30th, 1936.

1st Reading .....	799
2nd Reading .....	805
Committee Report .....	897
Considered, advanced, 3rd Reading and referred for engrossment .....	1084-1085
Engrossed and to House .....	1101

SENATE BILL NO. 238—By Lowery and Collier—An Act providing that any employer, regardless of the nature of any contract which he may have with any labor union, may employ any person who has been discharged from the armed forces of the United States; providing a penalty for the violation hereof; and declaring an emergency.

1st Reading .....	799
2nd Reading .....	805
Committee Report .....	822
Considered and advanced .....	1535-1536

SENATE BILL NO. 239—By Lowery and Collier—An Act dealing with payment of labor union initiation fees by persons discharged from the armed forces of the United States; and declaring an emergency.

1st Reading .....	799
2nd Reading .....	805
Committee Report .....	822
Stricken .....	1512

SENATE BILL NO. 240—By Pruett—An Act giving jurisdiction and management over certain "Capitol Building Lands" to Oklahoma State Board of Public Affairs; authorizing sale of such lands at public sale; and reserving certain of the mineral rights therein; prescribing procedure therefor; directing disposition of proceeds; and declaring an emergency.

1st Reading .....	799
2nd Reading .....	805
Committee Report .....	1162-1163



Stricken .....	1555
Vote reconsidered by which stricken .....	1565
Considered, advanced, 3rd Reading and referred for engrossment .....	1565-1566
Engrossed and to House .....	1600-1601

SENATE BILL NO. 241—By Brown, Speck, Goodpaster, Williams—An Act relating to salaries of county officers and their deputies and employees, amending Chapter 6, Title 19, Session Laws 1943, (House Bill 259), only as to the following section thereof, to-wit: Section 13 for the purpose of defining terms, supplying omissions, and modifying and improving certain items and schedules, contained in said statewide uniform salary act; and declaring an emergency.

1st Reading .....	814
2nd Reading .....	825
Committee Report .....	1028
Considered, advanced, 3rd Reading and referred for engrossment .....	1215-1216
Engrossed and to House .....	1244
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	2090
To Governor .....	2113

SENATE BILL NO. 242—By Cobb, Lowery and Ginder—An Act relating to certain alcoholic beverages; authorizing county option; providing for elections in counties to prohibit or permit manufacture, sale or other distribution; providing procedure; fixing penalties; and declaring an emergency.

1st Reading .....	814
2nd Reading .....	825
Committee Report .....	1152
Stricken .....	1513

SENATE BILL NO. 243—By Collier—An Act amending Title 2 Oklahoma Statutes 1941, Section 441, and providing for the investment of funds by trust companies, building and loan associations, insurance companies or banking companies, for the investment of funds held in a fiduciary capacity, for the investment of sinking funds, for deposit of securities for public funds, for deposit of securities by foreign corporations; and declaring an emergency.

1st Reading .....	814
2nd Reading .....	825
Committee Report .....	1025
Considered, advanced, 3rd Reading and referred for engrossment .....	1213-1214
Engrossed and to House .....	1244
Referred for enrollment .....	1850
To Governor .....	2055

SENATE BILL NO. 244—By Rinehart—An Act authorizing recovery of damages by persons bitten or injured by dogs; establishing liability of the owners of such dogs; defining certain property as a public place for purposes of this Act; and declaring an emergency.

1st Reading .....	814
2nd Reading .....	825
Committee Report .....	924
Considered, advanced, 3rd Reading and referred for engrossment .....	1202-1203
Engrossed and to House .....	1210

SENATE BILL NO. 245—By Porter—An Act making appropriations to the veterans of foreign wars for the employment of a service officer to assist members of the armed forces, veterans, their families and dependents, and to pay other expenses necessary and incident to such service work, and declaring an emergency.

1st Reading .....	814
2nd Reading .....	825
Committee Report .....	1121-1122
Considered, advanced, 3rd Reading and referred for engrossment .....	1256-1257
Engrossed and to House .....	1288-1289
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 246—By Porter—An Act amending 72 O. S. 1941 § 1, and § 3 of said title as amended by Section 2, Chapter 1, Title 72, Oklahoma Session Laws 1943, relating to hawking and peddling by ex-service persons, and declaring an emergency.

1st Reading .....	814-815
2nd Reading .....	825
Committee Report .....	1119-1120
Considered, advanced, 3rd Reading and referred for engrossment .....	1257-1258
Engrossed and to House .....	1288-1289
Referred for enrollment .....	2091
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2124

SENATE BILL NO. 247—By Nevins—An Act amending Section 202 of Title 44, Oklahoma Statutes 1941.

1st Reading .....	824
2nd Reading .....	856
Committee Report .....	874
Stricken .....	1535

SENATE BILL NO. 248—By Committee on Military Affairs—An Act amending Section 282 of Title 74, Oklahoma Statutes 1941.

1st Reading .....	824
2nd Reading .....	856
Withdrawn from Committee and re-referred to Committee ..	910

SENATE BILL NO. 249—By Burns—An Act authorizing cities and incorporated towns to widen, extend, and improve streets, avenues, boulevards and alleys, and to acquire land by condemnation, or otherwise, and to pay for the cost thereof



by the levy and collection of special assessments against the property benefited thereby; and declaring an emergency.

1st Reading .....	824
2nd Reading .....	856
Committee Report .....	1053
Considered, advanced, 3rd Reading and referred for engrossment .....	1178-1179
Engrossed and to House .....	1199

SENATE BILL NO. 250—By Norton—An Act relating to the State Industrial School for white girls; authorizing the superintendent of said school to employ certain wards and providing for payment for services and declaring an emergency.

1st Reading .....	848
2nd Reading .....	856
Committee Report .....	1052
Considered, advanced, 3rd Reading and referred for engrossment .....	1430-1431
Engrossed and to House .....	1465

SENATE BILL NO. 251—By Nance—An Act amending Title 18, Chapter 11, Oklahoma Statutes 1941, relating to foreign corporations, providing a new section to be known as Section 451a; providing that foreign charitable, educational, and religious corporations, institutions or foundations carrying on some part of their activities in this State shall, upon filing with the Secretary of State a copy of their charter or articles of incorporation and upon the payment of the fees provided for in Section 111, Title 28, Oklahoma Statutes, 1941, be issued a license or permit to carry on activities within this State, and that such corporations shall enjoy all the rights, privileges, exemptions, and immunities conferred upon like corporations, institutions or foundations organized under the laws of this State; and declaring an emergency.

1st Reading .....	848
2nd Reading .....	856
Committee Report .....	1095
Considered, advanced, 3rd Reading and referred for engrossment .....	1117-1118
Engrossed and to House .....	1131
Referred for enrollment .....	1730
Enrolled and 4th Reading .....	1731-1732
To Governor .....	1792

SENATE BILL NO. 252—By Ritzhaupt—An Act relating to food, drugs and cosmetics; providing a State uniform food, drug, and cosmetic act; defining terms; authorizing prohibition of acts; providing for injunctions, proceedings; authorizing penalties, and guarantees; providing for seizure requirements, prosecutions for major and minor violations; setting standards of food, drugs, and cosmetics; prohibiting mislabeling or misbranding; specifically authorizing emergency control; authorizing and defining new drugs; prohibiting mislabeling of food, drugs, and cosmetics, and adulteration of same; prohibiting false advertising; providing regulations, in-

spectations, publicity and severability; providing that this act shall be accumulative; requiring approval of rules and regulations by the attorney general; repealing 63 O. S. 1941, Sections 181 to 195, inclusive, and Sections 197 to 200, inclusive, and Sections 202 to 212 inclusive, and any and all other acts and parts of acts in conflict therewith.

1st Reading .....	867
2nd Reading .....	875
Committee Report .....	1133
Considered, advanced, 3rd Reading and referred for engrossment .....	1300-1303
Engrossed and to House .....	1353

SENATE BILL NO. 253—By Chapman of the Senate and Wallace and Evans of the House—An Act relating to game refuges; amending 29 O. S. 1941 § 201 to provide that field dog trials may be held within the Lake Murray area; and declaring an emergency.

1st Reading .....	868
2nd Reading .....	875
Committee Report .....	1007
Considered, advanced, 3rd Reading and referred for engrossment .....	1091-1092
Engrossed and to House .....	1101
Referred for Enrollment .....	1848
Enrolled and 4th Reading .....	1932
To Governor .....	2014

SENATE BILL NO. 254—By Chapman of the Senate and Evans and Wallace of the House—An Act amending paragraph (G), Section 24-c, Chapter 6, Article 19, Oklahoma Session Laws 1943, relating to the compensation of the assistants and stenographers of the county attorney's office of all counties in this state having a population of 43,000 to 45,000, and an assessed valuation of \$14,000,000.00 to \$21,000,000.00; fixing the salaries of assistants and stenographers in the office of such county attorneys, and the minimum and maximum thereof; and declaring an emergency.

1st Reading .....	868
2nd Reading .....	876
Committee Report .....	1267-1268
Considered, advanced, 3rd Reading and referred for engrossment .....	1382-1383
Engrossed and to House .....	1395-1396
Referred for Enrollment .....	2099
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 255—By Chapman of the Senate and Wallace and Evans of the House—An Act relating to the State Game and Fish Commission; amending Title 29, Chapter 1, Section 1, Oklahoma Session Laws 1943 to provide that members of said commission shall be appointed by the governor, and striking the age limitation upon the appointment of such members; and declaring an emergency.



1st Reading .....	868
Second Reading .....	876
Committee Report .....	1006
Considered, advanced, 3rd Reading and referred for engrossment .....	1090-1091
Engrossed and to House .....	1101
Referred for enrollment .....	2085
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2120

SENATE BILL NO. 256—By Duffy of the Senate and Focht of the House—An Act classifying for taxation all machinery, permanent fixtures and plant equipment, of petroleum oil refineries, gasoline refineries and gasoline plants; declaring same to be real estate for such purposes; amending sub-section "Eight" of Section 15.4, Title 68, Oklahoma Statutes 1941; making this Act effective for the taxable year 1945, declaring its provisions severable; and declaring an emergency.

1st Reading .....	768
2nd Reading .....	876

SENATE BILL NO. 257—By Logan, Anderson, Braden, Brown, Chapman, Counts, Dacus, Finney, Gary, Irby, Neill, Nevins, Nichols, Paul, Porter, Speck, White and Worthington—An Act providing that when any person elected to a public office has failed to qualify and enter upon the duties of such office for any reason or cause at the time and in the manner provided by law, and for two years or more thereafter has not qualified and entered upon the duties of said office shall be deemed vacant and shall be filled by the officer or board authorized to fill such vacancy, providing for the surrender of the office to the person so appointed, making provisions of Act retroactive as well as prospective, repealing 51 O. S. 1941 § 3 and Acts and parts of Acts in so far as they conflict herewith; and declaring an emergency.

1st Reading .....	868
2nd Reading .....	876
Committee Report .....	1120
Considered, advanced, 3rd Reading and referred for engrossment .....	1383-1384; 1397-1398
Engrossed and to House .....	1403
House Amendment concurred in, bill passed as amended and referred for enrollment .....	2114-2115
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 258—By Finney of the Senate and Dees and Flowers of the House—An Act amending 4 O. S. 1941 § 94 relating to the restraint of domestic animals, providing that the section shall not apply to a part of McCurtain County.

1st Reading .....	875
2nd Reading and to Calendar .....	899
Considered, advanced, 3rd Reading and referred for engrossment .....	1141-1143
Engrossed and to House .....	1160

SENATE BILL NO. 259—By Finney—An Act relating to the payment of final judgment for the recovery of fees or taxes, held to be unconstitutional or otherwise invalid, which had theretofore been transferred to a fund or funds in the State Treasury; authorizing the payment of said judgments; providing that by Act the State is not consenting to be sued; and declaring an emergency.

1st Reading .....	875
2nd Reading .....	899
Committee Report .....	993
Considered, advanced, 3rd Reading and referred for engrossment .....	1144-1146
Engrossed and to House .....	1160
Referred for enrollment .....	2114
Enrolled and 4th Reading .....	2118
To Governor .....	2127

SENATE BILL NO. 260—By Thornton—An Act making an appropriation out of the General Revenue Fund of the State of Oklahoma for the purpose of paying the salaries, per diem and expenses of the State Legislative Council in accordance with the provisions of Sections 451 to 462 inclusive, of Title 74, Oklahoma Statutes of 1941.

1st Reading .....	875
2nd Reading .....	899

SENATE BILL NO. 261—By Carrier—An Act appropriating One Hundred Fifty (\$150.00) Dollars to Otto Fessenger of Enid, Oklahoma, for payment of an assigned claim made out to A. B. Hugos, reporter of the Twentieth Judicial District, Oklahoma, for salary for the month of May, 1928, said appropriation to be made from the General Revenue Fund of the State, accruing to said fund during the fiscal year ending June 30th, 1946.

1st Reading .....	875
2nd Reading .....	899
Committee Report .....	1001
Considered, advanced, 3rd Reading and referred for engrossment .....	1116-1117
Engrossed and to House .....	1131

SENATE BILL NO. 262—By Ritzhaupt—An Act amending Title 59, Section 552, Oklahoma Statutes 1941, relating to the Board of Nurse Examiners; and declaring an emergency.

1st Reading .....	892
2nd Reading .....	899
Committee Report .....	1052
Considered, advanced, 3rd Reading and referred for engrossment .....	1114-1115
Engrossed and to House .....	1131

SENATE BILL NO. 263—By Cobb—An Act providing aid for weak school districts, making an appropriation to assist in building and equipping new school buildings in weak school districts; and declaring an emergency.

1st Reading .....	897
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2nd Reading .....	899
Committee Report .....	1002
Considered, advanced, 3rd Reading and referred for engrossment .....	1171-1172
Engrossed and to House .....	1183
Referred for enrollment .....	1449
Enrolled and 4th Reading .....	1465
To Governor .....	1492
Governor's Message .....	1915

SENATE BILL NO. 264—By Nance, Finney, Nichols, Burns, Leonard, Ginder, Jones, Braden, Collier and Rinehart—An Act fixing the annual salary of the Attorney General of Oklahoma and the annual salaries of the Assistants and other members of his office whose positions are now created by law; fixing effective date of said Act; repealing conflicting laws; and declaring an emergency.

1st Reading .....	898
2nd Reading and to Calendar .....	925
Considered, advanced, 3rd Reading and referred for engrossment .....	1009-1011
Engrossed and to House .....	1012-1013

SENATE BILL NO. 265—By Committee on Revenue and Taxation—An Act relating to ad valorem taxes, and requiring notice thereof; requiring taking, entering, and keeping addresses of persons, firms, and corporations charged with ad valorem tax or owning real properties so charged; requiring mailing of notice of taxes due when tax rolls are delivered, prior to publication of delinquent personal tax lists, prior to publication of delinquent real estate tax lists, and prior to publication of resale lists; assigning such duties to certain county officers and making such duties mandatory; providing that failure to send or receive such notice shall in no wise alter the due or delinquency date of such taxes, or the running of penalties thereon, or the enforcement thereof in the manner provided by law; authorizing expenditures from the resale-property fund for such purpose and making it the mandatory duty of the county commissioners and excise board to make budgetary provision therefor when the resale-property fund is insufficient; requiring taxpayers desiring benefits of this Act to give notice of change of address; prescribing penalties for failure to perform mandatory official duties; and declaring an emergency.

1st Reading .....	938
2nd Reading and to Calendar .....	971
Considered, advanced, 3rd Reading and referred for engrossment .....	1085-1086
Engrossed and to House .....	1101

SENATE BILL NO. 266—By Rinehart—An Act relating to sidewalks, providing that they shall be kept in a reasonably safe condition for the ordinary use thereof, making abutting property owners as well as municipality liable for injuries resulting from failure to so keep sidewalks, provided injured party exercises ordinary care to avoid injury; and declaring an emergency.

1st Reading .....	939
2nd Reading .....	972

SENATE BILL NO. 267—By Counts of the Senate and Impson, Edwards and Choate of the House—An Act providing for the establishment, maintenance and operation of a county law library for Pittsburg County, State of Oklahoma, to be used by the public, the courts and public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; creating a board of trustees; defining their powers and duties; authorizing the payment of claims; repealing all acts in conflict therewith; and declaring an emergency.

1st Reading .....	939
2nd Reading .....	972
Committee Report .....	1002
Considered, advanced, 3rd Reading and referred for engrossment .....	1034-1036
Engrossed and to House .....	1051
Referred for enrollment .....	1846
Enrolled and 4th Reading .....	2106
To Governor .....	2120

SENATE BILL NO. 268—By Wheeler—An Act appropriating the sum of four hundred ten and thirty-five one-hundredths (\$410.35) dollars to the Southwestern Institute of Technology at Weatherford, Oklahoma, for payment of certain claims of the Star Engraving Company of Houston, Texas.

1st Reading .....	953
2nd Reading .....	972

SENATE BILL NO. 269—By Burns of the Senate, and Wallace (Oklahoma) of the House—An Act authorizing and directing the State Board of Public Affairs to purchase lots 15 and 16 in Block 4, State Capitol addition to Oklahoma City, Oklahoma, same being a tract of 155 feet fronting on Northeast 22nd Street and with a depth of 144.37; making an appropriation therefor, and declaring an emergency.

1st Reading .....	953
2nd Reading .....	972
Committee Report .....	1002
Considered, advanced, 3rd Reading and referred for engrossment .....	1037-1039
Engrossed and to the House .....	1051
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1997-1999
Enrolled and 4th Reading .....	2051-2052
To Governor .....	2081

SENATE BILL NO. 270—By Porter—An Act amending Title 16, Section 39, Oklahoma Statutes 1941, relating to justices of the peace; validating acknowledgments, and declaring an emergency.

1st Reading .....	971
2nd Reading .....	1008



Committee Report .....	1029
Considered, advanced, 3rd Reading and referred for engrossment .....	1550-1551
Engrossed and to House .....	1582

SENATE BILL NO. 271—By Sears—An Act making orders of the boards of county commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections; and declaring an emergency.

1st Reading .....	971
2nd Reading .....	1008
Committee Report .....	1100
Stricken .....	1513

SENATE BILL NO. 272—By Norton—An Act appropriating five hundred sixty-four dollars and thirty-eight cents (\$564.38) to be used by the State Board of Public Affairs for the purpose of paying Wood and Company, Shawnee, Oklahoma, claims covering delivery of food requirements of the Western Tuberculosis Sanatorium, Clinton, Oklahoma, and D. B. & O. Institute, Taft, Oklahoma; and declaring an emergency.

1st Reading .....	994
2nd Reading .....	1008
Committee Report .....	1068
Considered, advanced, 3rd Reading and referred for engrossment .....	1110-1111
Engrossed and to House .....	1131

SENATE BILL NO. 273—By Counts and Nichols—An Act relating to workmen's compensation; limiting claimant and respondent to the testimony of two physicians each in hearings before the State Industrial Commission; authorizing the commission of its own motion to order any claimant examined by other physicians; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	994
2nd Reading .....	1008
Committee Report .....	1121
Considered, advanced, 3rd Reading and referred for engrossment .....	1218-1220
Engrossed and to House .....	1244
Referred for enrollment .....	2083
Enrolled and 4th Reading .....	2113-2114
To Governor .....	2120

SENATE BILL NO. 274—By Committee on Revenue and Taxation—An Act amending Section 873, Title 68, Oklahoma Statutes of 1941, and declaring an emergency.

1st Reading .....	994
2nd Reading and to Calendar .....	1009

Considered, advanced, 3rd Reading and referred for engrossment .....	1086-1087
Engrossed and to House .....	1101
House Amendment read and consideration deferred .....	1226
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1249-1251
Enrolled and 4th Reading .....	1288-1289
To Governor .....	1332
Governor's Message .....	1525

SENATE BILL NO. 275—By Nevins—An Act relating to salaries and compensation of county officers, deputies and part-time deputies; amending Section 26, Subdivision (d), Chapter 6, Title 19, Oklahoma Session Laws 1943, to provide that regular and/or part-time deputies shall receive not less than eighty dollars (\$80.00) each per month nor more than one hundred fifty dollars (\$150.00) each per month; and declaring an emergency.

1st Reading .....	1007
2nd Reading .....	1030
Committee Report .....	1132
Stricken .....	1166

SENATE BILL NO. 276—By Duffy—An Act relating to the court fund; amending Sections 321 and 323 of Title 62, Oklahoma Statutes 1941; providing for payment for transcripts, also certain costs in preliminary hearings and juvenile court proceedings.

1st Reading .....	1007
2nd Reading .....	1030
Committee Report .....	1055
Considered, advanced, 3rd Reading and referred for engrossment .....	1340-1341
Engrossed and to House .....	1359-1360

SENATE BILL NO. 277—By Pruett—An Act to provide moral instruction for children in connection with the public schools.

1st Reading .....	1007
2nd Reading .....	1030
Committee Report and re-referred to Committee .....	1132-1133
Committee Report .....	1163

SENATE BILL NO. 278—By Cobb of the Senate and Wright of the House—An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1945, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State system of higher education, said appropriation to be nonfiscal and to be made available for expenditure until June 30, 1947, and declaring an emergency.

1st Reading .....	1007
2nd Reading .....	1030
Committee Report .....	1268
Considered, advanced, 3rd Reading and referred for engrossment .....	1313-1314



Engrossed and to House.....	1322
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1521-1523
Enrolled and 4th Reading.....	1551-1552
To Governor .....	1602
Governor's Message .....	1916

SENATE BILL NO. 279—By Nichols of the Senate and Rowe, Billingsley and Bradley of the House—An Act amending Sections 11, 12, 21, 22, 43, 63, 77, 82 and 102, Title 85, Oklahoma Statutes 1941, same being Sections 13,351; 13,352; 13,355; 13,356; 13,376; 13,384; 13,389; and 13,395, Oklahoma Statutes 1931, as amended heretofore, relating to the Workmen's Compensation Law, and more particularly relating respectively to those requirements thereof providing for and requiring employers to provide for and secure the payment of compensation to injured employees; and fixing and prescribing liability in cases involving independent and other intermediate employers or contractors and for enforcement of awards in such cases; fixing the basis of determining weekly rates of compensation payable to injured employees; increasing the maximum and minimum weekly rate of compensation payable in case of injury and disability; providing for compensation awards in cases involving previous injury to conform to the "Second Injury Fund Law"; limitation of time for filing of claims and for dismissal of claims filed and not prosecuted within the time required; creating additional liabilities and remedies for enforcement of same in cases where employers have failed to secure the payment of compensation awards; providing additional rules governing procedure before the commission; requiring employers and insurance carriers to make reports of injuries and disabilities to the commission and prescribing penalties for failure to make such reports; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1008
2nd Reading .....	1030

SENATE BILL NO. 280—By Senate Committee on Appropriations—An Act relating to the revolving funds of the Oklahoma State penitentiary and the Oklahoma state reformatory consolidating revolving funds; providing purposes for which such funds may be expended; prescribing duties and procedure relating thereto; repealing 57 O. S. 1941, § § 163, 165, 166, 253, 255 and 322; and declaring an emergency.

1st Reading .....	1018
2nd Reading .....	1030
Committee Report .....	1068
Considered, advanced, 3rd Reading and referred for engrossment .....	1109-1110
Engrossed and to House .....	1131
Referred for enrollment .....	1913
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 281—By Speck, Dacus and Wheeler of the Senate and Shelton of the House—An Act relating to

the public schools; authorizing the State Board of Education, in calculating minimum program, to consider certain schools as separate units; making provisions for calculating transportation in certain districts in which orphanages are maintained; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	1018
2nd Reading .....	1030
Committee Report .....	1161

SENATE BILL NO. 282—By Jones—An Act amending Section 126, Title 52, Oklahoma Statutes, 1941, as amended by Section 2, Chapter 3, Title 52, Session Laws of 1943; and amending Section 127, Title 52, Oklahoma Statutes, 1941, as amended by Section 3, Chapter 3, Title 52, Session Laws of 1943; and amending Section 4, Chapter 3, Title 52, Session Laws of 1943; providing for employes of the conservation department of the corporation commission, fixing their salaries, duties, and qualifications; providing for payment and method of payment of traveling expenses; providing that all salaries and expenses of employes of said department be paid from the conservation fund; and declaring an emergency.

1st Reading .....	1018
2nd Reading .....	1030
Committee Report .....	1161-1162
Considered, advanced, 3rd Reading and referred for engrossment .....	1425-1426
Engrossed and to House .....	1465
House Amendment concurred in, bill passed as amended and referred for enrollment .....	1902-1903; 1904-1906
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 283—By Committee on Insurance—An Act amending Section 2, Title 85, Oklahoma Session Laws 1943, being an Act defining "Physically Impaired" persons for the purpose of this Act; relating to benefits payable under the Workmen's Compensation Law to employees who have previously suffered physical impairment; limiting the liability of the employers insurance carriers and self-insurers for any subsequent injuries sustained by such employees; creating a special indemnity fund; requiring certain contributions thereto; providing for the manner of raising, expending or administering such special indemnity fund; providing for details in connection therewith; and declaring an emergency.

1st Reading .....	1050
2nd Reading .....	1071

SENATE BILL NO. 284—By Braden, Mahan, Counts and White—An Act relating to legal assistants to justices of the supreme court; amending 74 O. S. 1941 § 275 to provide that legal assistants to justices of the supreme court shall receive an annual salary of five thousand dollars (\$5,000.00); and declaring an emergency.

1st Reading .....	1050
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2nd Reading .....	1071
Committee Report .....	1132

SENATE BILL NO. 285—By Burns and Rinehart of the Senate and McCarty of the House—An Act authorizing the state board of agriculture to cooperate with the city of Oklahoma City, Oklahoma, and the Oklahoma state fair and exposition in the erection of a memorial coliseum to Oklahoma members of the 4-H clubs and the Future Farmers of America organization serving with distinction and valor on the battle fronts of the world; providing such coliseum shall be dedicated to the use of the farm youth of Oklahoma in the proper scientific education in agriculture and livestock production; appropriating one hundred fifty thousand dollars (\$150,000.00) for the fiscal year ending June 30, 1946, for such purposes as described herein; providing such sums shall not be available unless suitable plaques or tablets are provided and said coliseum shall be kept in good repair and adequately insured; providing that proper memorial services honoring said 4-H and F.F.A. members shall be held in said coliseum each year; providing no further liability shall devolve upon the state; and declaring an emergency.

1st Reading .....	1050
2nd Reading .....	1072
Withdrawn from Committee and re-referred to Committee .....	1134

SENATE BILL NO. 286—By Goodpaster—An Act relating to railway company policemen; authorizing arrests by said policemen; vesting such policemen with statewide authority; amending 66 O.S.A 1941, Section 183; and declaring an emergency

1st Reading .....	1051
2nd Reading .....	1072
Committee Report .....	1194-1195

SENATE BILL NO. 287—By Ritzhaupt—An Act appropriating the sum of eight thousand dollars (\$8,000.00) to the state board of regents for higher education, authorizing the governor to transfer to the state board of regents for higher education the said sum for allocation to Langston University from the Governor's Emergency and Contingency Fund, and declaring an emergency.

1st Reading .....	1051
2nd Reading .....	1072
Withdrawn from Committee and to Calendar .....	1072
Considered, advanced, 3rd Reading and referred for engrossment .....	1115-1116
Engrossed and to House .....	1131
Referred for enrollment .....	1928
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 288—By Speck of the Senate and Jones of the House—An Act amending title to Senate Bill No. 35, 20th Oklahoma Legislature and Sections 9, 10, 13, 18, and 19, relating to the levying and collection of taxes in irrigation districts having construction contracts with the federal gov-

ernment; providing for certain corrections and substitutions of new words therein; and declaring an emergency.

1st Reading .....	1071
2nd Reading and to Calendar .....	1101
Considered, advanced, 3rd Reading and referred for engrossment .....	1175-1176
Engrossed and to House .....	1199
Referred for enrollment .....	1472
Enrolled and 4th Reading .....	1497
To Governor .....	1521
Governor's Message .....	1754-1755

SENATE BILL NO. 289—By Mahan—An Act authorizing oil companies, as defined herein, to appoint and employ special agents for the protection of company property and preservation of public peace and order; vesting such agents with state-wide authority co-extensive with that of sheriffs, constables and peace officers in the arrest and apprehension of persons committing crimes upon company property; providing that such companies shall be liable for official acts of such agents to the same extent as for acts of its agents and employees; and declaring an emergency.

1st Reading .....	1071
2nd Reading .....	1101
Committee Report .....	1161

SENATE BILL NO. 290—By Committees on Veterans Affairs of the Senate and the House—An Act authorizing and directing state owned institutions of higher learning to collect payments on cost of instruction from the United States Veterans Administration; and declaring an emergency.

1st Reading .....	1071
2nd Reading and to Calendar .....	1102
Considered, advanced, 3rd Reading and referred for engrossment .....	1252-1253
Engrossed and to House .....	1288-1289

SENATE BILL NO. 291—By Carrier, Dacus, Wheeler, Worthington and Ritzhaupt—An Act relating to school districts lying wholly within a transportation area, authorizing the formation of a union of such districts; prescribing the procedure to form such union; restricting pre-existing indebtedness to each member district so indebted; providing that school shall not be dispensed with nor any building disposed of except by majority vote in the original district; prescribing organization procedures; and declaring an emergency.

1st Reading .....	1095
2nd Reading .....	1102

SENATE BILL NO. 292—By Neill—An Act amending Section 93 of Title 12, Oklahoma Statutes 1941.

1st Reading .....	1095
2nd Reading .....	1102

SENATE BILL NO. 293—By Education Committee of Senate—An Act permitting school districts authorized to furnish



transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

1st Reading .....	1095
2nd Reading .....	1102

SENATE BILL NO. 294—By Committee on Education of the Senate—An Act to provide for the retirement for meritorious service of teachers and other employees of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits; to determine membership and conditions of membership in said fund; to provide for a board of trustees of said retirement fund; to provide for officers and to define their duties; to provide for the management of the funds of said system and to provide a method of financing said system; repealing Title 70, Chapter 27 Session Laws 1943; making the provisions of this Act severable; and declaring an emergency.

1st Reading .....	1095-1096
2nd Reading and to Calendar .....	1102
Withdrawn from Calendar and referred to Committee .....	1309

SENATE BILL NO. 295—By Paul—An Act making an appropriation out of the state highway construction and maintenance fund to make improvements on Rush Creek near Pauls Valley, Oklahoma, to protect U. S. Highway No. 77 from over flow and floods, prescribing details relating to the improvements, and declaring an emergency.

1st Reading .....	1105
2nd Reading .....	1134
Committee Report .....	1193-1194
Considered, advanced, 3rd Reading and referred for engrossment .....	1203-1204
Engrossed and to House .....	1210
Referred for enrollment .....	1928
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 296—By Logan of the Senate and Oerke and Johnson (Comanche) of the House—An Act relating to issue and sale of street improvement bonds; providing for a cushion fund to guarantee payment of bonds coming due the last year; and declaring an emergency.

1st Reading .....	1148
2nd Reading .....	1165

SENATE BILL NO. 297—By Rinehart and Collier—An Act relating to state highway or bridge contracts which have not been carried out or work thereunder has been suspended by virtue of an order or directive of a federal officer or agency during the second World war, authorizing such contracts to be re-negotiated with the original

contractor, or cancelled by mutual agreement and relet on advertised bids, and declaring an emergency.

1st Reading .....	1148
2nd Reading .....	1165
Committee Report .....	1291
Considered, advanced, 3rd Reading and referred for engrossment .....	1333-1335
Engrossed and to House .....	1353
Referred for enrollment .....	1472
Enrolled and 4th Reading .....	1475
To Governor .....	1492
Governor's Message .....	1754-1755

SENATE BILL NO. 298—By Chapman of the Senate and Wallace and Evans of the House—An Act authorizing the Board of Regents of the University of Oklahoma to accept gifts and bequests in regard to the Southern Oklahoma Hospital; directing manner and method of administering and holding same; defining kinds of gifts or bequests; prescribing authority of said Board of Regents in regard to such gifts and bequests; setting effective date hereof and declaring an emergency.

1st Reading .....	1148
2nd Reading .....	1165
Committee Report .....	1199
Considered, advanced, 3rd Reading and referred for engrossment .....	1247-1248
Engrossed and to House .....	1261
Referred for enrollment .....	1846
Enrolled and 4th Reading .....	1932
To Governor .....	2014

SENATE BILL NO. 299—By Irby—An Act to provide that all appointive officers who are confirmed by the State Senate and whose term of office is not fixed by the Constitution shall be submitted to the Senate and confirmed each two years; providing for date of submission and confirmation and in the event submission and confirmation fails, the term of office automatically expires; and declaring an emergency.

1st Reading .....	1148
2nd Reading and to Calendar .....	1165

SENATE BILL NO. 300—By Rinehart—An Act authorizing the planning, designation, construction, use, regulation, alteration, improvement, maintenance, and vacation of limited access highway facilities; authorizing cooperation of cities and counties with state and federal agencies and with each other for the construction thereof; providing for the financing thereof, including the authority to cities to issue bonds in payment of the whole or part of such costs; the establishment of local service roads and the prohibition of certain Acts upon limited access facilities; and declaring an emergency.

1st Reading .....	1195
2nd Reading and to Calendar .....	1201
Considered, advanced, 3rd Reading and referred for engrossment .....	1498-1500



Engrossed and to House .....	1520
Referred for enrollment .....	1829
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 301—By Nichols of the Senate and Billingsley of the House—An Act amending Sections 7598, 7599, 7601, 7602, and 7603, Oklahoma Statutes 1931, providing for widows' pensions; increasing allowances to widows and children under eighteen; providing apportionment of funds available; defining class of widows entitled thereto; and declaring an emergency.

1st Reading .....	1196
2nd Reading .....	1201
Committee Report .....	1289

SENATE BILL NO. 302—By Ritzhaupt—An Act relating to the state war council for nursing service, making said council an agency of the state, making appropriations for the support and maintenance of said council for the next biennium, authorizing the governor of the State of Oklahoma to allocate and transfer moneys from the governor's contingency and emergency fund for the support and maintenance of said council for the remainder of the fiscal year 1944-1945, and declaring an emergency.

1st Reading .....	1196
2nd Reading .....	1201
Withdrawn from Committee and re-referred to Committee .....	1244

SENATE BILL NO. 303—By Brown of the Senate and Meads of the House—An Act creating a County Law Library in Rogers County, Oklahoma, and providing for the maintenance of the same and for rules and regulations governing its use and declaring an emergency.

1st Reading .....	1196
2nd Reading and to Calendar .....	1201
Considered, advanced, 3rd Reading and referred for engrossment .....	1440-1441
Engrossed and to House .....	1465
Referred for enrollment .....	1848
Enrolled and 4th Reading .....	1920
To Governor .....	2014

SENATE BILL NO. 304—By Lowery, Anglin, Brown, Carrier, Duffy, Goodpaster, Irby, Jones, Nichols, Nance, Paul, Ginder, Ritzhaupt, Speck, Thornton, Sears, Worthington and Wheeler of the Senate and Gullett, Arms, Arrington, Bailey, Billingsley, Bradley, Dees, Evans, Hathcoat, Hinds (Cherokee) Musgrave, Parrish, Speakman, Tankersley, Wallace (Carter), Ward, Washington, and Weaver of the House—An Act relating to the adoption of children; providing for comprehensive code therefor; prescribing procedure; prescribing penalties for violation of this Act; validating prior adoptions; and repealing all laws and parts of laws in conflict herewith.

1st Reading .....	1196
2nd Reading .....	1201

Committee Report .....	1469
Considered, advanced, 3rd Reading and referred for engrossment .....	1548-1550
Engrossed and to House .....	1600-1601

SENATE BILL NO. 305—By Irby and Burns—An Act amending Section 89, Title 69, Oklahoma Statutes 1941, relating to audits of the books, records and files of the State Highway Commission; authorizing the expenditure of the sum of fifteen thousand (\$15,000.00) dollars annually out of the State Highway Construction and Maintenance Fund for the payment of the costs of making said audits; providing for the making of special audits; providing for payment of the costs thereof; and declaring an emergency.

1st Reading .....	1200
2nd Reading .....	1246
Committee Report and re-referred to Committee .....	1314-1315

SENATE BILL NO. 306—By Burns—An Act requiring all section, bridge and building and maintenance of way motor cars operated by any railroad in this state to be equipped with electric head lamps and rear lamps; providing a penalty; providing if any section, sentence or clause shall be declared invalid, other sections or parts of the Act shall not be affected thereby.

1st Reading .....	1208
2nd Reading .....	1246
Withdrawn from Committee and re-referred to Committee .....	1309

SENATE BILL NO. 307—By Thornton—An Act making appropriation from the General Revenue Fund of the State of Oklahoma, not otherwise appropriated, for the fiscal year ending June 30, 1946, and the fiscal year ending June 30, 1947, to the Oklahoma State Regents for Higher Education, to be used for the hospitalization of war veterans at the State University Hospital at Oklahoma City, Oklahoma; said appropriation for the fiscal year ending June 30, 1946 to be non-fiscal and any funds unexpended on June 30, 1946 shall be available for expenditure until June 30, 1947, and declaring an emergency.

1st Reading .....	1246
2nd Reading and to Calendar .....	1294
Considered, advanced, 3rd Reading and referred for engrossment .....	1337-1338
Engrossed and to House .....	1359-1360
Referred for enrollment .....	1928
Enrolled and 4th Reading .....	2004
To Governor .....	2055

SENATE BILL NO. 308—By Ritzhaupt—An Act relating to schools, providing for the transfer of colored high school pupils, and declaring an emergency.

1st Reading .....	1267
2nd Reading and to Calendar .....	1294



Considered, advanced, 3rd Reading and referred for engrossment .....	1547-1548
Engrossed and to House .....	1551

SENATE BILL NO. 309—By Anderson and Irby—An Act relating to cosmetology; authorizing the Board of Cosmetology to approve agreement and fix minimum prices for cosmetology work and services in cities and towns; declaring the legislative policy concerning this Act; vesting certain powers in the Board of Cosmetology relating to the administration and enforcement thereof; prescribing penalties for violations; making the provisions of this Act severable; providing that the provisions hereof shall be cumulative to 59 O. S. 1941 § § 198-198.27, inclusive, as amended; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	1267
2nd Reading .....	1294
Committee Report .....	1320-1321
Stricken .....	1397

SENATE BILL NO. 310—By Nichols, of the Senate, and Medlock and Holt of the House—An Act appropriating the sum of fifteen thousand (\$15,000.00) dollars out of the Governor's Contingent Fund for the purpose of purchasing land adjacent to the East Central State Teachers' College at Ada, Oklahoma; prescribing the method and manner of the expenditure; and declaring an emergency.

1st Reading .....	1293
2nd Reading and to Calendar .....	1333
Considered, advanced, 3rd Reading and referred for engrossment .....	1400-1401
Engrossed and to House .....	1465
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1902-1904
Enrolled and 4th Reading .....	1952
To Governor .....	2024

SENATE BILL NO. 311—By Counts and Chapman—An Act relating to taxation; providing that real property omitted for any year or years may be assessed for said year or years and placed upon the tax rolls; providing that the tax for such year or years may be paid without penalty, interest or costs in case the same is assessed and placed upon the tax rolls on or before September 1, 1945; and declaring an emergency.

1st Reading .....	1317
2nd Reading .....	1333
Withdrawn from Committee and to Calendar .....	1396
Considered, advanced, 3rd Reading and referred for engrossment .....	1404-1405
Engrossed and to House .....	1412

SENATE BILL NO. 312—By Counts and Chapman—An Act waiving, releasing and cancelling penalties, interest and costs accruing on ad valorem taxes upon personal property for the year 1944 and all prior years, provided all taxes due for the

year 1944 and all prior years are paid on or before September 1, 1945; and declaring an emergency.

1st Reading .....	1318
2nd Reading .....	1333
Withdrawn from Committee and to Calendar .....	1396
Considered and advanced .....	1403-1404
3rd Reading and referred for engrossment .....	1414-1415
Engrossed and to House .....	1426-1427

SENATE BILL NO. 313—By Counts, White, Pruett, Goodpaster, Mahan, Burns, Porter, and Leonard—An Act relating to the judicial council as established by order of the Supreme Court of Oklahoma providing that judges and clerks of the state, sheriffs, county attorneys, and other officers of the state and its subdivisions shall cooperate with and make reports to the judicial council upon request, and declaring an emergency.

1st Reading .....	1318
2nd Reading .....	1333
Committee Report .....	1384
Stricken .....	1555
Vote reconsidered by which stricken .....	1563
Considered, advanced, 3rd Reading and referred for engrossment .....	1563-1565
Engrossed and to House .....	1585

SENATE BILL NO. 314—By Anderson—An Act fixing the annual salary of the state examiner and inspector of the State of Oklahoma, and the annual salaries of the assistant, head deputies, deputies, and other members of his office whose positions are now created and provided by law; fixing effective date of this Act; repealing conflicting laws; and declaring an emergency.

1st Reading .....	1318
2nd Reading .....	1333
Committee Report .....	1467

SENATE BILL NO. 315—By Thornton—An Act fixing the salaries of certain state officers and employees whose salaries are payable from the general revenue fund and special funds of the state; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of act severable; repealing acts and/or parts of acts in so far as they conflict therewith; fixing effective date of act; declaring intention and providing other details; and declaring an emergency.

1st Reading .....	1323
2nd Reading and to Calendar .....	1387
Considered, advanced, 3rd Reading and referred for engrossment .....	1434-1436
Engrossed and to House .....	1473

SENATE BILL NO. 316—By Worthington—An Act relating to school districts and annexation of territory; amending Title 70, Chapter 24, Section 10, Session Laws 1943, to provide for the detachment and return of territory annexed to school districts during certain years; and declaring an emergency.



1st Reading .....	1323
2nd Reading and to Calendar .....	1387-1388

SENATE BILL NO. 317—By Counts, White and Nichols—  
Act relating to certain state employees; providing for the ap-  
pointment and compensation of law clerks and marshal of  
the criminal court of appeals, repealing all conflicting laws  
and parts of laws; and declaring an emergency.

1st Reading .....	1387
2nd Reading .....	1396
Committee Report .....	1466
Stricken .....	1555
Vote reconsidered by which stricken .....	1562
Considered, advanced, 3rd Reading and referred for engrossment .....	1562-1563
Engrossed and to House .....	1582

SENATE BILL NO. 318—By Burns—An Act fixing the  
salary of the commissioner of charities and corrections of the  
state of Oklahoma, and repealing 74 O. S. 1941 § 251 in so far  
as the same conflicts therewith.

1st Reading .....	1387
2nd Reading .....	1396
Committee Report .....	1467

SENATE BILL NO. 319—By Dacus—An Act relating to  
school districts; authorizing certain independent districts to  
become consolidated districts; prescribing procedure; and de-  
claring an emergency.

1st Reading .....	1387
2nd Reading .....	1396
Withdrawn from Committee and to Calendar .....	1480
Considered, advanced, 3rd Reading and referred for engrossment .....	1555-1556
Engrossed and to House .....	1582

SENATE BILL NO. 320—By Thornton and White of the  
Senate and Mountcastle, Frix and Wiley of the House—An Act  
appropriating seven hundred thousand (\$700,000.00) dollars  
from the General Revenue Fund for the fiscal year ending  
June 30, 1945, for the construction and repair of buildings  
and the purchase of equipment at the Oklahoma School for  
the Blind located in Muskogee County, and declaring an emer-  
gency.

1st Reading .....	1396
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and referred for engrossment .....	1500-1502
Engrossed and to House .....	1520
House Amendments read .....	1836-1837
House Amendments concurred in, bill passed as amended and referred for enrollment .....	1880-1882
Enrolled and 4th Reading .....	2097
To Governor .....	2123

## Part II

## SENATE RESOLUTIONS

SENATE RESOLUTION NO. 1—By Jones—A Resolution expressing regret of the Members of the State Senate of The Twentieth session of the Oklahoma Legislature upon the death of Chief John Raymond Pence of Stillwater, Oklahoma.

Introduced, considered, adopted and referred for engrossment .....	163-164
Engrossed and referred for enrollment .....	167-168
Enrolled and to Secretary of State .....	209-210

SENATE RESOLUTION NO. 2—By Paul and Finney—A Resolution deploring the death of 2nd Lt. Dow Markin, who made the supreme sacrifice in the Battle of the Ardennes on December 20, 1944.

Introduced, considered, adopted and referred for engrossment .....	189-191
Engrossed and referred for enrollment .....	209-210
Enrolled and to Secretary of State .....	245

SENATE RESOLUTION NO. 3—By Ritzhaupt—A Resolution requesting the President of each State Education Institution to submit to the Senate the name, age, and present selective service classification of all males of military age, 18 to 38, who are employed by the Institution in any capacity.

Introduced .....	287-288
Considered, withdrawn from Calendar and referred to Committee .....	312-313

SENATE RESOLUTION NO. 4—By Ginder, Nance and Sears—A Resolution paying respect to the memory of Ellen Carrier Hart, prominent musician and civic leader.

Introduced, considered, adopted and referred for engrossment .....	298-299
Engrossed and referred for enrollment .....	326
Enrolled and to Secretary of State .....	344

SENATE RESOLUTION NO. 5—By Paul, Goodpaster, Braden, Chapman, Counts, Irby, Collier, Gary and Porter—A Resolution urging the President of the United States to appoint a resident of the State of Oklahoma as Commissioner of Indian Affairs, and endorsing Honorable G. T. "Doc" Phillips of Indian descent and a resident of the Third Congressional District of Oklahoma for the appointment.

Introduced, considered, adopted and referred for engrossment .....	515-516
Engrossed and referred for enrollment .....	529
Enrolled and to Secretary of State .....	534



SENATE RESOLUTION NO. 6—By the Committee on Fish and Game—A Resolution memorializing the Congress of the United States to continue the program of destroying wolves, coyotes and bobcats by employing trappers, and memorializing Congress not to enact legislation now pending proposing to substitute a bounty on the scalps of said wolves, coyotes and bobcats instead of employing trappers.

Introduced -----728-729

SENATE RESOLUTION NO. 7—By Paul, Worthington, Dacus, Braden, Jones, Chapman, Brown, Porter, White, Irby and Counts—A Resolution providing for a declaration of the Federation of the World.

Introduced, considered, adopted and referred for

engrossment -----839-845

Engrossed and referred for enrollment-----867

Enrolled and to Secretary of State-----873

SENATE RESOLUTION NO. 8—By Paul—Resolution expressing regret and sympathy on account of the untimely death of William Paul Mays, test pilot at the Douglas Aircraft Plant, on April 11, 1945.

Introduced, considered, adopted and referred for

engrossment -----1357-1358

Engrossed and referred for enrollment-----1374

Enrolled and to Secretary of State-----1387

SENATE RESOLUTION NO. 9—By Finney, Anglin and Burns—A Resolution deploring the death of First Lieutenant Alonzo Heatherington who made the supreme sacrifice in France recently, supporting the First and Third Armies as pilot, flying a B-26 bomber.

Introduced, considered, adopted and referred for

engrossment -----1553-1555

Engrossed and referred for enrollment-----1582

Enrolled and to Secretary of State-----1600-1601

SENATE RESOLUTION NO. 10—By Logan, Paul and Collier—A Resolution Commemorative of Major Philip Godfrey Chapman.

Introduced, considered, adopted and referred for

engrossment -----1701-1702

Engrossed and referred for enrollment-----1712-1713

Enrolled and to Secretary of State-----1732

## Part III

# SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION NO. 1—By Mahan, Goodpaster, Norton and Finney—A Resolution memorializing the Congress of the United States to amend the Federal Social Security Law to permit recipients of benefits or assistance thereunder to engage in various work and small enterprises without prejudice to their status as beneficiaries of said law to the extent that the first Two Hundred Forty Dollars (\$240.00) annual net earnings of any such persons shall not be taken into consideration in determining the amount of assistance they are to receive.

Introduced .....	138
Considered, adopted and referred for engrossment.....	148
Engrossed and to House.....	150-151
House Amendment read and consideration deferred .....	227
House Amendment concurred in, adopted as amended and referred for enrollment.....	271
Enrolled and to House.....	286
To Secretary of State.....	292

SENATE CONCURRENT RESOLUTION NO. 2—By Ritzhaupt—A Resolution requesting the State Board of Equalization to cause the total assessed valuation of all property in the State for taxation purposes for the year 1945 to be increased by twenty per cent (20%) over the total assessed valuation for the State for the preceding year, requesting County Assessors and other officials to cooperate in causing such increase in valuations to be made, and directing that a copy of this Resolution be forwardd to certain tax assessing officials.

Introduced and referred to Committee.....	188
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SENATE CONCURRENT RESOLUTION NO. 3 — By Sears—A Concurrent Resolution memorializing the Congress of the United States, the Federal Communications Commission, and the Interstate Commerce Commission to take such steps as may be necessary to enable and insure all practical use of radio in the operation of trains in the interest of public safety.

Introduced .....	210
Considered, adopted and referred for engrossment.....	284
Engrossed and to House.....	292-293
Referred for enrollment.....	502
Enrolled and to House.....	505
To Secretary of State.....	528



SENATE CONCURRENT RESOLUTION NO. 4—By Cowden and Senate Committee on Veterans' Affairs—A Concurrent Resolution memorializing the Congress of the United States and the Veterans' Administration of the Federal Government to establish within the State of Oklahoma (1) additional Hospital facilities for Veterans, and (2) Additional Facilities for the Veterans' Administration for the handling of all matters in which veterans, their widows and orphans may be interested or affected.

Introduced, considered, adopted and referred for engrossment .....	394-395
Engrossed and to House .....	412
Referred for enrollment .....	569-570
Enrolled and to House .....	572
To Secretary of State .....	619

SENATE CONCURRENT RESOLUTION NO. 5—By Cowden and Senate Committee on Veterans' Affairs—A Concurrent Resolution memorializing the Congress of the United States and the Veterans' Administration of the United States to establish within Oklahoma a Colony Type Hospital for nervous cases and pledging cooperation of State in securing land or site therefor.

Introduced, considered, adopted and referred for engrossment .....	395
Engrossed and to House .....	412
Referred for enrollment .....	569-570
Enrolled and to House .....	572
To Secretary of State .....	610

SENATE CONCURRENT RESOLUTION NO. 6—By Worthington of the Senate and Foley of the House—A Resolution demanding a change of policy on the part of the Oklahoma Public Welfare Commission toward paying allowances to the aged, the blind and the dependent underprivileged children in the State of Oklahoma.

Introduced .....	412
Withdrawn from Calendar and referred to Committee .....	455

SENATE CONCURRENT RESOLUTION NO. 7—By Brown—A Concurrent Resolution transmitting to the Oklahoma Regents for Higher Education the Budget needs of the Oklahoma Military Academy, being one of the various institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the Public Building Fund, and a reappropriation of funds having been made by the 19th Legislature out of the Public Building Fund, said appropriated and reappropriated funds being made in Senate Bill No. ----, by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the system of Higher Education, in order that said Oklahoma State Regents for Higher Education may have information relative thereto.

Introduced .....	454
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SENATE CONCURRENT RESOLUTION NO. 8—By Rine-

hart, Finney, Paul, Jones, Gary, Neill, Goodpaster, Anglin, Counts, Norton, Lowery, Collier, Cobb, Nance, Nichols, Wheeler, Dacus, Nevins, Pruett, Logan, Leonard, Irby, Anderson, Chapman, Porter, Speck, Worthington, Carrier, Williams, Trussel and Burns—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Regular Session of the Twentieth Legislature of the State of Oklahoma.

Introduced .....563  
Special Order .....812

SENATE CONCURRENT RESOLUTION NO. 9—By Irby of the Senate and Dees of the House—A Resolution requesting the Governor to secure an opinion from the Attorney General, and to take action to stop members of the Legislature from voting for appropriations and then illegally benefitting from such appropriations by being paid salaries or other compensation therefrom.

Introduced and referred to Committee .....673-674

SENATE CONCURRENT RESOLUTION NO. 10—By Jones—A Resolution memorializing Congress to amend the Federal Income Tax Law so that it will not discriminate against Forty States including Oklahoma in favor of the Eight States having Community Property Laws.

Introduced, considered, adopted and referred  
for engrossment .....688-689  
Engrossed and to House .....713  
House Amendment concurred in, adopted as amended  
and referred for enrollment .....904-905  
Enrolled and to House .....923-924  
To Secretary of State .....941

SENATE CONCURRENT RESOLUTION NO. 11—By Gary, Braden, Nevins, Irby and Norton of the Senate and Biles, Flowers, Toaz, Underwood, Shipley and Hawthorne of the House—A Concurrent Resolution requesting the Governor of the State of Oklahoma to allocate from his Special Contingency Fund monies to the Finance Department of the Department of Education, to be used to supplement the transportation funds in accordance with House Bill No. 361 of the Session Laws of 1943.

Introduced, considered, adopted and referred  
for engrossment .....734  
Engrossed and to House .....743

SENATE CONCURRENT RESOLUTION NO. 12—By Rinehart of the Senate and Barnhart of the House—A Concurrent Resolution commemorating the Life and Achievements of Thomas Jefferson, calling attention to the thirteenth day of April as the birthday of the Father of the Declaration of Independence and the Founder of the Democratic Party.

Introduced .....788  
Considered, adopted and referred for engrossment .....812  
Engrossed and to House .....820  
Referred for enrollment .....904



Enrolled and to House .....	914
To Secretary of State .....	923

SENATE CONCURRENT RESOLUTION NO. 13—By Nichols, Dacus, Gary and Norton—A Resolution urging the Oklahoma State Regents for Higher Education to prescribe standards and courses of study in schools, colleges, universities and institutions of higher education relating to agriculture, soil and water conservation propagation and preservation of wild-life, and conservation of natural resources.

Introduced .....	827-828
Considered, adopted and referred for engrossment .....	1205
Engrossed and to House .....	1210

SENATE CONCURRENT RESOLUTION NO. 14—By Logan, Braden, Paul, Lowery, Jones and Nichols—A Resolution requesting the Governor to accept an invitation to address the Jefferson Day Celebrations in California.

Introduced, considered, adopted and referred for engrossment .....	879-882
Engrossed and to House .....	888
Referred for enrollment .....	904
Enrolled and to House .....	923-924
To Secretary of State .....	941
Governor's Message .....	1261-1262

SENATE CONCURRENT RESOLUTION NO. 15—By Nichols—A Resolution memorializing the President, the Secretary of State, and the Congress of the United States in arranging peace conferences to provide that enlisted men who have actually engaged in combat shall be represented on the delegation of this nation at all such peace conferences.

Introduced .....	953
Considered, adopted and referred for engrossment .....	974
Engrossed and to House .....	1000
Referred for enrollment .....	1237
Enrolled and to House .....	1261
To Secretary of State .....	1266-1267

SENATE CONCURRENT RESOLUTION NO. 16—By Nichols of the Senate and Billingsley of the House—A Resolution memorializing the Members of the Oklahoma Delegation in Congress to revive and secure the adoption of the Disney Bill providing for an average price increase of thirty-five (35c) cents per barrel on crude oil.

Introduced .....	953
Considered, adopted and referred for engrossment .....	974
Engrossed and to House .....	983-984
House Amendment read and consideration deferred .....	1264
House Amendment concurred in, adopted as amended and referred for enrollment .....	1605
Enrolled and to House .....	1622
To Secretary of State .....	1696

SENATE CONCURRENT RESOLUTION NO. 17—By Cobb of the Senate and Wright of the House—A Concurrent

Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental Budget needs of the Institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements at and for the following named State Institutions of Higher Learning.

Introduced ..... 1029

SENATE CONCURRENT RESOLUTION NO. 18—By Rinehart of the Senate, and Barnhart of the House—A Resolution paying tribute to Colonel Charles Clark Kegelman of El Reno, Oklahoma.

Introduced, considered, adopted and referred  
for engrossment ..... 1032-1034  
Engrossed and to House ..... 1051  
Referred for enrollment ..... 1127  
Enrolled and to House ..... 1151  
To Secretary of State ..... 1158

SENATE CONCURRENT RESOLUTION NO. 19—By Anglin, of the Senate, and Standley, of the House—A Concurrent Resolution memorializing Congress to waive payment of interest and authorize refund of interest heretofore paid on deficiencies in income taxes arising out of the Oklahoma Community property law being invalidated for Federal Income tax purposes by the Supreme Court of the United States.

Introduced ..... 1131  
Considered, adopted and referred for engrossment ..... 1166  
Engrossed and to House ..... 1178  
Referred for enrollment ..... 2021  
Enrolled and to House ..... 2051-2052  
To Secretary of State ..... 2082

SENATE CONCURRENT RESOLUTION NO. 20—By Braden, Lowery, Norton, Mahan, Carrier, Ginder, Jones, Sears, Counts, Burns, Gary, Brown, Anglin, Worthington, Anderson, Leonard, White, Speck, Neill, Cowden, Duffy, Thornton, Dacus, Ritzhaupt, Collier, Williams, Grennell, Nance, Nevins, Irby—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twentieth Legislature of the State of Oklahoma.

Introduced, considered, adopted and referred  
for engrossment ..... 1164-1165  
Engrossed and to House ..... 1172-1173  
House Amendment rejected, conference requested and  
Senate Conferees appointed ..... 2033  
House grants conference, naming conferees ..... 2039  
Conference Committee Report adopted, Resolution  
adopted as amended and to House ..... 2039-2040  
Referred for enrollment ..... 2061  
Enrolled and to House ..... 2090  
To Secretary of State ..... 2117

SENATE CONCURRENT RESOLUTION NO. 21—By Anglin, of the Senate, and Standley, of the House—A Resolution memorializing Congress to pass H. R. 2376 (79th Congress,



1st Session) Establishing a Veterans' Hospital at Boley, Oklahoma, for Negro Veterans.

Introduced .....	1195
Considered, adopted and referred for engrossment .....	1205
Engrossed and to House .....	1244
Referred for enrollment .....	2021
Enrolled and to House .....	2051-2052
To Secretary of State .....	2082

SENATE CONCURRENT RESOLUTION NO. 22—By Pruett—A Concurrent Resolution requesting and authorizing the Chief Executive of the State and the President of the Senate and the Speaker of the House to communicate with like authorities in the principal mid-continent oil and natural gas producing states and seek to agree upon a fair and uniform gross production tax on crude oil and natural gas so as to bring an adequate tax return to the State for the loss of this great natural resource and prevent discrimination in the markets and report to the next meeting of the Legislature.

Introduced .....	1199-1200
Considered, adopted and referred for engrossment .....	1381
Engrossed and to House .....	1395-1396
Referred for enrollment .....	1451
Enrolled and to House .....	1473
To Secretary of State .....	1492

SENATE CONCURRENT RESOLUTION NO. 23—By Thornton—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the budget needs of the State University Hospital for the hospitalization of War Veterans, said hospital being one of the various State Institutions comprising the Oklahoma State System of Higher Education which was considered by the 20th Legislature as the basis for the appropriation out of the General Revenue Fund of the State of Oklahoma, said appropriation being made in Senate Bill No. \_\_\_\_\_ by the 20th Legislature to the Oklahoma State Regents for Higher Education for allocation to a certain institution comprising part of the System of Higher Education, in order that the said Oklahoma State Regents for Higher Education may have information relative thereto.

Introduced .....	1245
Considered, adopted and referred for engrossment .....	1338
Engrossed and to House .....	1359-1360
Referred for enrollment .....	1451
Enrolled and to House .....	1473
To Secretary of State .....	1492

SENATE CONCURRENT RESOLUTION NO. 24—By Brown and White—A Resolution memorializing the Congress of the United States of America to speedily enact legislation to create an Indian Claims Commission for the special purpose of considering, adjusting and settling Indian claims against the Government.

Introduced .....	1245
Stricken .....	1555
Vote reconsidered by which stricken .....	1744-1745
Considered, adopted and referred for engrossment .....	1745

Engrossed and to House .....	1781-1782
Referred for enrollment .....	2021
Enrolled and to House .....	2090
To Secretary of State .....	2106

SENATE CONCURRENT RESOLUTION NO. 25—By Goodpaster—A Resolution memorializing the Congress of the United States to adjust the salaries of Postal employees to conform with the increased cost of living.

Introduced .....	1273
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SENATE CONCURRENT RESOLUTION NO. 26—By Nichols and Jones of the Senate and Arrington and Weaver of the House—A Concurrent Resolution commending the service to the State and Nation of Joseph A. Cocannouer.

Introduced, considered, adopted and referred for engrossment .....	1295-1297
Engrossed and to House .....	1322
Referred for enrollment .....	1451
Enrolled and to House .....	1473
To Secretary of State .....	1492

SENATE CONCURRENT RESOLUTION NO. 27—By Brown—A Resolution recalling Enrolled Senate Joint Resolution No. 9 for further consideration and correction.

Introduced, considered, adopted and referred for engrossment .....	1473
Engrossed and to House .....	1475
Referred for enrollment .....	1479
Enrolled and to House .....	1497
To Secretary of State .....	1521

SENATE CONCURRENT RESOLUTION NO. 28—By Paul, Nance, Lowery and Cowden—A Resolution in memoriam of Ernie Pyle, America's Ace War correspondent.

Introduced, considered, adopted and referred for engrossment .....	1511-1512
Engrossed and to House .....	1520
Referred for enrollment .....	1559
Enrolled and to House .....	1582
To Secretary of State .....	1601



## Part IV

# SENATE JOINT RESOLUTIONS

SENATE JOINT RESOLUTION NO. 1—By Rinehart and Cowden—A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the State from twenty-one years to eighteen years; providing for the submission of said amendment to the people for their approval or rejection at a special election to be held on the date of the next statewide primary election.

1st Reading .....	42
2nd Reading .....	48
Committee Report .....	151
Special Order .....	157
Considered and referred to Committee.....	195-196

SENATE JOINT RESOLUTION NO. 2—By Nichols—A Joint Resolution proposing an amendment to the Constitution of Oklahoma relating to the conservation of the top soil, timber, water and grasses of the state as natural resources; designating said amendment as Section 4, Article XVI, Oklahoma Constitution, and providing for the submission of said amendment to a vote of the people.

1st Reading .....	59
2nd Reading .....	102

SENATE JOINT RESOLUTION NO. 3—By Worthington, Dacus, Nichols, Speck, Nevins—A Joint Resolution proposing an amendment to the Constitution of the State of Oklahoma, to be article XII-B of said constitution, providing for a graduated land tax, and providing for the submission thereof to the people for their approval or rejection at a special election to be held....., 1945.

1st Reading .....	143
2nd Reading .....	154

SENATE JOINT RESOLUTION NO. 4—By Nevins—A Joint Resolution proposing an amendment to the constitution by adding a new section to be designated as section 1a, article XIII, providing that the legislature shall raise and appropriate funds for the annual support of the common schools of the State to the extent of forty-two dollars (\$42.00) per capita based on total state-wide enrollment for the preceding school year; providing for allocation of funds; providing that no school district shall be limited to such per capita amount; providing for determination of the amount to which school

districts may be entitled; providing that such funds shall be in addition to apportionments from the permanent school fund; and providing for the submission of this amendment to a vote of the people at a special election.

1st Reading .....	178
2nd Reading .....	197

SENATE JOINT RESOLUTION NO. 5—By Duffy and Ritzhaupt of the Senate, and Focht, Washington and Parrish 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, Article X of the Constitution of the State of Oklahoma.

1st Reading .....	248
2nd Reading .....	270
Committee Report .....	855-856
Considered, advanced, 3rd Reading .....	1146-1148

SENATE JOINT RESOLUTION NO. 6—By Brown of the Senate, and Meads of the House—A Joint Resolution authorizing the Will Rogers Memorial Commission of the Will Rogers Memorial at Claremore, Oklahoma, to enter into an agreement with the United Daughters of the Confederacy of the State of Oklahoma to permit it to place upon property belonging to the State of Oklahoma, without acquiring title thereto, for the use and benefit of the Will Rogers Memorial, the house birthplace of Will Rogers upon property belonging to the said State and under control of the said commission at a point to be agreed upon by the said commission and the United Daughters of the Confederacy, and the United Daughters of the Confederacy to have charge of the said building and immediate grounds around and adjacent to the same, the exact amount of which shall be agreed upon between the said commission and the United Daughters of the Confederacy, it using the said grounds adjacent which may be allowed and allotted to it for the purpose of beautification and for the convenience of visitors to the said home, and providing that no admission charges shall ever be made for admission to the said house.

1st Reading .....	311
2nd Reading .....	330
Committee Report .....	497
Considered, advanced, 3rd Reading and referred for engrossment .....	655-656
Engrossed and to House .....	671-672
Referred for enrollment .....	917
Enrolled and 4th Reading .....	923-924
To Governor .....	942
Governor's Message .....	992-993

SENATE JOINT RESOLUTION NO. 7—By Paul—A Joint Resolution directing the Governor to proclaim October 11th of each year "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

1st Reading .....	342
2nd Reading .....	353



Committee Report .....	416
Considered, advanced, 3rd Reading and referred for engrossment .....	487-488
Engrossed and to House .....	499

SENATE JOINT RESOLUTION NO. 8—By Ritzhaupt—  
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 X, of the constitution of  
the State of Oklahoma.

1st Reading .....	455
2nd Reading .....	480
Committee Report .....	1354
Considered, advanced, 3rd Reading and referred for engrossment .....	1431-1434
Engrossed and to House .....	1473
House Amendments read .....	1833-1834
House Amendments concurred in, passed as amended and referred for enrollment .....	1875-1879
Enrolled and 4th Reading .....	2099
To Governor .....	2143

SENATE JOINT RESOLUTION NO. 9—By Rinehart,  
Anglin, Nichols, Brown, Paul, Nance, Jones, Lowery, of the  
Senate, and Holt, Johnson (Creek), Whitford and Starr of the  
House—A Joint Resolution authorizing and directing the State  
Game and Fish Commission to accept in the name of the State  
of Oklahoma lands of former Senator Gid Graham; to maintain  
same as a Game Refuge for all time and to be a monument  
to Gid Graham for his fifty (50) years' fight to save game and  
forests for the children of Oklahoma.

1st Reading .....	856
2nd Reading and to Calendar .....	876
Considered, advanced, 3rd Reading and referred for engrossment .....	1080-1081
Engrossed and to House .....	1101
Referred for enrollment .....	1238
Enrolled and 4th Reading .....	1261
To Governor .....	1266
Returned by Governor .....	1541-1542
House requested to reconsider vote by which Resolution passed .....	1632-1633
House reconsiders vote and returns Enrolled and Engrossed copies .....	1871
Senate reconsiders vote by which passed and by which advanced .....	1871
Considered, advanced, 3rd Reading and referred for engrossment .....	1871-1874
Engrossed and to House .....	2019
Referred for re-enrollment .....	2121
Enrolled and 4th Reading .....	2125
To Governor .....	2127

SENATE JOINT RESOLUTION NO. 10—By Gary, Cobb  
and Irby of the Senate, and Batson and Biles of the House—  
A Joint Resolution authorizing the State Treasurer of Okla-

homa to distribute moneys now in his hands or hereafter received under the provisions of the Flood Control Act of Congress approved August 18, 1941, for schools, retirement of road obligations and road improvement in counties in which federal flood control projects are located; and declaring an emergency.

1st Reading .....	984
2nd Reading .....	1009
Committee Report .....	1070-1071
Considered, advanced, 3rd Reading and referred for engrossment .....	1205-1206
Engrossed and to House .....	1210
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	2085
To Governor .....	2112

SENATE JOINT RESOLUTION NO. 11—By Worthington of the Senate and Levergood of the House—A Joint Resolution directing the Attorney General of the State of Oklahoma to appear in the Supreme Court of the State of Oklahoma and intervene in Case No. 29,126, in behalf of the State of Oklahoma, and to take such steps as are necessary therein to have said opinion therein recalled, rewritten and amended by the said court in said case in behalf of the State wherein error was committed by the said court in that the court made a declaration based upon a "presumption" as to the payment of the mandatory "mortgage tax," which declaration of the court does violence to the plain intention of the Legislature as expressed in "Sections 12351-12358 O. S. 1931, (Secs. 1171-1178, 68 O. S. 1941), and which declaration in said opinion in said Case No. 29,126 is contrary to the settled doctrine as heretofore determined by said court to be the law. That the said opinion of said court dealing in a presumption as to the payment of a state revenue establishes a dangerous and unsound "precedent," whereby the State of Oklahoma, its schools and taxpayers may be deprived of this revenue by connivance and agreement to defeat said mortgage tax law, which revenue flows to the support of the common schools of the state; that this inadvertence in said opinion may be corrected to the end that the courts over the state may not "assume" the legislative functions of government but construe the mortgage tax law as it is written, and enforce the law as intended by the legislative department in accordance with the Constitution for the purpose of giving permanency to the mortgage tax law as heretofore determined to be the law by said court.

1st Reading .....	1149
2nd Reading .....	1165

SENATE JOINT RESOLUTION NO. 12—By Gary and Irby of the Senate and Biles of the House—A Joint Resolution making appropriation and authorizing the State Board of Public Affairs to compensate Marshall and Bryan Counties in the State of Oklahoma and their governmental subdivisions for losses due to orders of the State Board of Affairs cancelling and abating taxes on tracts of land involved in closing



out the Aylesworth Prison Farm project; and prescribing conditions.

1st Reading .....	1196-1197
2nd Reading .....	1201
Committee Report .....	1292
Considered, advanced, 3rd Reading and referred for engrossment .....	1353-1354
Engrossed and to House .....	1359-1360
Referred for enrollment .....	1850
Enrolled and 4th Reading .....	2004
To Governor .....	2055

## Part V

# HOUSE BILLS

ENGROSSED HOUSE BILL NO. 1—By McCarty and Weaver of the House; Paul and Jones of the Senate—An Act relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the Office of the Secretary of State and for their preservation therein; and declaring an emergency.

1st Reading .....	108
2nd Reading .....	115
Committee Report .....	119-120
Considered, advanced, 3rd Reading and to House .....	125-127
4th Reading .....	138

ENGROSSED HOUSE BILL NO. 4—By Flanagan and Ownby—An Act relating to excise taxes levied on gasoline, motor fuel and/or special fuel; exempting said fuels from said taxes when used for farming; defining fuels exempt from said taxes; providing for the issuance by the Tax Commission of agricultural exemption permits and the manner of issuance thereof; providing the manner of purchasing said exempt fuels; requiring distributors of such fuels to report said sales; providing penalties for violations; repealing 68 O. S. 1941, Section 659g and all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	916
2nd Reading .....	926

ENGROSSED HOUSE BILL NO. 5—By Flanagan and Van Dyck—An Act fixing the open season for hunting, trapping, or taking fur-bearing animals; amending 29 O. S. Supp. 1943, § 227; and declaring an emergency.

1st Reading .....	156
2nd Reading .....	165
Committee Report .....	397
Considered, advanced, 3rd Reading and to House .....	436-437
4th Reading .....	473

ENGROSSED HOUSE BILL NO. 6—By Weaver—An Act providing for the reemployment of persons who left positions with the State, or any County, City, Town, or School District, to serve in the armed forces of the United States on or after September 16, 1940, and prior to the termination of the present war, providing such honorably discharged persons shall, on their application, be restored to their former position, or to a position of like seniority, status and pay: providing the man or woman applying for the same position, the first



in service shall have priority; prohibiting their discharge without cause within one (1) year after such restoration, providing other details; and declaring an emergency.

1st Reading .....	1235
2nd Reading .....	1294
Committee Report .....	1385
Considered, advanced, 3rd Reading and referred for engrossment .....	1696-1697
Engrossed and to House .....	1712
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1927

ENGROSSED HOUSE BILL NO. 7—By Weaver, Belamy, Gibbs, Hathcoat, Shipley, Starr and Williams—An Act providing for a premarital examination for syphilis prior to the issuance of a marriage license; providing exceptions upon order of the county judge; prescribing duties of examining physician, state health officer, state department of public health, court clerk, and penalty for violation; prescribing manner of return of marriage license.

1st Reading .....	155
2nd Reading .....	165
Committee Report .....	230
Considered, advanced, 3rd Reading and to House .....	275-276
4th Reading .....	291

ENGROSSED HOUSE BILL NO. 9—By Reed—An Act relating to travel expense of state officers and employees; providing allowance for the use of personally owned automobiles and amending section 1 of chapter 6 of title 47 of Session Laws of 1943; and declaring an emergency.

1st Reading .....	155
2nd Reading .....	165
Committee Report .....	191
Considered, advanced, 3rd Reading and to House .....	330-332
4th Reading .....	362

ENGROSSED HOUSE BILL NO. 11—By Reed and Wallace (Oklahoma)—An Act amending 68 O. S. 1941 § 880, Sub-division (g), relating to deductions from gross income in computing income tax; and declaring an emergency.

1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1598
Vote reconsidered by which Committee Report adopted .....	1667
Considered, advanced, 3rd Reading and referred for engrossment .....	1667-1670
Engrossed and to House .....	1712
Senate Amendments concurred in, bill passed by House as amended .....	1788
4th Reading .....	1792

ENGROSSED HOUSE BILL NO. 13—By Reed—An Act to provide for expenses of last illness and burial of recipients; authorizing the public welfare commission to establish a last

illness and burial fund, from which fund last illness and burial expenses of recipients shall be paid; providing the manner and payment of same; fixing the maximum.

1st Reading .....	965
2nd Reading .....	1009
Committee Report .....	1153
Considered, advanced, 3rd Reading and referred for engrossment .....	1721-1722
Engrossed and to House .....	1731-1732
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1927

ENGROSSED HOUSE BILL NO. 15—By Washington and Reed—An Act appropriating Twelve Thousand, Twenty-five Dollars and Eighty Cents (\$12,025.80) to pay the judgment in favor of Herbert Z. Ward against the State of Oklahoma rendered December 15, 1941, in case No. 80,703, District Court of Oklahoma County, Oklahoma, pursuant to opinion and mandate of Supreme Court of Oklahoma in said case, dated October 21, 1941; and declaring an emergency.

1st Reading .....	121-122
2nd Reading .....	129
Committee Report .....	168
Stricken .....	204
Vote reconsidered by which stricken .....	212-213
Withdrawn from Calendar and re-referred to Committee .....	241
Committee Report .....	245-246
Withdrawn from Calendar and re-referred to Committee .....	278
Committee Report .....	741-742
Considered, advanced, 3rd Reading and to House .....	836-837
4th Reading .....	854

ENGROSSED HOUSE BILL NO. 17—By Arrington and McCarty—An Act amending 70 O. S. 1941 § 1312 relating to courses of instruction in the Oklahoma Agricultural and Mechanical College; providing for research work in connection with the College and the establishment of a research foundation; and declaring an emergency.

1st Reading .....	1592
2nd Reading and to Calendar .....	1605
Considered, advanced, 3rd Reading and to House .....	2014-2015
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 21—By Speakman, Arms, Ash, Bellamy, Billingsley, Choate, Edwards, Flanagan, Flowers, Foley, Gullett, Harshbarger, Hathcoat, Hawthorne, Holt, Klinglesmith, Levergood, Mitchelson, Ownby, Reed, Russell, Sherman, Shipley, Singleton, Streetman and Williams—An Act waiving and cancelling all fees, penalties, interest and costs on ad valorem taxes upon homesteads, now occupied as such and exempted as such for the year 1944; provided that such taxes, free from such fees, penalties, interests and costs, are paid on or prior to April 1st, 1945, and defining the duties of all county treasurers hereunder; and declaring an emergency.



1st Reading .....	122-123
2nd Reading .....	129
Committee Report .....	168
Considered, advanced, 3rd Reading and motion lodged .....	184-185
Vote reconsidered by which failed of passage, 3rd Reading and referred for engrossment .....	198-199
Engrossed and to House .....	209
Senate Amendments rejected, conference requested and consideration deferred .....	241
Conference granted .....	279
Senate Conferees appointed .....	286
House Conferees named .....	361
Conference Committee Report submitted and con- sideration deferred .....	362-364
Conference Committee Report adopted, bill passed as amended and to House .....	401-403
4th Reading .....	501

ENGROSSED HOUSE BILL NO. 22—By Van Dyke, Belamy, Evans, Hughes, Wallace (Carter), and Williams—An Act amending Section 152, Title 22, Oklahoma Statutes Supplement 1943 relating to limitation of time in the prosecution of crimes; and declaring an emergency.

1st Reading .....	122-123
2nd Reading .....	129
Committee Report .....	168
Considered, advanced, 3rd Reading and to House .....	224-225
4th Reading .....	261

ENGROSSED HOUSE BILL NO. 25—By Underwood, Biles, Flowers, Hawthorne, Oerke, Reed, Toaz, Welch and Wright—An Act authorizing school districts participating in a hot lunch program to appropriate for and pay the salary of a cook or cooks; and declaring an emergency.

1st Reading .....	537
2nd Reading .....	546
Committee Report .....	647-648
Considered and advanced .....	796-797
Engrossed, 3rd Reading and indefinitely postponed .....	806-807
Vote reconsidered by which indefinitely postponed and re-referred to Committee .....	828

ENGROSSED HOUSE BILL NO. 27—By Committee on Fees and Salaries—An Act relating to the office of sheriff, amending Section 32, Chapter 6, Title 19, Oklahoma Session Laws 1943, with reference to travel expense of the sheriff and his deputies and the cost of feeding prisoners; providing for the payment of mileage fees to the sheriff and his deputies for travel in making investigations by written order of County Attorney of complaints to the sheriff or county, attorney that the criminal laws have been violated; and declaring an emergency.

1st Reading .....	179
2nd Reading .....	197
Committee Report .....	230-231

Considered, advanced, 3rd Reading and referred for engrossment .....	276-278
Engrossed and to House .....	286
Senate Amendments concurred in, bill passed by House as amended .....	367
4th Reading .....	391-392

ENGROSSED HOUSE BILL NO. 29—By Hathcoat, Ash, Doty, Flanagan, Hoffsummer, Holt, Hunt, Morris, Ownby and Shelton—An Act authorizing the payment of a bounty by the State of Oklahoma for wolves, coyotes and bobcats, killed in the State of Oklahoma; prescribing the conditions; providing penalty for violation; making appropriations therefor; and declaring an emergency.

1st Reading .....	715-716
2nd Reading .....	749
Committee Report .....	813
Considered and re-referred to Committee .....	891
Committee Report .....	924
Considered, advanced, 3rd Reading and referred for engrossment .....	926-928
Engrossed and to House .....	933-934
Senate Amendments concurred in, bill passed by House as amended .....	1059-1060
4th Reading .....	1092

ENGROSSED HOUSE BILL NO. 32—By Klinglesmith—An Act relating to the State Highway Commission, road projects any county road, authorizing said Commission to purchase from the Federal Government or any agency thereof equipment and machinery suitable for building and maintaining roads and highways in Oklahoma, authorizing such purchases for the State Highway Department's own use, and also for sale or lease to the counties of the State, prescribing procedure for such sales and leases; and declaring an emergency.

1st Reading .....	180
2nd Reading .....	197
Committee Report .....	429-430
Considered, advanced, 3rd Reading and referred for engrossment .....	484-486
Engrossed and to House .....	499
Senate Amendments concurred in, bill passed by House as amended .....	525-527
4th Reading .....	540
House sustains Governor's veto and sends copy of Veto Message .....	719-720

ENGROSSED HOUSE BILL NO. 33—By Klinglesmith and Frix—An Act providing that County Commissioners may request designation by State Highway Commissioners of an engineer for certain county projects; prescribing duty of State Highway Commissioners and engineer; prescribing method of compensation; and declaring an emergency.

1st Reading .....	123
2nd Reading .....	129



Committee Report .....	430
Considered, advanced, 3rd Reading .....	492-494

ENGROSSED HOUSE BILL NO. 36—By Holt, Medlock, Welch and Wilson—An Act relating to the practice of embalming and funeral directing in this State; amending 59 O. S. 1941 § § 396.3, 396.4, 396.12, 396.14, 396.17 and 396.18, and Section 1, Chapter 9, Title 59, Oklahoma Session Laws 1943; repealing Sections 2 and 3, Chapter 9, Title 59, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading .....	1233
2nd Reading .....	1295
Committee Report .....	1385
Considered and advanced .....	1672-1673
3rd Reading and to House .....	1707-1708
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 42—By Langlev, Foley, Hoffsommer, Taylor, Thompson, Underwood and Williams—An Act relating to Old Age Assistance, amending Sections 165 and 169, Title 56, Oklahoma Statutes, 1941; provided, that on and after May 1, 1945, any person otherwise eligible for Old Age Assistance who has a total income and resources of less than Sixty (\$60.00) Dollars per month shall be deemed to be in need of Old Age Assistance, and shall be paid as assistance, each month, the difference between such person's total monthly income and resources and Sixty (\$60.00) Dollars. This proviso shall be inapplicable unless approved by the Federal Social Security Board, and shall be operative only when sufficient funds are available for payments on such basis; and declaring an emergency.

1st Reading .....	550-551
2nd Reading .....	574
Committee Report .....	711
Considered and re-referred to Committee .....	798-799
Committee Report .....	898
Considered, advanced, 3rd Reading and referred for engrossment .....	986-989
Engrossed and to House .....	1029
Senate Amendments rejected, conference requested and House Conferees named .....	1062-1063
Conference granted and Senate Conferees appointed .....	1063
Conference Committee Report adopted, bill passed as amended and to House .....	1239-1243
4th Reading .....	1280
Vote reconsidered by which passed and to House .....	1591-1592
House requests further conference, naming Conferees .....	1683-1684
Further conference granted and Senate Conferees appointed .....	1684
Conference Committee Report rejected, further Conference requested and Senate Conferees appointed .....	1794-1797
House grants further conference, naming original Conferees .....	1870

Conference Committee Report adopted, bill passed	
as amended and to House	1988-1992
4th Reading	2097

ENGROSSED HOUSE BILL NO. 46—By Carmichael, Hines (Washita), Langley and McDonald of the House; Anderson, Irby and Dacus of the Senate—An Act waiving, releasing and cancelling penalties, interest and costs due on ad valorem taxes for the year 1943 and prior years, provided that the full amount of all such taxes are paid on or before April 1st, 1945; and declaring an emergency.

1st Reading	155
2nd Reading	165
Committee Report	168-169
Considered and "reference to" ordered stricken	184
Vote reconsidered by which "reference to"	
ordered stricken	1984
Considered, advanced, 3rd Reading and referred	
for engrossment	1985-1988
Engrossed and to House	2033-2034

ENGROSSED HOUSE BILL NO. 49—By Tolbert and Foley—An Act creating a revolving fund in the State Treasury for the Pauls Valley State Hospital for Epileptics, Pauls Valley, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursements; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the governor's emergency and contingency fund the sum of one thousand (\$1,000) dollars; and declaring an emergency.

1st Reading	156
2nd Reading	165
Committee Report	1154
Considered, advanced, 3rd Reading and to House	1775-1776
4th Reading	1809

ENGROSSED HOUSE BILL NO. 56—By House Committee on Appropriations—An Act making appropriations from the general revenue fund of the State of Oklahoma, from the revolving funds of certain state institutions and from the public building fund of the State of Oklahoma, for the Oklahoma School for the Blind, the School for the Deaf, for the State Orphans' Homes, the eleemosynary and penal institutions, and the petroleum experiment station, all of the State of Oklahoma, for the fiscal year ending June 30th, 1946, and for the fiscal year ending June 30th, 1947, providing that the expenditures and disbursements of said appropriations shall be subject to the terms, provisions and conditions as set out in Section 23 of Article 10 of the Constitution as amended, and House Bill No. 461 as enacted by the Eighteenth Legislature of the State of Oklahoma; providing that appropriations made for repairs to buildings, repairs to equipment and equipment shall be non-fiscal; providing further that appropriations made for repairs to buildings, repairs to equipment and equipment shall not be transferred from one item in this ap-



appropriation Act to any other item herein in any State institution mentioned herein; and further that the appropriation for buildings, improvements, purchase of equipment and water-work system shall be non-fiscal and non-transferable; providing further that the appropriations made from the respective revolving funds for buildings, improvements, purchase of equipment and water system shall be non-fiscal, non-transferable; providing further that appropriations shall be from the revolving fund of the Oklahoma State Penitentiary for salaries, maintenance, food and clothing for each of the fiscal years ending June 30th, 1946 and June 30th, 1947, and making the provisions of the Act severable.

1st Reading .....	991
2nd Reading .....	1009
Committee Report .....	1026
Considered, advanced, 3rd Reading and referred for engrossment .....	1174-1175
Engrossed and to House .....	1199
Senate Amendments rejected, conference requested and House Conferees named .....	1231-1232
Conference granted and Senate Conferees appointed .....	1232
Conference Committee Report adopted, bill passed as amended and to House .....	1822-1825
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 60—By Tolbert and Foley—An Act relating to the changing and conversion of the institution formerly occupied by the State Training School for White Boys at Pauls Valley, including the lands and buildings thereof, into a State Hospital, and creating and establishing a State Hospital thereon; providing for the operation, conduct and maintenance of the same under the control of the State Board of Public Affairs; providing for admission of epileptic patients to the hospital and prescribing the procedure and requirements therefor; authorizing the Board of Control to make rules and regulations for the conduct, operation, and management of the Hospital, and authorizing said Board of Control to establish and operate the farm lands livestock, dairy and poultry industries in connection therewith; authorizing the Governor of the State of Oklahoma to allocate and transfer moneys from the Governor's Contingency and Emergency Fund to the Hospital for its support and maintenance; making an appropriation therefor; and declaring an emergency.

1st Reading .....	347-348
2nd Reading .....	370
Committee Report .....	442
Considered, advanced, 3rd Reading and referred for engrossment .....	489-491
Engrossed and to House .....	499
Senate Amendments concurred in, bill passed by House as amended .....	525-527
4th Reading .....	540

ENGROSSED HOUSE BILL NO. 62—By Underwood—  
An Act requiring that before any student in any institution of higher education in the State of Oklahoma may receive a

degree he shall have a credit of six (6) semester hours instruction in college American History; authorizing and requiring the Board of Regents for Higher Education to include such a course in the curriculum; making the provisions of this Act severable; repealing inconsistent provisions of the law; and declaring an emergency.

1st Reading .....	600-601
2nd Reading .....	612
Committee Report .....	648
Considered .....	796
Withdrawn from Calendar and re-referred to Committee .....	878
Committee Report .....	1160-1161
Considered, advanced, 3rd Reading and referred for engrossment .....	1174-1175
Engrossed and to House .....	1783
Senate Amendments concurred in, bill passed by House as amended .....	2009-2010
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 63—By Committee on Legal Advisory—An Act relating to the original Constitution of the State of Oklahoma on file in the Office of the Secretary of State, authorizing the Secretary of State to purchase an exhibition case in which said original Constitution shall be deposited to be placed in the Oklahoma Historical Building where the original Constitution may be viewed by the public, providing for copies and other details, making an appropriation; and declaring an emergency. .

1st Reading .....	130-131
2nd Reading .....	140
Committee Report .....	2036
Considered, advanced, 3rd Reading and referred for engrossment .....	2036-2037
Engrossed and to House .....	2051-2052
Senate Amendments concurred in, bill passed by House as amended .....	2099-2101
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 65—By Huey—An Act amending 51 O. S. 1941, § 32 relating to statutory oath of office of public officers, eliminating therefrom the requirement of three years residence prior to the filing of the statement, and declaring an emergency.

1st Reading .....	156
2nd Reading .....	165
Committee Report .....	191-192
Considered, advanced, 3rd Reading and referred for engrossment .....	273-275
Engrossed and to House .....	286
Senate Amendments rejected, conference requested and House Conferees named .....	528-529
Conference granted and Senate Conferees appointed .....	529
Conference Committee Report adopted, bill passed as amended and to House .....	590-592
4th Reading .....	670



ENGROSSED HOUSE BILL NO. 66—By Gullett, McCarty, Washington, Wallace (Oklahoma), Sherman, and Carey—An Act amending Section 31 (g), Title 19, Chapter 6, Page 76, Oklahoma Session Laws 1943 (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries and compensations; providing for increase in assistant county attorneys and stenographers in the county attorney's office and fixing their salaries; and declaring an emergency.

1st Reading .....	203
2nd Reading .....	212
Committee Report .....	326-327
Considered, advanced, 3rd Reading and to House .....	403-404
4th Reading .....	453

ENGROSSED HOUSE BILL NO. 67—By Mountcastle, Ash, Barnhart, Billingsley, Burkart, Edwards, Foley, Frix, Hathcoat, Hussey, Levergood, McDonald, Meads, Miles, Ownby, Rowe, Sibley, Singleton, Wallace (Carter), Weaver, Welch, and Williams—An Act entitling regular or part-time county court stenographers or reporters, stenographers appointed by the county judge, and deputy court clerks serving as ex-officio court stenographers for the county judges, to all fees collected by them for transcripts of shorthand notes, and for case-mades and transcripts for appeals made by them, and fixing said fees; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading .....	204
2nd Reading .....	212
Committee Report .....	373-374
Considered, advanced, 3rd Reading and referred for engrossment .....	408-410
Engrossed and to House .....	415
Senate Amendments concurred in, bill passed by House as amended .....	525-527
4th Reading .....	540

ENGROSSED HOUSE BILL NO. 68—By Levergood—An Act relating to Notices to Take Depositions; amending 12 O. S. 1941, § 439 to provide for payment of certain expenses and costs incurred by reason of failure to notify opposing party or parties that depositions will not be taken where notice has previously been served; providing that cause shall not be tried until such expenses are paid; and declaring an emergency.

1st Reading .....	242
2nd Reading .....	249
Committee Report .....	374
Considered, advanced, 3rd Reading and to House .....	410-411
4th Reading .....	473

ENGROSSED HOUSE BILL NO. 72—By Committee on Roads and Highways—An Act relating to surplus monies to accrue to the general revenue fund of the state for the fiscal year ending June 30, 1945, providing that after sufficient monies have been set aside to pay the state's bonded indebtedness, any surplus accruing to the general revenue fund of the state

for the fiscal year ending June 30, 1945, shall be transferred to the state highway construction and maintenance fund to be used for the purposes for which said fund is dedicated and appropriated, and declaring an emergency.

1st Reading .....	1021
2nd Reading .....	1031
Committee Report .....	1194
Considered, advanced, 3rd Reading and referred for engrossment .....	1297-1300
Engrossed and to House .....	1322
Senate Amendments concurred in, bill passed by House as amended .....	1369-1370
4th Reading .....	1379

ENGROSSED HOUSE BILL NO. 73—By Ash of the House and Pruett of the Senate—An Act relating to service summons upon a minor, amending 12 Oklahoma Statutes 1941, Section 169.

1st Reading .....	348
2nd Reading .....	370
Committee Report .....	443
Considered, advanced, 3rd Reading .....	494-495

ENGROSSED HOUSE BILL NO. 74—By Levergood of the House, and Logan and Nichols of the Senate—An Act relating to compensation of county and precinct registrars; amending Title 26, O. S. 1941, Section 73; and declaring an emergency.

1st Reading .....	1445
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and to House .....	2040-2041
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 75—By Committee on Insurance—An Act repealing Title 36 O. S. 1941, Sections 243 and 244; prescribing the standard form of fire insurance policy to be issued on property in the State of Oklahoma on and after January 1, 1946; and fixing the effective date of Act as January 1, 1946.

1st Reading .....	527-528
2nd Reading .....	546
Committee Report .....	1025-1026
Considered, advanced, 3rd Reading and to House .....	1216-1217
4th Reading .....	1280

ENGROSSED HOUSE BILL NO. 77—By Starr, Hathcoat, Bradley and Weaver—An Act providing for the creation, powers and duties of the State Board of Health and for the appointment, removal and compensation of its members; authorizing the appointment of a State Commissioner of Health and prescribing his qualifications, compensation and manner of appointment; defining the powers and duties of the State Commissioner of Health; providing for the selection and compensation of employees of the State Department of Public Health; providing for the acceptance and disbursement of grants, government allotments, gifts, devises, bequests, and



appropriations, and other moneys; fixing the effective date of said Act; repealing 63 Oklahoma Statutes 1941, Section 1; and declaring an emergency.

1st Reading .....	527-528
2nd Reading .....	456
Committee Report .....	1154
Considered, advanced, 3rd Reading and referred for engrossment .....	1348-1351
Engrossed and to House .....	1359-1360
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1925

ENGROSSED HOUSE BILL NO. 83—By Billingsley, Sherman, Gullett, McCarty, Hathcoat, Hughes, Montgomery, Carey and Levergood—An Act amending 36 O. S. 1941 § 104 and 57; providing for annual license fees, annual privilege taxes and annual agents' license fees to be paid by all domestic and foreign insurance companies, co-partnerships, associations, inter-insurance agencies or individuals doing or about to do an insurance business in the State of Oklahoma; requiring annual reports by said companies; providing for the distribution and appropriation of such fees and taxes; and exempting certain non-profit insurance companies from the operations thereof; making provisions of acts severable.

1st Reading .....	503
2nd Reading .....	510
Committee Report .....	530
Considered, advanced, 3rd Reading and referred for engrossment .....	530-534
Senate Amendments rejected, conference requested and House Conferees named .....	542-543
Conference granted and Senate Conferees appointed .....	542-543
Engrossed and to House .....	543
Conference Committee Report adopted, bill passed as amended and to House .....	581-590
4th Reading .....	611

ENGROSSED HOUSE BILL NO. 84—By Bacon, Burkhart, Carmichael, Doty, Evans, Hussey, Klinglesmith, Long, McDonald, Musgrave, Shumate, Standley, Starr and Tolbert—An Act repealing Sections 324, 324a and 331, Title 52, Oklahoma Statutes 1941, and Section 8, Chapter 3a, Title 52, Session Laws of 1941 and Section 1, Chapter 5, Title 52, Session Laws of 1943; authorizing the corporation commission to set up a fuel inspection department; providing for appointment of State fuel inspectors, chemist, assistant chemist, field supervisor, two traveling laboratory operators, thirty-two (32) deputy fuel inspectors, secretary and bookkeeper-stenographer, fixing the salaries of such employees; providing for traveling expenses of such employees; levying an excise tax on gasoline, kerosene, naptha, motor fuel and burning oil meeting federal commercial standard specifications Nos. 1, 2 and 3; prescribing qualifications and duties of employees and requiring bonds; fixing effective date; and declaring an emergency.

1st Reading	604
2nd Reading	612
Withdrawn from Committee and re-referred to Committee	676
Committee Report	802-803
Considered, advanced, 3rd Reading	883-888
Vote reconsidered by which failed of passage and re-referred to Special Committee	935
Special Committee Report	1011
Considered, advanced, 3rd Reading and referred for engrossment	1011-1012
Engrossed and to House	1029
Senate Amendments concurred in, bill passed by House as Amended	1906-1909
4th Reading	1915

ENGROSSED HOUSE BILL NO. 87—By Carey and Weaver—An Act fixing the salaries of certain State Officers and employees whose salaries are payable from the General Revenue Fund and special funds of the State; creating certain positions; authorizing other employments; designating special funds from which certain salaries are to be paid; making provisions of Act severable; repealing Acts and/or parts of Acts insofar as they conflict therewith; fixing effective date of Act; declaring intention and providing other details; and declaring an emergency.

1st Reading	1453
2nd Reading	1494-1495
Committee Report and re-referred to Committee	1604
Committee Report	1833
Considered, advanced, 3rd Reading and referred for engrossment	1961-1962
Engrossed and to House	2019
Senate Amendments concurred in, bill passed by House as amended	2099-2101
4th Reading	2103

ENGROSSED HOUSE BILL NO. 89—By Biles, Barnhart, Barr, Batson, Dees, Dorsett, Fields, Flowers, Focht, Foley, Frix, Gullett, Hathcoat, Holt, Levergood, Medlock, Oerke, Ownby, Reed, Standley, Taylor, Thompson (Pushmataha), Toaz, Underwood, Welch and Wright of the House and Gary of the Senate—An Act relating to fishing and hunting licenses; providing that 29 O. S. 1941 § § 67 and 67a, or the provisions of any other law requiring the obtaining of such licenses, shall not, for the duration of World War II, and six (6) months after, apply to any member of the armed forces, military or naval; providing for termination of Act; and declaring an emergency.

1st Reading	602
2nd Reading	613
Committee Report	1309-1310
Considered, advanced, 3rd Reading and to House	1310-1311
4th Reading	1331

ENGROSSED HOUSE BILL NO. 90—By Toaz—An Act amending 29 O. S. Supp. 1943 § 263 relating to the trapping



of nongame fish, fixing the license fee, providing bond, providing for inspection of traps; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1315-1316

ENGROSSED HOUSE BILL NO. 91—By Johnson (Creek), Arms, Arrington, Ash, Bacon, Bailey, Baldwin, Barnhart, Barr, Barry, Batson, Bellamy, Biles, Billingsley, Board, Bradley, Bullard, Burkhart, Camp, Cantrell, Carey, Carmichael, Carr, Choate, Cordray, Crane, Davis, Dees, Dillon, Dorsett, Doty, Dunn, Edwards, Evans, Fields, Flanagan, Flowers, Focht, Foley, Frix, Garber, Gibbs, Gullett, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Hines (Washita), Hoff-sommer, Holt, Huey, Hughes, Hunt, Hussey, Impson, Johnson (Comanche), Jones, Kerr, King, KlingleSmith, Langley, Lansden, Levergood, Long, Madrano, McCarty, McCubbins, McDonald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Weaver, Welch, Whitford, Wiley, Williams, Wilson and Wright—An Act relating to income taxes; amending 68 Oklahoma Statutes 1941, Section 878 (b) relating to items exempt from taxation under the income tax act to include amounts not to exceed one thousand five hundred (\$1,500.00) dollars received by persons in the military naval and merchant marine services as compensation for services; and declaring an emergency.

1st Reading .....	258-259
2nd Reading .....	270-271
Committee Report .....	327
Considered, advanced, 3rd Reading and referred for engrossment .....	405-406
Engrossed and to House .....	415
Senate Amendments concurred in, bill passed by House as amended .....	452
4th Reading .....	500

ENGROSSED HOUSE BILL NO. 96—By Johnson (Creek) and Musgrave—An Act appropriating eleven hundred and seventy dollars and eighty cents (\$1170.80) to the Corporation Commission of Oklahoma for the payment of certain claims of the Refinery Supply Company, of Tulsa, Oklahoma; said claims covering the cost of certain laboratory equipment furnished to the Division of Gasoline Inspection under an appropriation made by the Eighteenth Legislature, and said appropriation having lapsed and reverted prior to the filing of said claims; said appropriation to be paid out of the General Revenue Fund to which the lapsed appropriation reverted; and declaring an emergency.

1st Reading .....	350-351
2nd Reading .....	371

Committee Report .....	505
Considered, advanced, 3rd Reading and to House .....	574-575
4th Reading .....	637

ENGROSSED HOUSE BILL NO. 98—By Rowe—An Act relating to and providing for the nomination and election of four (4) judges for district court judicial district number fourteen (14); creating an additional judge and court reporter therefor; providing that said additional judgeship shall not be filled except by nomination and election at the next regular primary and general election held throughout the State; and repealing conflicting laws.

1st Reading .....	635
2nd Reading .....	651
Committee Report .....	687
Considered, advanced, 3rd Reading and referred for engrossment .....	754-756
Engrossed and to House .....	758-759
Senate Amendments concurred in, bill passed by House as amended .....	789-790
4th Reading .....	800

ENGROSSED HOUSE BILL NO. 99—By Rowe—An Act amending 26 O. S. 1941 § 73 relating to county and precinct registrars; providing for increased compensation for precinct registrars; and declaring an emergency.

1st Reading .....	1023
2nd Reading .....	1030
Committee Report .....	1067
Considered, advanced, 3rd Reading and referred for engrossment .....	2041-2043
Engrossed and to House .....	2065
Senate Amendments concurred in, bill passed by House as amended .....	2099-2101
4th Reading .....	2129

ENGROSSED HOUSE BILL NO. 101—By Wallace (Oklahoma), Wilson, McCarty, Washington, Johnson (Creek), Bullard and Bradley of the House and Nance of the Senate—An Act making consolidated appropriations from the General Revenue Fund of the State of Oklahoma not otherwise appropriated for the fiscal year beginning July 1st, 1945 to the Oklahoma State Regents for Higher Education to be allocated to and among several of the institutions comprising the Oklahoma State System of Higher Education, for the construction of buildings, purchase of equipment, for and at the University Medical School and the University Hospital, all being divisions of the University of Oklahoma, and being among several of the institutions comprising the Oklahoma State System of Higher Education; said appropriations to be non-fiscal and shall be made available for expenditures until June 30th, 1947, said appropriations from the General Revenue Fund of the State of Oklahoma are available to be matched with funds available or provided by the United States Government.

1st Reading .....	1449
2nd Reading and to Calendar .....	1480



Considered, advanced, 3rd Reading and referred for engrossment .....	1573-1575
Engrossed and to House .....	1588
Senate Amendments rejected, conference requested and House Conferees named .....	1797-1799
Conference granted and Senate Conferees appointed .....	1799
Conference Committee Report adopted, bill passed as amended and to House .....	1953-1958
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 105—By Weaver and Committee on Veterans Affairs—An Act concerning the guardianship of incompetent veterans and other incompetent and minor beneficiaries of the Veterans Administration, and concerning commitment to the Veterans Administration or other agency of the United States of persons eligible for care or treatment and to make uniform the law with reference thereto; and declaring an emergency.

1st Reading .....	348-349
2nd Reading .....	370
Committee Report .....	1119
Considered, advanced, 3rd Reading and to House .....	1344-1345
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 107—By Weaver, Cordray, Flanagan, Foley, Gullett, Hathcoat, Holt, Levergood, McDonald, Meads, Medlock, Morris, Shumate, Tolbert and Williams—An Act amending section 3, chapter 8, title 10, page 23, Oklahoma Session Laws 1943; relating to extensions of convalescent home stays; and declaring an emergency.

1st Reading .....	349
2nd Reading .....	370
Committee Report .....	505-506
Considered, advanced, 3rd Reading and to House .....	651-652
4th Reading .....	683

ENGROSSED HOUSE BILL NO. 110—By Evans and Wallace (Carter), of the House, and Chapman, of the Senate—An Act providing for the establishment, maintenance and operation of a county law library for Carter County, Oklahoma, to be used by the public, the courts and by public officials; creating a county law library fund and providing for the procuring and expending of said fund for the creation and maintenance of said law library; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	203
2nd Reading and to Calendar .....	212
Considered, advanced, 3rd Reading and to House .....	272-273
4th Reading .....	291

ENGROSSED HOUSE BILL NO. 111—By Price, Arms, Bailey, Bellamy, Billingsley, Burkhart, Dees, Dorsett, Edwards, Flanagan, Foley, Frix, Gullett, Hathcoat, Holt, Huey, Hughes, Hussey, Klinglesmith, Langley, Levergood, Madrano, Meads, Medlock, Mitchelson, Morris, Musgrave, Ownby, Parrish, Reed, Russell, Segrest, Shelton, Sherman, Shipley, Singleton, Speak-

man, Starr, Thompson (Lincoln), Treadwell, Underwood, Van Dyck and Williams—An Act relating to appropriation and apportionment of moneys in the state assistance fund; amending chapter 7a, title 56, Oklahoma Session Laws 1943 (56 O. S. Supp. 1943 § 181a); and declaring an emergency.

1st Reading .....	258-259
2nd Reading .....	270
Committee Report and re-referred to Committee .....	544-545
Committee Report .....	710-711
Considered, advanced, 3rd Reading and to House .....	830-832
4th Reading .....	854

ENGROSSED HOUSE BILL NO. 112—By Montgomery—An Act providing for the number and compensation of assistant county attorneys, stenographers and evidence men, in all counties in the state having a population in excess of One Hundred Ninety Thousand (190,000) inhabitants and less than Two Hundred and Thirty Thousand (230,000) inhabitants as shown by the last preceding federal decennial census, or any succeeding federal decennial census and having a net assessed valuation in excess of One Hundred Thirty-Five Million (\$135,000,000) Dollars as certified to the County Excise Board in 1944, and as may be shown by any succeeding biennial net assessed valuation; repealing any law and any part of any law in conflict herewith; and declaring an emergency.

1st Reading .....	228
2nd Reading .....	236
Committee Report .....	648
Considered, advanced, 3rd Reading and referred for engrossment .....	689-690
Engrossed and to House .....	734
Senate Amendments concurred in, bill passed by House as amended .....	812-813
4th Reading .....	817

ENGROSSED HOUSE BILL NO. 114—By Long, Billingsley, Bailey, Bullard, Foley, Hawthorne and Wright—An Act appropriating two thousand five hundred (\$2,500) dollars to be used by the State Superintendent of Public Instruction in compliance with 70 O. S. 1941 § 265; and declaring an emergency.

1st Reading .....	791-792
2nd Reading .....	806
Committee Report .....	914
Considered, advanced, 3rd Reading and referred for engrossment .....	984-986
Engrossed and to House .....	1000
Title ordered amended .....	1048
Senate Amendments concurred in, bill passed by House as amended .....	1055-1056
4th Reading .....	1107

ENGROSSED HOUSE BILL NO. 115—By Washington, Ash, Barnhart, Impson, Johnson (Creek), Klinglesmith, Levergood, Meads, Ownby, Reed, Shumate, Tolbert, Van Dyck, Wiley and Williams—An Act calling a constitutional convention on



the first Tuesday in November, 1947, for the purpose of altering, revising or amending the present constitution, or to propose a new constitution for the State of Oklahoma; fixing the time and place thereof; defining the number of delegates and providing the manner of their election and the amount of their compensation; and providing for the submission of this Act to the people for their approval.

1st Reading .....	1058
2nd Reading .....	1072
Withdrawn from Committee and to Calendar .....	1736
Considered, advanced, 3rd Reading and referred for engrossment .....	1740-1743
Engrossed and to House .....	1781
Senate Amendments rejected, conference requested and House Conferees named .....	1975
Conference granted and Senate Conferees appointed .....	1975
Additional Senate Conferees appointed .....	2065
Conference Committee Report adopted .....	2116-2117

ENGROSSED HOUSE BILL NO. 116—By Bradley—An Act providing that no real property of a deceased person shall be liable for debts of such person unless letters testamentary or of administration be granted within six years from date of death of such decedent, with proviso excepting lien of any mortgage, upon specific real property, existing and recorded at date of death of decedent; and providing that nothing in this Act shall prevent real property of a person deceased for six years prior to the going into effect of this Act from such liability where letters testamentary or of administration shall be issued prior to one year after the going into effect of this Act.

1st Reading .....	243
2nd Reading .....	249
Committee Report .....	893
Considered, advanced, 3rd Reading and referred for engrossment .....	980
Engrossed and to House .....	1000
Senate Amendments concurred in, bill passed by House as amended .....	1275-1276
4th Reading .....	1331

ENGROSSED HOUSE BILL NO. 117—By Rowe—An Act to provide for appeals from Municipal Court to the District Court; amending 11 O. S. 1941 § 845; and declaring an emergency.

1st Reading .....	1125
2nd Reading .....	1166

ENGROSSED HOUSE BILL NO. 119—By House Committee on Appropriations—An Act making consolidated appropriations for the operations budget from the General Revenue Fund, Section thirteen (13) fund, and the new College Fund, for fiscal years ending June 30, 1946, and June 30, 1947, to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education according

to the needs and functions of each of such institutions; providing for the allocation and distribution of the amounts appropriated out of the New College Fund and the Section thirteen (13) fund to and among the several institutions entitled there-to under the provisions of the Constitution of Oklahoma, the enabling Act and Sections 5464 and 5626 Oklahoma Statutes 1931; providing that appropriations from Section thirteen (13) fund and New College Fund shall be non-fiscal; providing that appropriations for repairs to building and repairs to equipment shall be non-fiscal; providing for the reversions of funds appropriated from the General Revenue Fund at the end of each fiscal year and the reversion of unallocated portions of such appropriations upon resolution of the Oklahoma State Regents for Higher Education; providing that the provisions of this Act are severable; and declaring an emergency.

1st Reading .....	1449
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and referred for engrossment .....	1572-1573
Engrossed and to House .....	1588
Senate Amendments rejected, conference requested and House Conferees named .....	1797-1799
Conference granted and Senate Conferees appointed .....	1799
Conference Committee Report adopted, bill passed as amended and to House .....	1936-1942
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 120—By Hawthorne—An Act relating to transportation of pupils in school districts; amending 70 O. S. 1941 § 1195 to provide that any common school district containing forty (40) or more square miles, and maintaining not more than one (1) school in the district, shall be entitled to furnish transportation.

1st Reading .....	259
2nd Reading .....	271
Committee Report .....	375-376
Considered, advanced, 3rd Reading and to House .....	433-434
4th Reading .....	501

ENGROSSED HOUSE BILL NO. 121—By Washington, Carey, Gullett, McCarty, Reed and Sherman—An Act relating to pensions for policemen; amending 11 O. S. 1941 § 541k; and declaring an emergency.

1st Reading .....	361
2nd Reading .....	371
Committee Report .....	397
Considered, advanced, 3rd Reading and to House .....	578-580
4th Reading .....	637

ENGROSSED HOUSE BILL NO. 122—By Parrish—An Act appropriating monies to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1946, and June 30, 1947; showing the purpose of such appropriation, prescribing the method for the issuance of warrants and fixing the effective date of the Act; and declaring an emergency.



1st Reading .....	1449
2nd Reading and to Calendar .....	1480
Considered, advanced, 3rd Reading and referred for engrossment .....	1575-1576
Engrossed and to House .....	1600-1601
Senate Amendments rejected, conference requested and House Conferees named .....	1801-1802
Conference granted and Senate Conferees appointed .....	1802
Conference Committee Report rejected, further con- ference requested and original Senate Conferees re-appointed .....	1953-1954; 1958-1959
New Conference Committee appointed .....	1963
House grants further conference, naming Conferees .....	1996-1997
Additional Senate Conferee appointed .....	1997
Conference Committee Report adopted, bill passed as amended and to House .....	2046-2048
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 123—By Weaver and Committee on Veterans Affairs—An Act to provide for the appointment of a conservator, under certain circumstances, of the estate and property of persons with the armed forces, and other persons outside the limits of the United States included within the forty-eight states and District of Columbia, by permission, assignment or direction of any department or official of the United States in connection with any activity pertaining to or connected with the prosecution of any war in which the United States is then engaged, who are missing, interned, or beleaguered, besieged or captured by an enemy; providing the manner of the appointment of and qualification by such conservator; defining powers and authority of such conservator; providing the manner of terminating the conservatorship; and declaring an emergency.

1st Reading .....	262-263
2nd Reading .....	294
Committee Report .....	397
Considered, advanced, 3rd Reading and to House .....	435-436
4th Reading .....	501

ENGROSSED HOUSE BILL NO. 126—By Committee on Aviation—An Act relating to aviation; providing for the promotion and development thereof within the State of Oklahoma; creating the Oklahoma Aviation Commission; providing for the appointment of the members of said Commission by the Governor at such time as he shall deem it necessary or advisable to do so; and providing that the chairman of the Oklahoma Planning and Resources Board shall serve as director of the Commission until a director is selected by the members of the Commission as herein provided; authorizing the use by the Governor of not to exceed the sum of Twenty-five Thousand (\$25,000.00) Dollars out of the Governor's Contingency and Emergency Fund for each of the fiscal years ending June 30, 1946, and June 30, 1947, for the payment of salaries of employees of the Commission and in payment of expenses as authorized by said Commission; prescribing the powers, duties and authority of said Commission; transferring

the powers and duties of the State Highway Commission, relating to aviation, as prescribed by Section 6, Title 3, O. S. 1941 to the Oklahoma Aviation Commission; transferring the powers and duties of the Oklahoma Planning and Resources Board, relating to aviation, as prescribed by Chapter 1, Title 3, Section 5, Oklahoma Session Laws 1943 to the Oklahoma Aviation Commission; providing that no provisions of this Act shall be mandatory upon any incorporated city or town of Oklahoma; authorizing the Oklahoma Aviation Commission to acquire, manage, operate and dispose of airports and air navigation facilities, and to acquire easements or other interests in air space over land or water; authorizing the Oklahoma Aviation Commission to exercise the right of eminent domain; making appropriations to carry out the provisions of this Act; making the provisions of Act severable; and declaring an emergency.

1st Reading .....	1628
2nd Reading and to Calendar .....	1713
Considered, advanced, 3rd Reading and to House .....	1776-1778
4th Reading .....	1853

ENGROSSED HOUSE BILL NO. 128—By Oerke—An Act amending title 10 O. S. 1941 § 53, giving the right of decedent and inheritance to parents by adoption and their heirs from an adopted child; and declaring an emergency.

1st Reading .....	518
2nd Reading .....	536
Committee Report .....	668
Considered, advanced, 3rd Reading and to House .....	692-693
4th Reading .....	713

ENGROSSED HOUSE BILL NO. 130—By Montgomery, Batson, Billingsley, King, Arrington, Huey, Levergood, Long, Sherman, Van Dyck and Weaver—An Act authorizing the filing and recording in the office of the County Clerk of orders or decrees of courts of bankruptcy and making the same constructive notice of their contents; and declaring an emergency.

1st Reading .....	243
2nd Reading .....	248-249
Committee Report .....	366
Considered, advanced, 3rd Reading and to House .....	407-408
4th Reading .....	473

ENGROSSED HOUSE BILL NO. 132—By Toaz, Biles, Oerke, Taylor and Wright—An Act amending Title 68, Oklahoma Statutes 1941, Section 432d, relating to resale of real estate; providing highest bidder may have three (3) years in which to pay full purchase price; prescribing conditions there-to; defining duties of county treasurer; and declaring an emergency.

1st Reading .....	1235
2nd Reading .....	1294
Withdrawn from Committee and to Calendar and considered .....	1778-1781



Considered, advanced, 3rd Reading and referred for engrossment .....	1950-1951
Engrossed and to House .....	1984

ENGROSSED HOUSE BILL NO. 133—By Arrington, Batson and Carey—An Act levying an excise tax of one (1) mill per barrel on petroleum oil produced in this State; requiring the proceeds of such tax to be credited five-sixths ( $\frac{5}{6}$ ) to the "Conservation Fund" and one-sixth ( $\frac{1}{6}$ ) to "The Interstate Oil Compact Fund of Oklahoma"; appropriating said "Conservation Fund" and the balance in the Conservation Fund created under the provisions of prior levies and enactments for the payment of salaries and expenses of the conservation officer, his assistants and deputies, conservation attorney, reporters, stenographers and clerks, and all items of office expense and office supplies, including stationery, telegraph, telephone, postage and printing, and such other items as are or shall be authorized by law in connection with the enforcement of the oil and gas conservation laws of the State; appropriating "The Interstate Oil Compact Fund of Oklahoma" for the payment of the compensation of the assistant representative and employees, for necessary traveling expenses of the assistant representative and employees and of the governor when traveling as official representative of the State of Oklahoma, for office expenses, including office supplies and equipment, and such contributions to the interstate oil compact commission as are authorized by the governor and other expenses necessary to enable Oklahoma to fully cooperate in accomplishing the objects of the interstate oil compact; providing for predisposition of unexpended balances in said funds; providing for the collection of the tax, the time and manner thereof by the purchaser or producer; providing for penalties and proceedings on delinquencies, and prescribing penalties for violation of this Act; and for other purposes; and fixing an effective date.

1st Reading .....	259-260
2nd Reading .....	270
Committee Report .....	327
Considered, advanced, 3rd Reading and to House .....	371-372
4th Reading .....	392-393

ENGROSSED HOUSE BILL NO. 134—By Hughes, Bulard, Carmichael, Dees, Hathcoat, Hussey, KlingleSmith and Langley—An Act amending 47 O. S. 1941 § 288, extending period of drivers licenses; amending 47 O. S. 1941 § 312, relating to issuance of operator's and chauffeur's licenses and fees thereof; providing that tag agent issuing such licenses may retain ten (10c) cents of license fee under certain conditions; and declaring an emergency.

1st Reading .....	955
2nd Reading .....	972
Committee Report .....	1094
Considered, advanced, 3rd Reading and referred for engrossment .....	1138-1139
Engrossed and to House .....	1160

Senate Amendments concurred in, bill passed by	
House as amended	1275-1276
4th Reading	1331

ENGROSSED HOUSE BILL NO. 139—By Committee on Education—An Act relating to public schools; creating the state common school fund; designating the sources of revenue thereof; providing for the support, maintenance and operation of a guaranteed school program of one hundred eighty (180) days; providing for apportionment and distribution of funds to school districts; prescribing conditions for eligibility of a district for participation herein; prescribing duties of officers charged with the administration of this act; providing that not to exceed fifty thousand dollars (\$50,000.00) of the appropriation made for this act shall be used to defray expenses of administration thereof; repealing all conflicting laws; and declaring an emergency.

1st Reading	921
2nd Reading	939
Committee Report	1270
Considered, advanced, 3rd Reading and referred for engrossment	1270-1273
Engrossed and to House	1311-1312
Senate Amendments rejected, conference requested and House Conferees named	1326-1327
Conference granted	1327
Additional House Conferees named	1456
Conference Committee Report adopted, bill passed as amended and to House	1689-1694
4th Reading	1832
Vote reconsidered by which passed as amended in conference; by which Conference Committee Report adopted and Conference Committee Report rejected, further conference requested and original Senate Conferees reappointed	1934-1935
House grants further conference, naming Conferees	1977
Original and Supplemental Conference Committee Reports adopted, bill passed as amended and to House	1978-1984
4th Reading	2073

ENGROSSED HOUSE BILL NO. 142—By Edwards, Klinglesmith, Arms, Foley, Hathcoat, Impson, Ownby and Welch—An Act relating to tax resales and redemption therefrom; providing that land acquired by the county at resale may be redeemed by the owner or any person having a legal or equitable interest therein at any time before issuance of a deed to a purchaser by the county commissioners; providing terms and conditions upon which such redemption may be made; providing for cancellation of resale tax deed and revesting of title to such property; and declaring an emergency.

1st Reading	290
2nd Reading	330
Committee Report	704
Withdrawn from Calendar and re-referred to Committee	729
Committee Report	1355-1356



Considered, advanced, 3rd Reading and referred for engrossment .....	1376-1377
Engrossed and to House .....	1395-1396
Senate Amendments rejected, conference requested and House Conferees named .....	1802
Conference granted and Senate Conferees appointed .....	1802-1803
Conference Committee Report submitted .....	1835-1836
Conference Committee Report adopted, bill passed as amended and to House .....	1879-1880
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 146—By Impson—An Act authorizing the County Election Board in each county in its discretion to disregard township boundary lines in establishing, creating, or consolidating voting precincts, or in altering or changing boundaries of voting precincts, repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1229
2nd Reading .....	1246
Committee Report .....	1386
Considered and advanced .....	1714
3rd Reading and roll call on emergency deferred .....	1716
Roll call on emergency and to House .....	1749
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 147—By Ward—An Act amending 82 O. S. 1941 § 873; authorizing the Grand River Dam Authority to fund and refund any of its outstanding revenue bonds and obligations and to retire by purchase any of such bonds and to cancel the same; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency.

1st Reading .....	350-351
2nd Reading .....	370
Committee Report .....	398
Considered, advanced, 3rd Reading and to House .....	480-481
4th Reading .....	518

ENGROSSED HOUSE BILL NO. 148—By Flanagan—An Act authorizing the Board of County Commissioners of any county of this state having a population of less than thirteen thousand (13,000) inhabitants according to the 1940 federal census, or any succeeding federal census, and having at any time after the effective date of this act a court fund exceeding five thousand (\$5,000.00) dollars, by the passage of an appropriate resolution to cause to be transferred all or any portion of said fund in excess of five thousand (\$5,000.00) dollars to a special fund, hereby created in the county highway fund, to be used to spot gravel, county roads, and, shall not be used for any other purpose.

1st Reading .....	287
2nd Reading and to Calendar .....	294
Considered, withdrawn from Calendar and re-referred to Committee .....	333
Committee Report .....	478

Withdrawn from Calendar and re-referred to Committee	562
Committee Report	1442
Considered, advanced, 3rd Reading and referred for engrossment	1786-1788
Engrossed and to House	1812
Senate Amendments rejected, conference requested and granted	2025-2026

ENGROSSED HOUSE BILL NO. 150—By Rowe—An Act amending 36 O. S. 1941, Section 2, providing that contracts of insurance hereafter entered into shall contain a provision that said contracts shall be construed according to the laws and decisions of this state; and declaring an emergency.

1st Reading	636
2nd Reading	651
Committee Report	1120
Considered, advanced, 3rd Reading and roll call on emergency deferred	1716-1717
Roll call on emergency and referred for engrossment	1747
Engrossed and to House	1772

ENGROSSED HOUSE BILL NO. 151—By Shipley and Williams—An Act authorizing school districts to provide a common school education for physically handicapped children; providing for the examination and classification of such children; prescribing administrative duties of school boards and state board of education; providing for a transfer of such children in certain cases and payment of transfer fees; authorizing state board of education to formulate rules and regulations for such transfers, qualifications of teachers and apportionment and disbursement of funds for special educational facilities; prescribing duties of persons taking school census; authorizing state board of education to accept and disburse federal funds; providing an appropriation; and declaring an emergency.

1st Reading	604
2nd Reading	612
Committee Report	649
Considered, advanced, 3rd Reading and referred for engrossment	690-692
Engrossed and to House	713
Senate Amendments concurred in, bill passed by House as amended	746
4th Reading	763

ENGROSSED HOUSE BILL NO. 152—By Weaver, Underwood, Arms, Bacon, Bailey, Choate, Foley, Levergood, Long, Madrano, Meads, Reed, Sherman, Singleton, Streetman, Tankersley, Tolbert, Wallace (Carter), Williams and Wright—An Act relating to descent and distribution of property belonging to aliens at the time of their death, and amending 84 O. S. 1941 § 213; and declaring an emergency.

1st Reading	344-345
2nd Reading	353
Committee Report	378
Withdrawn from Calendar and re-referred to Committee	559



ENGROSSED HOUSE BILL NO. 153—By Medlock—An Act relating to the practice of barbery in this state; making certain acts or failures to act unlawful; fixing penalties; and declaring an emergency.

1st Reading .....	1274
2nd Reading .....	1333
Committee Report .....	1833
Considered, advanced and 3rd Reading .....	1933; 1935-1936

ENGROSSED HOUSE BILL NO. 154—By Medlock—An Act amending 59 O. S. 1941 § 83; relating to the sanitary inspection of barber shops in Oklahoma; and declaring an emergency.

1st Reading .....	1239
2nd Reading .....	1295
Committee Report .....	1321
Considered, advanced, and 3rd Reading .....	1932-1933

ENGROSSED HOUSE BILL NO. 158—By Committee on Veterans' Affairs—An Act Relating to Soldiers Relief Commission amending 72 O. S. § 51 and 72 O. S. § 53; and declaring an emergency.

1st Reading .....	518
2nd Reading .....	536
Committee Report .....	1121
Considered, advanced, 3rd Reading and to House .....	1768-1769
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 161—By Ward—An Act amending 82 O. S. 1941 § 870 authorizing the issuance of revenue bonds by the Grand River Dam Authority; and amending 82 O. S. 1941 § 862, paragraph (b), relating to powers, rights and privileges of the Grand River Dam Authority, by adding additional powers to include authority and power to buy, sell, resell, interchange and distribute electricity and electric energy; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	992
2nd Reading .....	1009
Committee Report .....	1069
Considered, advanced, 3rd Reading and to House .....	1343-1344
4th Reading .....	1455

ENGROSSED HOUSE BILL NO. 165—By Cantrell, Biles, Foley, Hathcoat, Ownby and Sherman—An Act relating to school enumeration; amending 70 O. S. 1941 § 307 to provide that enumerators of the scholastic census shall be paid ten cents (10c) per name in common school districts and five cents (5c) per name in districts including an incorporated town or city; and declaring an emergency.

1st Reading .....	959
2nd Reading .....	972
Committee Report .....	1005-1006
Stricken .....	1992

ENGROSSED HOUSE BILL NO. 168—By Ward of the House, and Goodpaster of the Senate—An Act relating to the restraint of domestic animals; amending 4 O. S. 1941 § 94; and declaring an emergency.

1st Reading .....	347-348
2nd Reading .....	370
Committee Report .....	478
Considered, advanced, 3rd Reading and to House .....	575-577
4th Reading .....	637

ENGROSSED HOUSE BILL NO. 169—By Hughes—An Act authorizing the Board of Regents for Agricultural and Mechanical Colleges to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; providing for the methods of advertisement, sale, promulgation of rules, and making disposition of the funds received therefrom; and declaring an emergency.

1st Reading .....	350-351
2nd Reading .....	370
Committee Report .....	430
Considered, advanced, 3rd Reading and to House .....	491-492
4th Reading .....	518

ENGROSSED HOUSE BILL NO. 170—By Huey, Impson, Choate and Edwards—An Act creating a revolving fund in the State Treasury for the Central Oklahoma State Hospital Annex at McAlester, Oklahoma, providing the revenues and receipts that shall be credited to said fund, and the purposes for which the same may be expended; providing the manner of disbursement; authorizing the Governor of the State of Oklahoma to allocate to said fund out of the Governor's emergency and contingency fund the sum of one thousand (\$1,000.00) dollars; and declaring an emergency.

1st Reading .....	518
2nd Reading .....	536
Committee Report .....	823
Considered, advanced, 3rd Reading and to House .....	978-979
4th Reading .....	999

ENGROSSED HOUSE BILL NO. 172—By Bullard, Arms, Billingsley, Cordray, Hathcoat, Meads, Ownby, Reed, Russell, Segrest, Shelton, Shumate, Starr and Weaver of the House, and Grennell of the Senate—An Act relating to frozen food locker plants; defining licensing, prescribing construction, finish and equipment; providing for inspection, storage of food, sanitary regulations and revocation of license; prescribing temperatures required and authorizing the State Board of Health to make sanitary rules, providing a lien upon food stored in said locker plants, providing a penalty for violations of the act; and declaring an emergency.

1st Reading .....	791-792
2nd Reading .....	806
Committee Report .....	892-893
Considered, advanced, 3rd Reading and to House .....	976-977
4th Reading .....	999



ENGROSSED HOUSE BILL NO. 173—By Ash, Billingsley, Levergood and Rowe of the House and Anderson, Burns and Worthington of the Senate—An Act amending 38 O. S. § 2, 1941, prescribing duty of jury commissioners, and defining the qualifications of jurors, and the manner of their selection.

1st Reading .....	636
2nd Reading .....	651
Committee Report .....	1027
Considered, advanced, 3rd Reading .....	1581-1582
Vote reconsidered by which failed of passage; by which advanced and considered .....	1622-1623
Considered and indefinitely postponed .....	1640-1641

ENGROSSED HOUSE BILL NO. 174—By Reed—An Act amending title 68, Oklahoma Statutes 1941, section 894 and section 1468, relating to the settlement or compromise of controversies over correctness of taxes and providing for approval by judgment of the district court of the county of the taxpayers residence and declaring an emergency,

1st Reading .....	349
2nd Reading .....	370
Committee Report .....	413
Withdrawn from Calendar and re-referred to Committee .....	437
Withdrawn from Committee and to Calendar .....	1680
Considered, advanced, 3rd Reading and referred for engrossment .....	1765-1768
Engrossed and to House .....	1781

ENGROSSED HOUSE BILL NO. 176—By Mountcastle, Frix and Wiley—An Act amending Paragraph (g), Section 29, Chapter 6, Article 19, Oklahoma Session Laws 1943; relating to the compensation of the county attorneys of all counties in this State having a population in excess of sixty-five thousand (65,000) and an assessed net valuation of seventy-five million (\$75,000,000.00) dollars or less; fixing the number of assistants and stenographers in the office of such county attorneys and the minimum and maximum monthly salaries thereof; and declaring an emergency.

1st Reading .....	347-348
2nd Reading .....	370
Committee Report .....	444
Considered, advanced, 3rd Reading and to House .....	486-487
4th Reading .....	518

ENGROSSED HOUSE BILL NO. 177—By Taylor—An Act amending 56 O. S. 1941, Section 164, by striking provisions therein under subsection 3 of sub-division A, and sub-division 4 of Section B of said Section 164 authorizing inmates of institutions to make application for assistance and relief; and declaring an emergency.

1st Reading .....	602
2nd Reading .....	613
Committee Report .....	725
Considered, advanced, 3rd Reading and referred for engrossment .....	878-879
Engrossed and to House .....	888-889

Senate Amendments concurred in, bill passed by	
House as amended	1275-1276
4th Reading	1331

ENGROSSED HOUSE BILL NO. 179—By House Appropriations Committee—An Act making consolidated appropriations from the general revenue fund of the state for the fiscal year ending June 30, 1946 not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be nonfiscal; and declaring an emergency.

1st Reading	1449
2nd Reading and to Calendar	1479
Considered, advanced, 3rd Reading and referred for engrossment	1566-1567
Engrossed and to House	1588

ENGROSSED HOUSE BILL NO. 180—By House Appropriations Committee—An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946 not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be nonfiscal; and declaring an emergency.

1st Reading	1449
2nd Reading and to Calendar	1479
Considered, advanced, 3rd Reading and referred for engrossment	1569-1570
Engrossed and to House	1588
Senate Amendments rejected, Conference requested and House Conferees named	1973
Conference granted and Senate Conferees appointed	1973
Conference Committee Report adopted, bill passed as amended and to House	2048-2051
4th Reading	2103

ENGROSSED HOUSE BILL NO. 181—By House Appropriations Committee—An Act making consolidated appropriations from the General Revenue Fund of the State for the fiscal year ending June 30, 1946, not otherwise appropriated, to the Oklahoma State Regents for Higher Education to be allocated to the institutions comprising the Oklahoma State System of Higher Education; said appropriation to be nonfiscal; and declaring an emergency.

1st Reading	1449
2nd Reading and to Calendar	1479
Considered, advanced, 3rd Reading and referred for engrossment	1570-1572
Engrossed and to House	1600-1601

ENGROSSED HOUSE BILL NO. 184—By Montgomery—An Act amending 39 O. S. 1941 § 26, relating to Justices of the Peace and Constables in cities of this State located in counties having a population in excess of one hundred ninety



thousand (190,000) inhabitants and less than two hundred thirty thousand (230,000) inhabitants as shown by the last preceding federal decennial census, or any succeeding federal decennial census, and having a net assessed valuation in excess of one hundred thirty-five million (\$135,000,000.00) dollars as certified to the County Excise Board in 1944, and as may be shown by any succeeding biannual net assessed valuation; and declaring an emergency.

1st Reading .....	350-351
2nd Reading .....	371
Committee Report .....	442
Considered, advanced, 3rd Reading and to House .....	483-484
4th Reading .....	518

ENGROSSED HOUSE BILL NO. 187—By Underwood and Parrish of the House and Irby and Gary of the Senate—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Southeastern State College at Durant Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	600-601
2nd Reading .....	612
Committee Report .....	726-727
Considered, advanced, 3rd Reading and referred for engrossment .....	837-838
Engrossed and to House .....	845
Senate Amendments concurred in, bill passed by House as amended .....	872-873
4th Reading .....	902

ENGROSSED HOUSE BILL NO. 188—By Johnson (Creek)—An Act amending Section 28, Title 19, Chapter 6, page 72, Oklahoma Session Laws 1943 (19 Oklahoma Statutes Supplement 1943 § 180.39) relating to counties and county officers and their salaries and compensation; and declaring an emergency.

1st Reading .....	716
2nd Reading .....	749

Committee Report .....	1003
Considered, advanced, 3rd Reading and to House .....	1220-1221
4th Reading .....	1234

ENGROSSED HOUSE BILL NO. 189—By Sherman, Billingsley, Choate, Flanagan, Gibbs, Hunt, McCarty, Shipley, Toaz and Wright—An Act relating to the Pardon and Parole Board, fixing the compensation of the chairman and members of said board; providing for the payment of such compensation and the expenses of the chairman and members while engaged in the performance of their duties; giving the chairman and members of the Pardon and Parole Board and the pardon and parole office authority and power to administer oaths to witnesses appearing before the Pardon and Parole Board; and declaring an emergency.

1st Reading .....	604
2nd Reading .....	612
Committee Report .....	1026-1027
Considered, advanced, 3rd Reading and to House .....	1211-1212
4th Reading .....	1280

ENGROSSED HOUSE BILL NO. 190—By Sherman, Washington, McCarty, Wallace, Kerr, Carey and Gullett of the House and Burns of the Senate—An Act creating the Office of Bailiff for all courts of record in all counties of the State of Oklahoma having a population in excess of two hundred Fifty Thousand (250,000) people, prescribing the method of appointment, fixing the salaries and duties thereof, and repealing all acts in conflict herewith; and declaring an emergency.

1st Reading .....	348-349
2nd Reading .....	370
Committee Report .....	442-443
Considered, advanced, 3rd Reading and referred for engrossment .....	577-578
Engrossed and to House .....	592
Senate Amendments concurred in, bill passed by House as amended .....	645
4th Reading .....	670

ENGROSSED HOUSE BILL NO. 193—By Levergood, Ownby and Tankersley—An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this state having or hereafter having a population of not less than fifty-four thousand (54,000) inhabitants according to the 1940 federal census or any subsequent federal census and an assessed valuation of not less than twenty-two million six hundred thousand (\$22,600,000.00) dollars to be used by the public, members of the county bar association, the courts and by public officials; creating a county law library fund and providing for procuring and expending of said fund for the creation and maintenance of said law library; and creating a board of trustees for such law library and the officers thereof and defining their duties; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	451
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2nd Reading .....	480
Committee Report .....	545
Considered, advanced, 3rd Reading and referred for engrossment .....	654-655
Engrossed and to House .....	671-672
Senate Amendments concurred in, bill passed by House as amended .....	724-725
4th Reading .....	738

ENGROSSED HOUSE BILL NO. 197—By Crane, Arrington, Board, Hawthorne, Hunt, Jones, Oerke, Reed, Streetman, Taylor, Van Dyck and Weaver—An Act relating to the sale of second-hand watches; defining terms used herein; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading .....	791-792
2nd Reading .....	806
Committee Report .....	869
Considered, advanced, 3rd Reading and to House .....	928-929
4th Reading .....	947

ENGROSSED HOUSE BILL NO. 199—By Tankersley, Levergood and Ownby—An Act providing for payment of travel and subsistence expenses of district judges in all district court judicial districts of the State composed of two or more counties and having a total population of not less than eighty thousand (80,000) people and not more than eighty-five thousand (85,000) people, according to the last federal census, and having a total assessed valuation of not less than thirty-five million (\$35,000,000.00) dollars and not more than thirty-six million (\$36,000,000.00) dollars according to the last official county assessment for taxation purposes, and in which judicial districts there is a resident district judge in each of the counties thereof, from the court funds of the counties into which such judges are required to travel or in which regular judicial duties are performed; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading .....	360-361
2nd Reading .....	371
Committee Report .....	431
Considered, advanced, 3rd Reading and referred for engrossment .....	482-483
Engrossed and to House .....	499
Senate Amendments concurred in, bill passed by House as amended .....	525-527
4th Reading .....	540
House advises bill passed over Governor's veto and sends copy of Veto Message .....	717-719

ENGROSSED HOUSE BILL NO. 200—By Wallace (Carter) and Evans of the House and Chapman of the Senate—An Act creating the Confederate Memorial Hospital, placing control of the same in the board of regents of the University of Oklahoma, creating a revolving fund, transferring the property of the Oklahoma Confederate Home and repealing sections 181, 182, 183, 184, 185, 186, 187 and 188 of Title 72, Oklahoma Statutes, 1941.

1st Reading .....	792-793
2nd Reading .....	806
Committee Report .....	822-823
Considered, advanced, 3rd Reading and referred for engrossment .....	829-830
Engrossed and to House .....	834
Senate Amendments rejected, Conference requested and House Conferees named .....	870-871
Conference granted and Senate Conferees appointed .....	891
Conference Committee Report adopted, bill passed as amended and to House .....	1063-1067
4th Reading .....	1107

ENGROSSED HOUSE BILL NO. 204—By Oerke—An Act amending section 1720, Title 21, Oklahoma Statutes of 1941, relating to larceny of an automobile or other motor vehicle and making any person who steals an aircraft, any automobile, or automotive driven vehicle guilty of a felony, and fixing the punishment; repealing all acts and parts of acts in conflict herewith.

1st Reading .....	537-538
2nd Reading .....	547
Committee Report .....	668
Considered, advanced, 3rd Reading and referred for engrossment .....	693-694
Engrossed and to House .....	713
Senate Amendments concurred in, bill passed by House as amended .....	746
4th Reading .....	763

ENGROSSED HOUSE BILL NO. 206—By Oerke—An Act amending section 1716, title 21, Oklahoma Statutes 1941, relating to the larceny of livestock and making any person who steals any horse, jackass, jennet, mule, cow, hog, sheep, or goat, guilty of a felony, and fixing the punishment; repealing all acts and parts of acts in conflict herewith.

1st Reading .....	538
2nd Reading .....	547
Committee Report .....	1132

ENGROSSED HOUSE BILL NO. 207—By Oerke—An Act amending section 941, title 21, Oklahoma Statutes of 1941, relating to gambling; making violation a felony and fixing the punishment therefor; repealing all acts or parts of acts in conflict herewith.

1st Reading .....	538
2nd Reading .....	547
Withdrawn from Committee and to Calendar .....	1416
Considered, advanced, 3rd Reading and referred for engrossment .....	1416-1419
Engrossed and to House .....	1465
Senate Amendments rejected, Conference requested and House Conferees named .....	1608
Conference granted and Senate Conferees appointed .....	1608
House rejects Conference Committee Report, asks for further Conference, naming Conferees .....	1751
Further Conference granted and Senate Conferees appointed .....	1751



ENGROSSED HOUSE BILL NO. 208—By Mountcastle  
—An Act relating to the salary of official court reporters,  
amending 20 O. S. 1941 § 109; and declaring an emergency.

1st Reading .....	605
2nd Reading .....	612
Committee Report .....	745
Considered, advanced, 3rd Reading and referred for engrossment .....	838-839
Engrossed and to House .....	855
Senate Amendments concurred in, bill passed by House as amended .....	872-873
4th Reading .....	902

ENGROSSED HOUSE BILL NO. 211—By Reed and Hawthorne—An Act providing that county commissioners of all counties having a population in excess of forty thousand (40,000) and not to exceed fifty thousand (50,000) and an assessed net valuation in excess of ten million (\$10,000,000.00) dollars and not to exceed twelve million (\$12,000,000.00) dollars may authorize an increase in salaries of deputy county officers and employees up to twenty per cent (20%), except those in excess of two hundred dollars (\$200.00) per month; repealing all acts or parts of acts in conflict therewith; and declaring an emergency.

1st Reading .....	451
2nd Reading .....	480
Committee Report .....	608
Considered, advanced, 3rd Reading and to House .....	652-654
4th Reading .....	683

ENGROSSED HOUSE BILL NO. 213—By Sherman  
—An Act amending Section 93, Title 12, Oklahoma Statutes of 1941, prescribing limitations of real actions so that the same limitations will apply to actions to recover lands partitioned by judgment of court, or sold, or conveyed in partition suits and other judicial sales as now apply to actions to recover real estate sold on execution; providing when said provision shall become effective in cases where the period of limitation has already expired; and declaring an emergency.

1st Reading .....	604
2nd Reading .....	613
Committee Report .....	822
Considered, advanced, 3rd Reading and to House .....	974-975
4th Reading .....	999

ENGROSSED HOUSE BILL NO. 214—By House Appropriations Committee—An Act making appropriations out of the General Revenue Fund and the Public Building Fund for the construction of buildings, improvements, and the purchase of special equipment for and at certain state institutions, and making appropriations out of the General Revenue Fund and the Public Building Fund to the Oklahoma State Regents for Higher Education to be allocated to and among the several institutions comprising the Oklahoma State System of Higher Education; and declaring an emergency.

1st Reading .....	1449
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2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and referred for engrossment .....	1567-1569
Engrossed and to House .....	1588
Senate Amendments rejected, Conference requested and House Conferees named .....	1797-1799
Conference granted and Senate Conferees appointed .....	1799
Conference Committee Report adopted, bill passed as amended and to House .....	1936-1937; 1942-1946
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 217—By Gibbs, Williams and Shipley of the House and Nevins of the Senate—An Act appropriating two thousand five hundred three dollars and forty-five cents (\$2,503.45) to the Military Department of Oklahoma for payment of certain claims for hospital, medical and professional services rendered Lieutenant Elmer Ward and Lieutenant Oral H. Douglass for injuries received in the Oklahoma National Guard Army in Okmulgee, Oklahoma; recognizing such claims as valid and legal obligations of the State of Oklahoma; and declaring an emergency.

1st Reading .....	350-351
2nd Reading .....	370
Committee Report .....	431
Considered, advanced, 3rd Reading and to House .....	488-489
4th Reading .....	518

ENGROSSED HOUSE BILL NO. 218—By Arrington, Evans, Montgomery, Standley, Crane, Focht, Frix, Hughes, Jones, King, Mountcastle, Musgrave, Ownby, Segrest, Tolbert, Treadwell and Weaver—An Act making provisions for community property law; providing that the Act shall apply to husbands and wives and their property subsequent to the effective date of the Act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property; repealing Title 32, Oklahoma Statutes 1941, Sections 51 to 65, inclusive; declaring an emergency, and providing that this Act, as to husbands and wives who elected under 32, Oklahoma Statutes 1941 Sections 51, 52 and 53, shall be effective as to them and their property and shall govern and operate on them and their property from the effective date of said election made under Sections 51, 52 and 53, Title 32, Oklahoma Statutes 1941.

1st Reading .....	901
2nd Reading .....	925-926



Committee Report .....	1068-1069
Considered, advanced, 3rd Reading and referred for engrossment .....	1474-1475
Engrossed and to House .....	1497
Senate Amendments rejected, Conference requested and House Conferees named .....	1671-1672
Conference granted and Senate Conferees appointed .....	1672
Senate Conferees discharged .....	1753-1754
Senate Amendments concurred in, bill passed by House as amended .....	1784
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 219—By Sherman—An Act providing that the State of Oklahoma may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1052
Considered, advanced, 3rd Reading and referred for engrossment .....	1212-1213
Engrossed and to House .....	1244
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1915

ENGROSSED HOUSE BILL NO. 220—By Sherman and Evans of the House and Pruett of the Senate—An Act relating to the judicial council as established by order of the Supreme Court of Oklahoma, making appropriations to enable the judicial council to perform the functions for which it was established, making it the duty of judges and clerks of the courts of the State, sheriffs, county attorneys, and other officers of the State and its sub-divisions to cooperate with and make reports to the judicial council; and declaring an emergency.

1st Reading .....	604
2nd Reading .....	612
Committee Report .....	893
Considered and advanced .....	979

ENGROSSED HOUSE BILL NO. 226—By Wallace (Oklahoma)—An Act relating to the liquidation and sale of assets of insolvent State Banks; authorizing and empowering the Bank Commissioner of the State of Oklahoma to lease for oil and/or gas purposes lands vested in the Bank Commissioner as assets of insolvent banks in the same manner as sale of other assets of insolvent banks; validating all oil and/or gas leases heretofore made by the bank Commissioner; and declaring an emergency.

1st Reading .....	954
2nd Reading .....	972
Committee Report .....	1025
Considered, advanced, 3rd Reading and to House .....	1173-1174
4th Reading .....	1223

ENGROSSED HOUSE BILL NO. 228—By Nevins, Bacon, Baldwin, Barry, Bellamy, Carey, Cordray, Crane, Dillon, Gibbs, Harshbarger, Hathcoat, Hawthorne, Hinds (Cherokee), Huey Hussey, Impson, Johnson (Creek), Lansden, Levergood, Long, McCarty, Meads, Mountcastle, Ownby, Reed, Rowe, Shumate, Starr, Underwood, Wallace (Carter), Ward, Welch and Wright—An Act making appropriations for operation of the Soldiers' Relief Commission; appropriating moneys and prescribing regulations for support, maintenance and education of destitute minor dependents of veterans; appropriating moneys and prescribing regulations for the emergency financial aid of World War II veterans, their wives or widows; all of the appropriations herein provided for being made for the fiscal years ending June 30, 1946 and June 30, 1947; and declaring an emergency.

1st Reading .....	792
2nd Reading .....	806
Committee Report .....	897
Considered, advanced, 3rd Reading and to House.....	980-981
4th Reading .....	999

ENGROSSED HOUSE BILL NO. 229—By Washington, Gullett and McCarty—An Act vitalizing Section 41, Article 5, of the Constitution of the State of Oklahoma; authorizing any city covered by Act to pension meritorious and disabled firemen thereof such as come within the purview of the laws of this State relating to the payment of pensions to said firemen and to make annual appropriations for that purpose; limiting the amount of such an appropriation and providing that same shall be deposited in a special account in the Firemen's Relief and Pension Fund of the city and expended by the Board of Trustees of said fund solely in paying or assisting in paying pensions to said firemen as set forth in the laws of this State relating to the payment of pensions to meritorious and disabled firemen; providing procedure therefor; and declaring an emergency.

1st Reading .....	550-551
2nd Reading .....	574
Committee Report .....	712
Considered, advanced, 3rd Reading and referred for engrossment .....	834-835
Engrossed and to House .....	845
Senate Amendments concurred in, bill passed by House as amended .....	872-873
4th Reading .....	902

ENGROSSED HOUSE BILL NO. 231—By Harshbarger and Montgomery—An Act relating to marriage; amending Sections 6, 7, and 9 of Title 43, Oklahoma Statutes 1941; prescribing contents of license; providing for solemnization of marriages by certain persons; providing for filing of credentials by ministers; providing no fee shall be charged for such recording; requiring ministers to insert book and page number wherein his credentials are recorded, on marriage license; making said requirement a condition precedent to recording of said license; and declaring an emergency.



1st Reading .....	537
2nd Reading .....	546
Committee Report and re-referred to Committee .....	824

ENGROSSED HOUSE BILL NO. 233—By Williams, Ash and Gibbs—An Act relating to marriage licenses; amending 43 O. S. 1941 § 5 to provide that marriage licenses shall be valid in any county of the State; and declaring an emergency.

1st Reading .....	600-601
2nd Reading .....	612
Committee Report .....	801-802
Considered, advanced, 3rd Reading .....	889
Vote reconsidered by which failed of passage and re-referred to Committee .....	1969
Committee Report .....	1970-1971

ENGROSSED HOUSE BILL NO. 234—By Judiciary No. 2 Committee—An Act relating to the acquisition of federal surplus property by the State, its political subdivisions, agencies and instrumentalities, and by State departments and institutions, providing for a State agent who also may act for political subdivisions, providing compensation, and other expenses, making act expire coterminously with the federal surplus property act of 1944 or amendments thereto; and declaring an emergency.

1st Reading .....	635
2nd Reading .....	651
Committee Report and re-referred to Committee .....	821-822
Committee Report .....	1194
Considered, advanced, 3rd Reading and to House .....	1475-1478; 1513-1515
4th Reading .....	1594

ENGROSSED HOUSE BILL NO. 236—By House Appropriations Committee—An Act cancelling certain unexpended and unencumbered appropriations and parts of appropriations made by the Nineteenth Legislature to the Oklahoma State Regents for Higher Education out of the public building fund and out of the general revenue fund, providing for the reappropriation of the unexpended and unencumbered appropriations and parts of appropriations cancelled, making said appropriations non-fiscal; and declaring an emergency.

1st Reading .....	1487
2nd Reading and to Calendar .....	1496-1497
Considered, advanced, 3rd Reading and referred for engrossment .....	1576-1578
Engrossed and to House .....	1600-1601
Senate Amendments rejected, Conference requested and House Conferees named .....	1797-1799
Conference granted and Senate Conferees appointed .....	1799
Conference Committee Report adopted, bill passed as amended and to House .....	1953-1954; 1959-1961
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 244—By Dees, Biles, Flowers, Hawthorne, Parrish and Shumate—An Act to provide

for the retirement for meritorious service of teachers and other employes of the public schools, colleges and universities, or activities primarily devoted to public education in Oklahoma, supported wholly or in part by public funds; provide for payments to be made from public funds and authorizing the payment of annuities and benefits; to determine membership and conditions of membership in said fund; to provide for a board of trustees of said retirement fund; to provide for officers and to define their duties; to provide for the management of the funds of said system; and to provide a method of financing said system; repealing Title 70, Chapter 27, Session Laws 1943; making the provisions of this Act severable; and declaring an emergency.

1st Reading .....	1275
2nd Reading .....	1333
Committee Report .....	1386
Considered, advanced, 3rd Reading and referred for engrossment .....	1635-1636
Engrossed and to House .....	1684
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 247—By Flanagan—An Act relating to transportation, in cities, towns and villages, by motor trucks, motor vehicles, or any other vehicle or conveyance, of octane, gasoline, benzine, or any other highly inflammable oils and liquids, the products of petroleum, and of liquefied gases; defining liquefied gases; prescribing duties of governing board of city or town, and of State Department of Public Safety of State of Oklahoma, in selection of routes for such transportation, and in changes of routes, and prescribing conditions and instances for such transportation over other routes, and for vesting by such governing board of authority in certain officers or employees of city or town, in such transportation of liquefied gases over such other routes, to supervise such transportation and select such other routes therefor; declaring any person operating any such truck, vehicle or conveyance in violation of any of the provisions of this Act, is guilty of a misdemeanor; declaring any public officer, or any officer or employe of city or town, who fails, refuses or neglects to perform any duty placed upon him under the terms of this Act, is guilty of a misdemeanor; declaring violation of any of the provisions of this Act, where no specific penalty is provided, is a misdemeanor; prescribing penalties for each of misdemeanors aforesaid; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading .....	991
2nd Reading .....	1009
Committee Report .....	1728
Considered and indefinitely postponed .....	1792-1793

ENGROSSED HOUSE BILL NO. 249—By Billingsley, Arrington, Bullard, Camp, Cantrell, Flowers, Frix and Musgrave—An Act amending 37, Oklahoma Statutes 1941, Section 162 (b), 162 (c), 162 (d) and 162 (f), levying a beverage tax on beer



of ten (\$10.00) dollars per barrel, allocating the monies collected from such tax to provide two per cent (2%) to the Oklahoma Tax Commission and ninety-eight per cent (98%) to the General Revenue Fund.

1st Reading .....	700
2nd Reading .....	729
Committee Report .....	744
Considered, advanced, 3rd Reading and referred for engrossment .....	749-753
Engrossed and to House .....	753
Senate Amendments rejected, Conference requested and House Conferees named .....	790
Conference granted and Senate Conferees appointed .....	790-791
Conference Committee Report rejected by House, further Conference requested and House Conferees named .....	810
Further Conference granted and Senate Conferees appointed and instructed .....	810-811
Conference Committee Report adopted and further consideration deferred .....	817-819
Passed as amended in Conference and to House .....	832-833
4th Reading .....	853

ENGROSSED HOUSE BILL NO. 251—By Wallace (Carter), Musgrave and Klinglesmith—An Act amending Title 68, Section 914 (b), Session Laws 1943, relating to filing of income tax returns by members of the military or naval forces, the United States merchant marine and members of any other branch of the armed services and their auxiliaries of the United States; and declaring an emergency.

1st Reading .....	1023
2nd Reading .....	1030
Committee Report .....	1069
Considered, advanced, 3rd Reading and to House .....	1410-1412
4th Reading .....	1455

ENGROSSED HOUSE BILL NO. 257—By Arrington—An Act relating to the conservation of oil and gas; amending Section 84, Title 52, Oklahoma Statutes, 1941, and providing definitions; amending Section 85, Title 52, Oklahoma Statutes 1941; defining and prohibiting waste of oil; and authorizing the Corporation Commission to make rules and regulations relative thereto; amending Section 86, Title 52, Oklahoma Statutes, 1941, defining and prohibiting waste of gas, and authorizing the Corporation Commission to make rules and regulations relative thereto; amending Section 87, Title 52, Oklahoma Statutes, 1941, authorizing the Corporation Commission to regulate the taking of oil and gas from any common source of supply to prevent waste or to protect correlative rights, providing for the establishment of well spacing and drilling units for the purpose of preventing waste and for the purpose of protecting and adjusting the correlative rights of parties owning interests in such common source of supply; amending Section 90, Title 52, Oklahoma Statutes, 1941, empowering the Corporation Commission to make orders, rules and regulations applicable to common source of oil or gas supply, and providing

that it shall not be necessary to publish same; providing for procedural requirements including rights of appeal; providing a saving clause; repealing all Acts or parts of Acts in conflict herewith; and for other purposes, and declaring an emergency.

1st Reading .....	1540
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and referred for engrossment .....	1611-1612
Engrossed and to House .....	1622
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 258—By Dunn, Carmichael, Hines (Washita), Hathcoat, Hughes and Hunt—An Act relating to the revolving fund of the Western Oklahoma State Hospital, Clinton, Oklahoma; creating a "petty cash fund" in said revolving fund; prescribing the purposes for which said petty cash fund may be expended; providing the manner in which said petty cash fund may be reimbursed; and declaring an emergency.

1st Reading .....	601-602
2nd Reading .....	613
Committee Report .....	726
Considered, advanced, 3rd Reading and referred for engrossment .....	882-883
Engrossed and to House .....	888
Senate Amendments concurred in, bill passed by House as amended .....	1275-1276
4th Reading .....	1331

ENGROSSED HOUSE BILL NO. 260—By Mountcastle and Wiley—An Act making a non-fiscal re-appropriation to the State Board of Public Affairs in the amount of sixty-nine thousand three hundred thirty-one and twenty-five one-hundredths (\$69,331.25) dollars, being portion of an appropriation made by the Nineteenth Legislature, 1943, from the general revenue fund for the fiscal year ending June 30, 1943; also a supplemental appropriation in the amount of twenty thousand (\$20,000.00) dollars from the general revenue fund of the fiscal year beginning July 1, 1945; the combined amounts to be expended for the construction of a central heating, power and laundry building, purchase of boilers and other necessary equipment therefor, at the State Hospital for Negro Insane, Taft, Oklahoma; and declaring an emergency.

1st Reading .....	1275
2nd Reading .....	1333
Committee Report .....	1467
Considered, advanced, 3rd Reading and to House .....	1704-1705
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 261—By Langley, Ash, Gibbs, Holt, Hughes, King, Levergood, Morris and Rowe—An Act authorizing the owner of any property which appears to



be subject to the lien of a deficiency judgment in favor of the commissioners of the land office to institute an action against the commissioners of the land office to determine whether such deficiency judgment is a lien against the property, providing for service of summons, making it the duty of the commissioners of the land office to cause action to be defended; and declaring an emergency.

1st Reading .....	964
2nd Reading .....	1009
Committee Report .....	1101
Considered, advanced, 3rd Reading and roll call on emergency deferred .....	1723
Roll call on emergency and to House .....	1746-1747
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 265—By Weaver—An Act appropriating the sum of twenty-five thousand dollars (\$25,000.00) out of any money in the state treasury to the credit of the general revenue fund not otherwise appropriated for the fiscal year ending June 30, 1945, to be used and expended to pay mileage, per diem and expenses of members of the House of Representatives, salaries of their employees and such contingent expenses as may be ordered paid therefrom, including preparation and publication of Journals and Calendars of the House of Representatives as provided in 73 O. S. 1941, Section 72; providing that said appropriation shall be nonfiscal; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1541
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and referred for engrossment .....	2005-2008
Engrossed and to House .....	2051-2052
Senate Amendments concurred in, bill passed by House as amended .....	2099-2101
4th Reading .....	2129

ENGROSSED HOUSE BILL NO. 267—By Hines and Bullard—An Act relating to due date of ad valorem taxes and payment in installments; amending 68 O. S. 1941 § 351 to provide that ad valorem taxes may be paid in two installments; prescribing the dates of said payments and delinquencies; and declaring an emergency.

1st Reading .....	1729
2nd Reading .....	1733
Withdrawn from Committee and to Calendar .....	1818
Considered, advanced, 3rd Reading and to House .....	1818-1819
4th Reading .....	1915

ENGROSSED HOUSE BILL NO. 268—By Billingsley—An Act amending Section 36, Chapter 6, Title 19, page 39, Oklahoma Statutes 1943, relating to travel expenses of each county treasurer, county clerk, court clerk, county judge and county attorney in the respective counties of the State by increasing the allowance for each mile traveled from four (4c) cents to

five (5c) cents for each mile traveled and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1028
Considered, advanced, 3rd Reading and to House .....	1179-1181
4th Reading .....	1223

ENGROSSED HOUSE BILL NO. 271—By Arrington—An Act relating to the county erosion fund; providing that the Statute creating said fund having been repealed unencumbered cash balances in said fund shall be transferred to the county highway cash fund to improve and maintain county highways; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1053
Considered, advanced, 3rd Reading and to House .....	1346-1347
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 273—By Hughes—An Act relating to the correction of errors upon the tax rolls in any county, authorizing the board of county commissioners to hear and determine allegation of erroneous entries, assessments and charges for tax in certain instances, before and after the taxes are paid; providing for proper procedures relating thereto; preserving jurisdiction of county board of equalization where applicable; providing for refund of taxes paid not more than one (1) year prior to claim; providing for corrections; assigning a code number; repealing 68 O. S. 1941 § 184d; and declaring an emergency.

1st Reading .....	1487
2nd Reading .....	1496
Committee Report .....	1600
Considered, advanced, 3rd Reading and to House .....	1670-1671
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 276—By Washington—An Act providing for the manner of giving notice of any regular or special meeting of the members of corporations organized under the laws of this State as community funds or community chests; that those present at such meetings shall constitute a quorum for the transaction of any and all business properly before said meeting; and providing the method for amending the articles of incorporation of such corporations, and declaring an emergency.

1st Reading .....	549-550
2nd Reading .....	574
Committee Report .....	787-788
Considered and advanced .....	797
3rd Reading and to House .....	808-809
4th Reading .....	817

ENGROSSED HOUSE BILL NO. 277—By Hughes—An Act amending 22 O. S. 1941 § 853.

1st Reading .....	604
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2nd Reading .....	612
Committee Report .....	874
Considered, advanced, 3rd Reading and to House .....	975-976
4th Reading .....	999

ENGROSSED HOUSE BILL NO. 278—By Tankersley—An Act authorizing Boards of County Commissioners to rent road machinery and equipment on a monthly basis, such rental contracts to provide that if the Board of County Commissioners rents such machinery as equipment for thirty months or lesser term the lessor shall execute and deliver a bill of sale thereto to the Board of County Commissioners, prohibiting the Board of County Commissioners from obligating the county beyond the fiscal year in which the rental contract or the extension thereof is entered into, declaring intention of the Act; and declaring an emergency.

1st Reading .....	1125
2nd Reading .....	1166
Committee Report .....	1322
Considered, advanced, 3rd Reading and referred for engrossment .....	1436-1438
Engrossed and to House .....	1465
Senate Amendments concurred in, bill passed by House as amended .....	1788-1789
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 280—By Parrish—An Act providing for the cooperation of the State of Oklahoma with the Council of State Governments; making an appropriation for the payment of Oklahoma's part for the maintenance of said Council of State Governments.

1st Reading .....	1059
2nd Reading .....	1072
Committee Report and re-referred to Committee .....	1099-1100
Committee Report .....	1160
Considered, advanced, 3rd Reading and to House .....	1962-1963
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 282—By Foley—An Act relating to the acquisition of lands in Oklahoma by the Federal Government; amending Title 80, Oklahoma Statutes, 1941, by adding thereto Section 8; and declaring an emergency.

1st Reading .....	791-792
2nd Reading .....	806
Committee Report .....	993
Considered, advanced, 3rd Reading and roll call on emergency deferred .....	1717-1718
Roll call on emergency and to House .....	1747-1748
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 283—By Speakman—An Act vitalizing Section 10, Article 5 of the Constitution of the State of Oklahoma relating to the apportionment of Representatives during the remainder of the decennial period beginning the 16th day after the general election in November 1942, and ending the 15th day after the general election in November

1952; dividing the remainder of said decennial period into biennial periods or sessions and fixing Representative's districts; reapportioning the Senatorial districts of the State; and designating the number and boundaries thereof; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1593
2nd Reading and to Calendar .....	1605

ENGROSSED HOUSE BILL NO. 284—By Langley—An Act relating to sinking fund surplus in counties, cities and towns, townships and school districts; providing that said surplus shall be refunded to the taxpayers by using same to reduce ad valorem tax levies; amending Section 445, Title 62, Oklahoma Statutes of 1941, as amended by House Bill No. 300, Session Laws of 1943, now appearing as Section 445, Title 62, Oklahoma Statutes, 1943 Supplement; and declaring an emergency.

1st Reading .....	1488
2nd Reading .....	1496
Committee Report .....	1599
Considered, advanced and 3rd Reading .....	1713-1714
Vote reconsidered by which failed of passage and by which advanced .....	1854-1855
Considered, advanced, 3rd Reading and referred for engrossment .....	1918-1920
Engrossed and to House .....	2031

ENGROSSED HOUSE BILL NO. 286—By Langley—An Act relating to surplus in building funds created under the provisions of Section Ten (10), Article Ten (10), Oklahoma Constitution; providing that such surplus tax collections shall be refunded to the taxpayers by using same to reduce tax levies to comply with the restrictions of Section Nineteen (19), Article Ten (10), Oklahoma Constitution; and declaring an emergency.

1st Reading .....	1126
2nd Reading .....	1166
Committee Report .....	1293
Considered, advanced, 3rd Reading and to House .....	1406-1408
4th Reading .....	1455

ENGROSSED HOUSE BILL NO. 289—By Montgomery—An Act amending Section 664 of Title 20 of the Oklahoma Statutes, 1941, relating to court reporters and bailiffs in courts of common pleas, by changing the procedure for the selection and fixing of salaries of court reporters; and declaring an emergency.

1st Reading .....	791-792
2nd Reading .....	806
Committee Report .....	1003-1004
Considered, advanced, 3rd Reading and to House .....	1217-1218
4th Reading .....	1234

ENGROSSED HOUSE BILL NO. 290—By Hunt—An Act relating to the duties of the commissioners of the land



office; amending 64 O. S. 1941 § 54 to require that the commissioners of the land office renew or rewrite, upon application therefor, matured and unmatured loans made by such commissioners; and declaring an emergency.

1st Reading .....	959
2nd Reading .....	972
Withdrawn from Committee and re-referred to Committee .....	973-974
Committee Report .....	1536
Withdrawn from Calendar and re-referred to Committee .....	1566
Committee Report .....	1585-1586
Considered, advanced, 3rd Reading and referred for engrossment .....	1921-1923
Engrossed and to House .....	1967

ENGROSSED HOUSE BILL NO. 292—By Williams—An Act relating to county officers, deputies and assistants; amending 20 O. S. 1941 § § 246 and 254 to prescribe the duties and salaries of the assistant county attorney and the deputy court clerk of the Henryetta division of the Superior Court of Okmulgee County; and declaring an emergency.

1st Reading .....	991
2nd Reading .....	1009
Committee Report .....	1028
Considered, advanced, 3rd Reading and to House .....	1107-1108
4th Reading .....	1128

ENGROSSED HOUSE BILL NO. 294—By Williams—An Act relating to marriage license and records thereof; amending 43 O. S. 1941 § 9 to provide that after recording of the original license it shall be returned upon request therefor to the persons to whom the same was issued; and declaring an emergency.

1st Reading .....	959
2nd Reading .....	972
Committee Report .....	1028
Considered, advanced, 3rd Reading and to House .....	1825-1826
4th Reading .....	2076

ENGROSSED HOUSE BILL NO. 296—By Mountcastle—An Act providing for uniting in certain instances, proceedings for probate of wills of two or more deceased persons in one proceeding, proceedings for administration of estates of two or more deceased persons who died intestate in one proceeding, and proceedings for probate of wills of one or more deceased persons and proceedings for the administration of estates of one or more deceased persons who died intestate in one proceeding, and for granting of letters testamentary and/or letters of administration, as case may be and for administration of such estates in one proceeding, provided, that in all cases the court granting such letters has jurisdiction of each of the proceedings so united; and declaring an emergency.

1st Reading .....	1453
2nd Reading .....	1494
Committee Report .....	1596-1597

Considered, advanced, 3rd Reading and to House	1679-1680
4th Reading	1761

ENGROSSED HOUSE BILL NO. 297—By Mountcastle—  
An Act amending 84 O. S. 1941 § 142, relating to rights of devisee's descendants where devisee dies before testator, by providing for certain rights of lineal descendants of legatee who is a child or other relation of testator and dies before testator; and declaring an emergency.

1st Reading	1453
2nd Reading	1494
Committee Report	2017
Considered, advanced, 3rd Reading and to House	2028-2029
4th Reading	2097

ENGROSSED HOUSE BILL NO. 298—By Mountcastle—  
An Act amending 84 O. S. 1941 § 253, relating to hearing of petition for determination of heirship by county court in settlement of estates of deceased persons, and process and service, by providing that notice of hearing be given by service of copy of order for hearing on known heirs and record claimants, and manner of service and time therefor, and that service of said order on known heirs and known claimants, where it is stated in affidavit they are nonresidents of Oklahoma or cannot with due diligence be served therein, and upon unknown heirs and unknown claimants, be made by publication and manner of publication; and declaring an emergency.

1st Reading	1453
2nd Reading	1494

ENGROSSED HOUSE BILL NO. 299—By Mountcastle—  
An Act amending 84 O. S. 1941 § 260, relating to service by publication and mailing notice to defendants, by correcting the word "sixty" therein to read "six"; and declaring an emergency.

1st Reading	996
2nd Reading	1031
Committee Report	1163
Considered, advanced, 3rd Reading and roll call on emergency deferred	1718-1719
Roll call on emergency and to House	1749-1750
4th Reading	1821

ENGROSSED HOUSE BILL NO. 301—By Committee on Revenue and Taxation—An Act amending Chapter 29, Title 68, Oklahoma Statutes 1941, as amended by Chapters 29 and 29a, Title 68, of the Session Laws of 1943, levying an excise tax upon the privilege of storing, using or otherwise consuming within the State of Oklahoma articles of tangible personal property purchased or brought into this state subsequent to the date of passage, and approval of this act; defining certain words; providing for the distribution of revenue derived hereunder; appropriating one hundred (100%) per cent of revenues hereunder to the general revenue fund of the state; providing for the collection of the tax levied hereby and the enforcement of this act by the Oklahoma Tax Commission; exempting certain



purchases; providing for the collection of such taxes by retailers maintaining a place of business in this state and making sales of tangible personal property for use in this state and providing for the collection of the tax by retailers not maintaining a place of business within this state and providing for the cancellation of sales permits and the cancellation by the tax commission of corporation licenses to do business in this state upon their failure to comply with the provisions of this act and authorizing and empowering the Oklahoma Tax Commission to waive use tax levied under this act when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States government in the interest of national defense; providing this exemption shall not apply to any other type of contract providing for issuance of order by the Oklahoma Tax Commission in connection therewith, authorizing, validating and confirming orders previously issued; and declaring an emergency.

1st Reading .....	895
2nd Reading .....	899
Committee Report .....	924-935
Considered, advanced, 3rd Reading and to House .....	931-932
4th Reading .....	947

ENGROSSED HOUSE BILL NO. 302—By Committee on Revenue and Taxation—An Act amending Section 1251d, Title 68, Oklahoma Statutes of 1941, relating to sales tax exemptions, and declaring an emergency.

1st Reading .....	895
2nd Reading .....	899
Committee Report .....	925
Considered, advanced, 3rd Reading and to House .....	929-931
4th Reading .....	947

ENGROSSED HOUSE BILL NO. 303—By Welch—An Act relating to public health, authorizing the State Department of Health to cooperate with Federal agencies in public health programs, and to accept grants of money, personnel and property for the programs relating to public health, providing system for accounting and disbursing federal funds granted to the State Health Department, authorizing State Health Department to accept grants and donations from foundations and other persons and agencies for public health purposes; and declaring an emergency.

1st Reading .....	1228
2nd Reading .....	1247
Committee Report .....	1321-1322
Considered and advanced .....	1616-1617
3rd Reading and to House .....	1621-1622
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 304—By Speakman—An Act relating to unemployment compensation, amending subsections (b) and (e) of Section 213; subsection (e) of Section 214; subsection (f) of Section 215; Section 218; subsection (h) of Section 224; subsection (e) of Section 229; and sub-

division (6) of subsection (f) of Section 229, Title 40, Oklahoma Statutes 1941; amending subdivisions (2) and (7) of subsection (c) of Section 217, Title 40, O. S. Supp. 1943 (2) and (7) of (c), Sec. 1, Ch. 6, Title 40, S. L. 1943; repealing subsection (f) of Section 214; Title 40, Oklahoma Statutes 1941; and declaring an emergency.

1st Reading .....	1191-1192
2nd Reading .....	1201
Committee Report .....	1289-1290
Considered, advanced, 3rd Reading and to House .....	1336-1337
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 308—By Committee on Revenue and Taxation—An Act relating to income tax; defining adjusted gross income; providing for a simplified tax scale when the gross income is less than five thousand (\$5,000.00) dollars; providing for optional standard deduction when the gross income is less than five thousand (\$5,000.00) dollars; authorizing the tax commission to make proper simplified income tax forms; amending title 68, sections 880, 876, 882 and 912, Oklahoma Statutes, 1941, and declaring an emergency.

1st Reading .....	955
2nd Reading .....	972
Committee Report, considered, advanced, 3rd Reading and referred for engrossment .....	1374-1376
Engrossed and to House .....	1395-1396
Senate Amendments rejected, Conference requested and House Conferees named .....	1436
Conference granted and Senate Conferees appointed .....	1436
Conference Committee Report submitted .....	1481-1484
Conference Committee Report adopted and consideration deferred .....	1505-1506
Vote reconsidered by which Conference Committee Report adopted; Conference Committee Report rejected and further Conference requested .....	1515
House requested to return bill and Conference Committee Report .....	1519
House returns bill and report .....	1531
Conference Committee Report adopted, bill passed as as amended and to House .....	1531-1532
House rejects Conference Committee Report and asks for further Conference .....	1602-1603
Special Committee appointed relative to request for further Conference .....	1605
House requested to confer with Senate Committee as to disposition of bill .....	1659
House requested to return bill to Senate .....	1675

ENGROSSED HOUSE BILL NO. 312—By Standley—An Act appropriating the sum of Five Hundred Ninety-six Dollars and Ninety-one Cents (\$596.91) for the use of the State Board of Public Affairs in paying certain claims against the State Training School, Boley, Oklahoma; providing the manner of paying said claims; and declaring an emergency.



1st Reading .....	958
2nd Reading .....	973
Withdrawn from Committee and re-referred to Committee .....	973
Committee Report .....	1026
Considered, advanced, 3rd Reading and to House .....	1254-1256
4th Reading .....	1280

ENGROSSED HOUSE BILL NO. 314—By Billingsley—An Act relating to the cleaning, pressing and dyeing industry; amending Subsection (5), Section 744, Title 59, O. S. 1941; amending Section 745, Title 59, O. S. 1941; providing for a license as a prerequisite to engaging in the business of cleaning, pressing and dyeing and authorizing the collection of a fee therefor; authorizing the State Dry Cleaners' Board to approve price agreements on a county-wide basis as to minimum prices for cleaning, pressing and dyeing services, and prescribing the manner of making investigations, and hearing proof relating to said price agreements; providing for judicial review of the acts of said board; providing the provisions of this Act are severable; and declaring an emergency.

1st Reading .....	1227
2nd Reading .....	1247
Committee Report .....	1291-1292
Considered, advanced, 3rd Reading and to House .....	1588-1591
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 316—By Focht—An Act relating to teachers' contracts and authority for employment of teachers in the public schools of the State; amending Section 1, Chapter 5, Title 70, Session Laws 1943 to authorize employment of part time teachers in special subjects, including music; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1005
Considered, advanced, 3rd Reading and to House .....	1633-1634
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 317—By Foley, Cantrell, Choate, Hathcoat, Klinglesmith, Ownby, Shelton and Shumate—An Act authorizing the quarantine of substandard dairy products and prescribing remedies of the owners thereof; providing for the grading of cream and for price differential between grades of cream; requiring the churning or processing of cream into butter within a reasonable time after purchase; providing that information be furnished concerning illegal cream; prescribing a definition for butter; providing for inspection and approval of cream buying stations; prescribing violations; providing for tags on cans or containers of cream intended for butter making; providing inspection fees and disposition thereof; authorizing rules and regulations; repealing Title 2, O. S. 1941, Sections 301, 302, 304 and 397; making the provisions of this Act severable; and declaring an emergency.

1st Reading .....	1059
2nd Reading .....	1072

Committee Report .....	1163
Considered, advanced, 3rd Reading and to House .....	1377-1378
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 319—By Holt, Barr, Medlock, Reed and Shumate—An Act authorizing cities and towns to establish and build up an emergency fund from income from utilities; providing said fund shall be nonfiscal and excluded from items of cash on hand in making estimates for appropriations; providing this Act shall be accumulative; and declaring an emergency.

1st Reading .....	1058
2nd Reading .....	1072
Committee Report .....	1245
Considered, and advanced .....	1672-1673
3rd Reading and to House .....	1673-1674
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 322—By Biles—An Act relating to registration of warrants; amending 62 O. S. 1941 § 475 to provide that dependent school district warrants may be delivered by the county treasurer to any member of the board issuing the same or to any person authorized in writing by any member of said board to receive such warrants; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1027
Considered, advanced, 3rd Reading and to House .....	1224-1225
4th Reading .....	1280

ENGROSSED HOUSE BILL NO. 323—By Langley, Barr and Taylor—An Act relating to tax on intangible personal properties; prescribing the method of entry of such tax upon the tax rolls and distinctive entry of credit therefor upon tax receipts; prohibiting disclosure of assessments and valuations as to amounts and classes of such properties upon the tax rolls by restricting the privileged character of such assessments and valuations to the records and files of the county assessor; assigning a code number; repealing 68 O. S. 1941, § 1514; and declaring an emergency.

1st Reading .....	1487
2nd Reading .....	1496
Committee Report .....	1598
Considered and indefinitely postponed .....	1818

ENGROSSED HOUSE BILL NO. 324—By Langley of the House and Collier of the Senate—An Act relating to depositories for public funds, authorizing and prescribing a unit collateral pledge of securities running to the State of Oklahoma for the use and benefit of the State and its several counties, cities, towns, and boards of education, to secure the deposit of public funds by the several treasurers thereof; providing that this Act shall be cumulative with all laws now existing for the establishment of public depositories and the taking of securities but making this Act applicable in the absence of



other laws; prescribing full procedures for designation of depositories as already provided, for making of deposits, for offering, approving, and safekeeping of such securities as herein prescribed; providing for withdrawal thereof and for disposition in event of insolvency; providing for notice to treasurers of cities, towns, and boards of education of depository security afforded thereby or the alteration thereof; and declaring an emergency.

1st Reading .....	1124
2nd Reading .....	1165
Committee Report .....	1244-1245
Considered, advanced, 3rd Reading and to House .....	1347-1348
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 325—By Miles—An Act relating to ordinances passed by cities and towns and the publication thereof; amending Section 1, of Chapter 14, Title 11 of the Session Laws of Oklahoma, 1943; and declaring an emergency.

1st Reading .....	1023
2nd Reading .....	1031
Committee Report .....	1316-1317
Considered, advanced, 3rd Reading and to House .....	1584-1585
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 326—By Billingsley—An Act amending Title 19, Chapter 6, Session Laws 1943, relating to salaries and compensation for county officers, regular deputies and part-time deputies, by adding a new section to said chapter to be known as Section 27-A; providing that the salaries and compensation for county officers, regular deputies and part-time deputies in counties having a population in excess of sixty thousand (60,000) and not to exceed sixty-five thousand (65,000) based upon the Federal Decennial census of 1940 or any succeeding Federal Decennial census, and an assessed net valuation of less than twenty million two hundred thousand (\$20,200,000) dollars as of 1942 and each succeeding biennial net assessed valuation, shall be fixed as provided in said Section 27-A; providing for the appointment of a county probation officer in said counties and fixing the salary thereof and prescribing his powers and duties; and declaring an emergency.

1st Reading .....	714-715
2nd Reading .....	749
Committee Report .....	1003
Considered and advanced .....	1672-1673
3rd Reading and to House .....	1674-1675
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 327—By Underwood and Parrish of the House, and Irby of the Senate—An Act authorizing Boards of County Commissioners in counties having a population of thirty-eight thousand and not to exceed thirty-eight thousand five hundred, as shown by the 1940 Federal census, to increase by not to exceed twenty (20%) per

cent the salaries of deputies in all county offices, as otherwise provided by law; and declaring an emergency.

1st Reading .....	716-717
2nd Reading .....	749
Committee Report .....	802
Considered, advanced, 3rd Reading and referred for engrossment .....	890
Engrossed and to House .....	896-897
Senate Amendments concurred in, bill passed by House as amended .....	920-921
4th Reading .....	922
House advises Governor's veto sustained and sends copy of veto message .....	1056-1058

ENGROSSED HOUSE BILL NO. 338—By Dees—An Act providing that the Board of County Commissioners of any county having a population of not less than forty-one thousand three hundred (41,300) and not to exceed forty-one thousand three hundred fifty (41,350) as shown by the 1940 Federal census, upon petition of twenty-five per cent (25%) of the legal voters and residents of one or more voting precincts, shall declare such voting precinct to be a stock district; providing for elections; and declaring an emergency.

1st Reading .....	1389
2nd Reading .....	1397
Withdrawn from Committee and to Calendar .....	1480
Considered, advanced, 3rd Reading and to House .....	1764-1765
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 339—By Arrington, Billingsley, Gibbs, Gullett, Johnson (Creek), Medlock, Morgan, and Musgrave—An Act authorizing and relating to the unitized management, operation and development, in whole or in part, of common sources of supply of oil, oil and gas, or gas distillate in this State; defining common source to which Act is applicable; conferring authority upon and defining the duties of the Corporation Commission in regard thereto; authorizing the organization of units and prescribing the procedure therefor, including the right and method of appeal from orders of the Corportaion Commission, and the right to proceed in and appeal from the district courts, to the supreme court for equitable relief; defining the purposes, nature, functions and powers of such units; authorizing the inclusion of public lands within the unit area of a unit; limiting the effect of anti-trust laws; making operations within a unit area by persons other than unit unlawful.

1st Reading .....	1264
2nd Reading .....	1295
Committee Report .....	1468-1469
Considered, advanced, 3rd Reading and to House .....	1470-1471
4th Reading .....	1505

ENGROSSED HOUSE BILL NO. 342—By Mountcastle—An Act relating to determination of life estates and estates in joint tenancy; amending 58 O. S. 1941, 911; and declaring an emergency.



1st Reading .....	1266
2nd Reading .....	1295
Committee Report .....	1597
Considered, advanced, 3rd Reading and to House .....	1682-1683
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 343—By Mountcastle—  
An Act providing that in any proceedings had in administration of intestate estates or for the probate of wills, or for the termination of life estates or joint tenancies, the official notification by the Government of the United States of the death of any person while in the military or naval service shall be prima facie of the fact of death; and declaring an emergency.

1st Reading .....	1266
2nd Reading .....	1295
Committee Report .....	1597
Considered, advanced, 3rd Reading and to House .....	1680-1682
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 344—By Arrington of the House and Rinehart of the Senate—An Act authorizing and directing the corporation commission of the State of Oklahoma to issue certificate as to the facts and development for the production of oil and gas of tracts of land within the State of Oklahoma, as disclosed by its records; providing a fee therefor; providing for the recording of such certificates; prescribing the effect thereof; and declaring an emergency.

1st Reading .....	1126
2nd Reading .....	1166
Committee Report .....	1292
Considered, advanced, 3rd Reading and to House .....	1684-1685
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 346—By Singleton—An Act amending paragraphs (e), (f) and (i) of Section 9-a, Chapter 6, Title 19, Oklahoma Session Laws 1943, fixing the salaries of the court clerk, county judge and county commissioners of counties in the State having a population in excess of 14,750 and not to exceed 15,765 and an assessed net valuation in excess of \$4,000,000.00 and not to exceed \$8,000,000.00; and declaring an emergency.

1st Reading .....	717
2nd Reading .....	749
Committee Report .....	1004
Considered, advanced, 3rd Reading and referred for engrossment .....	1036-1037
Engrossed and to House .....	1051
Senate Amendments concurred in, bill passed by House as amended .....	1149-1150
4th Reading .....	1157

ENGROSSED HOUSE BILL NO. 347—By Johnson (Creek)—An Act relating to the Department of Public Safety, making the Governor the chief officer thereof, providing that the Commissioner of Public Safety shall execute the lawful orders of the Governor and be responsible to him for the opera-

tion and administration of said department, authorizing Commissioner of Public Safety to purchase automobile for Governor; and declaring an emergency.

1st Reading .....	916
2nd Reading .....	926
Committee Report .....	1006
Considered, advanced, 3rd Reading and to House .....	1221-1222
4th Reading .....	1234

ENGROSSED HOUSE BILL NO. 348—By Johnson (Creek)—An Act relating to the State Highway Commission; authorizing said commission to purchase automobiles at not to exceed seventeen hundred fifty dollars (\$1750.00) for use by said commission and its employees in carrying out the duties now or hereafter imposed on said commission by the laws of the state; limiting the number of passenger automobiles that may be owned, used or maintained by said commission; providing the manner of making such purchases; repealing 69 O. S. 1941 § 45, insofar as it conflicts herewith; and declaring an emergency.

1st Reading .....	1191
2nd Reading .....	1202
Committee Report .....	1606
Considered, advanced, 3rd Reading and to House .....	1606-1607
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 349—By Johnson (Creek)—An Act amending Section 369, Title 47, Oklahoma Statutes, 1941; and declaring an emergency.

1st Reading .....	1190-1191
2nd Reading .....	1202
Committee Report .....	1732
Considered, advanced, 3rd Reading and referred for engrossment .....	2015-2016
Engrossed and to House .....	2033-2034
Senate Amendments concurred in, bill passed by House as amended .....	2127-2128
4th Reading .....	2129

ENGROSSED HOUSE BILL NO. 354—By Weaver, Billingsley, Levergood, Speakman and Wallace (Carter)—An Act amending Section 95 of Title 12, Oklahoma Statutes 1941, so as to extend the statute of limitation on open accounts to a period of five (5) years.

1st Reading .....	1023
2nd Reading .....	1030
Committee Report .....	1133-1134
Considered, advanced, 3rd Reading and referred for engrossment .....	1645-1655
Engrossed and to House .....	1731-1732
Vote reconsidered by which passed; considered and indefinitely postponed .....	1778

ENGROSSED HOUSE BILL NO. 355—By Holt, Barnhart, Langley, Rowe and Segrest—An Act amending 21 O. S. 1941 § 1836; relating to the recording of deeds or other instru-



ments which purport to convey any right, title, or interest in restricted Indian homesteads, and to the execution and recording of any such instruments relating to any lands where the grantor therein is without color of title and clouding the title to such real estate; providing that such acts shall be a misdemeanor and fixing the penalty therefor; setting forth procedure for removal of such clouds, and repealing conflicting laws.

1st Reading .....	1236
2nd Reading and to Calendar .....	1294
Considered, advanced, 3rd Reading and to House .....	1672-1673
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 357—By Carmichael of the House and Anderson of the Senate—An Act amending 19 O. S. 1941 § 154, to provide for payment by the county of all premiums of surety company bonds of county officers and their deputies and employes, where required; repealing all Acts in conflict; and declaring an emergency.

1st Reading .....	1192
2nd Reading .....	1201
Committee Report .....	1315
Considered, advanced, 3rd Reading and to House .....	1735-1736
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 359—By Committee on Aviation—An Act to empower municipalities and other political subdivisions to promulgate, administer and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports, and to acquire, by purchase, grant, or condemnation, air rights and other interests in land; to provide penalties and remedies for violations of this Act or of any ordinance or regulation made under the authority conferred herein; and declaring an emergency.

1st Reading .....	1487
2nd Reading .....	1496
Committee Report .....	1687
Considered, advanced, 3rd Reading and to House .....	1687-1689
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 360—By Gibbs—An Act relating to the listing and publishing of notices of sale of real property at either the original tax sale or resale; requiring county treasurers to list real property in such notices as they appear on the tax rolls and according to their correct legal description; providing that failure to so publish such notices shall render tax deeds based thereon void; directing courts of this state in actions to cancel such deeds, to declare same invalid and void; making provisions of Act severable; and declaring an emergency.

1st Reading .....	999
2nd Reading .....	1031
Committee Report .....	1097-1099
Considered, advanced, 3rd Reading and referred for engrossment .....	1134-1135

Engrossed and to House .....	1160
Senate Amendments rejected, Conference requested	
and House Conferees named .....	1324-1325
Conference granted .....	1325

ENGROSSED HOUSE BILL NO. 363—By Committee on Game and Fish—An Act relating to the taking of game and non-game fish; defining game fish; regulating the size of such fish which may be taken lawfully from the waters of this state, the number respectively of each species and in the aggregate which may be taken, which may be in possession, and which may be in possession of a non-resident on leaving the state; prohibiting the sale, exchange or offering for sale of game fish except those taken from privately owned lakes not containing fish or spawn received from the state; making it unlawful for any person to take any game fish except with baited hook and line attached to pole or rod or by use of artificial lures, throw line, or trot line, said trot line not containing more than one hundred (100) hooks; making it unlawful for any person to take any non-game fish except in the same manner as game fish, but authorizing the taking of certain non-game fish by the use of gigs or spears having not more than five points and two barbs and the taking of certain non-game fish, except during April and May, by the use of seines not more than one hundred (100) feet long with meshes not smaller than two and one-half (2½") inches, after registration of said seine with the state game and fish commission and payment of one dollar (\$1.00) fee, and registration tag being secured thereto, but prohibiting any netting or seining except in the presence of some game ranger or peace officer; repealing 29 O. S. 1941 § § 261, 262, 263 and 264, and Section 1, Chapter 6, Title 29, Oklahoma Session Laws 1943, fixing penalties; and declaring an emergency.

1st Reading .....	1228
2nd Reading .....	1247
Committee Report .....	1316
Considered, advanced, 3rd Reading and Motion lodged ..	1751-1752

ENGROSSED HOUSE BILL NO. 366—By Holt, Evans, Hughes, Levergood, Long, Rowe, Segrest and Speakman—An Act amending Title 74, Section 276, Oklahoma Statutes 1941, by providing for the appointment of a legal secretary for the justice of the supreme court, including chief justice thereof, and fixing their salaries; and declaring an emergency.

1st Reading .....	1235
2nd Reading .....	1294
Committee Report .....	1319-1320
Considered, advanced, 3rd Reading and referred	
for engrossment .....	1561-1562
Engrossed and to House .....	1600-1601
Senate Amendments concurred in, bill passed by	
House as amended .....	1613
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 367—By Weaver and Washington—An Act requiring a serological blood test for



syphilis of pregnant women; defining the duties of attending physician; taking a sample of the blood of such women, and submitting such blood sample to an approved laboratory for a standard serological test for syphilis; defining the duties of all physicians and non-licensed practitioners in attendance on such women; describing methods and defining words used in this Act; requiring report and certificate of every birth and stillbirth by the physician or others; providing penalties for violations of this Act; and declaring an emergency.

1st Reading .....	1023
2nd Reading .....	1030
Committee Report .....	1154
Withdrawn from Calendar and re-referred to Committee with instructions .....	1220
Committee Report .....	1317
Considered, advanced, 3rd Reading and to House .....	1415-1416
4th Reading .....	1455

ENGROSSED HOUSE BILL NO. 368—By Miles—An Act requiring land owners to cooperate in the extermination of prairie dogs; providing the method thereof and penalty for violation; and declaring an emergency.

1st Reading .....	1266
2nd Reading .....	1295
Committee Report .....	1355
Considered, advanced, 3rd Reading and to House .....	1582-1583
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 372—By Committee on Agriculture—An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; providing penalties for the violation of this Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	1487
2nd Reading .....	1496
Committee Report .....	1710
Considered, advanced, 3rd Reading and to House .....	1772-1774
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 375—By Bailey—An Act authorizing the excise board and board of county commissioners to use two (2) mills of the mills allocated to the county for county government to be used for the purpose of constructing a county memorial for veterans of World War I and veterans of World War II; and declaring an emergency.

1st Reading .....	999
2nd Reading .....	1031
Committee Report .....	1120
Considered, advanced, 3rd Reading and to House .....	1888-1890
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 376—By Wallace (Carter), Flanagan, Foley, Shumate and Speakman—An Act amending Section 3 of House Bill No. 83 of the Twentieth

Legislature of the State of Oklahoma; providing that provisions of said House Bill shall not apply to designated associations and unions; and declaring an emergency.

1st Reading .....	959
2nd Reading .....	972
Committee Report .....	1070
Considered, advanced, 3rd Reading and to House.....	1305-1306
4th Reading .....	1331

ENGROSSED HOUSE BILL NO. 378—By Montgomery—  
An Act authorizing any board of county commissioners to convey by deed, or to lease unneeded county lands and buildings to the adjutant general in trust for the Oklahoma National Guard, authorizing expenditures of monies to maintain, repair and improve such properties, providing for acceptance or the conveyance or lease, providing for a reversionary clause, and for the adjutant general to supervise the management of such properties; and declaring an emergency.

1st Reading .....	1020
2nd Reading .....	1031
Committee Report .....	1100
Considered, advanced, 3rd Reading and to House.....	1702-1703
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 379—By Flanagan,  
Foley, Gullett, Hawthorne, Hughes, Speakman and Weaver—  
An Act amending Title 70, Section 21, Oklahoma Statutes 1941, exempting veterans of World War II from the provisions thereof; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report .....	1467
Considered, advanced, 3rd Reading and referred for engrossment .....	1891-1893
Engrossed and to House .....	2076
Senate Amendments concurred in, bill passed by House as amended .....	2099-2101
4th Reading .....	2129

ENGROSSED HOUSE BILL NO. 380—By Medlock—An  
Act relating to foxes; repealing 29 O. S. 1941 § § 177, 178 and  
179; and declaring an emergency.

1st Reading .....	1540
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House.....	1890-1891
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 382—By Van Dyck and  
Davis of the House, and Neill of the Senate—An Act providing  
for the construction, equipping and furnishing of buildings  
or additions to existing buildings on the campus of the Okla-  
homa College for Women; providing for the financing of the  
cost thereof through the issuance of revenue bonds; author-  
izing Board of Regents to fix rents, charges and fees to assure  
payment of principal and interest of such bonds and operate



and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said Court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	916
2nd Reading .....	926
Committee Report .....	1005
Considered, advanced, 3rd Reading and to House .....	1422-1423
4th Reading .....	1504

ENGROSSED HOUSE BILL NO. 383—By McCubbins—An Act appropriating Seventy-one Dollars and Twenty-three Cents (\$71.23) to the Oklahoma Tax Commission for the payment of a claim for refund of motor fuel excess tax erroneously paid to such commission by R. N. Dunnigan, Jr.; recognizing such claim as a valid and legal obligation of the State of Oklahoma; and declaring an emergency.

1st Reading .....	958
2nd Reading .....	973
Committee Report and re-referred to Committee .....	1070
Committee Report .....	1099
Considered, advanced, 3rd Reading and to House .....	1705-1707
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 385—By Committee on Fees and Salaries—An Act amending Paragraph (a), Section 1, House Bill No. 27 of the Twentieth Legislature of the State of Oklahoma; and declaring an emergency.

1st Reading .....	1488
2nd Reading .....	1496

ENGROSSED HOUSE BILL NO. 387—By Committee on Revenue and Taxation—An Act amending 11 O. S. 1941 § § 364, 365, 367, 368, and 380; relating to Firemen's Relief and Pension Funds and to the authority and duties of the boards of trustees of Firemen's Relief and Pension Funds of cities and towns of the State; authorizing special accounts in such funds; making provisions of Act severable; and declaring an emergency.

1st Reading .....	1453
2nd Reading .....	1494
Committee Report .....	1626
Considered, advanced, 3rd Reading and referred for engrossment .....	1815-1816
Engrossed and to House .....	1821

Senate Amendments concurred in, bill passed by	
House as amended	1850-1851
4th Reading	2097

ENGROSSED HOUSE BILL NO. 390—By Wallace (Carter)—An Act amending Section 1310f, Title 68, Oklahoma Statutes of 1941; authorizing and empowering the Oklahoma Tax Commission to waive use tax levies under House Bill No. 3 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is used by a contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract he has with the United States government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing, validating and confirming orders previously issued; providing that this Act shall expire June 30, 1947, unless sooner repealed; and declaring an emergency.

1st Reading	1023
2nd Reading	1031
Committee Report	1355
Considered, advanced, 3rd Reading and referred for engrossment	1405-1406
Engrossed and to House	1426-1427
Senate Amendments concurred in, bill passed by House as amended	1498
4th Reading	1504

ENGROSSED HOUSE BILL NO. 391—By Wallace (Carter)—An Act amending Section 1251m, Title 68, Oklahoma Statutes, 1941; authorizing and empowering the Oklahoma Tax Commission to waive sales tax levied under House Bill No. 224 enacted by the Eighteenth Legislature of Oklahoma, when tangible personal property is sold to a contractor or sub-contractor for the purpose of carrying out the provisions of a cost-plus-a-fixed-fee contract with the United States government in the interest of national defense; providing this exemption shall not apply to any other types of contracts; providing for issuance of orders by Oklahoma Tax Commission in connection with cost-plus-a-fixed-fee contracts; authorizing validating and conforming orders previously issued; providing that this Act shall expire June 30, 1947, unless sooner repealed; and declaring an emergency.

1st Reading	1023
2nd Reading	1030
Committee Report, considered, advanced, 3rd Reading and to House	1401-1403
4th Reading	1455

ENGROSSED HOUSE BILL NO. 394—By Klinglesmith—An Act amending paragraph (h), Section 5, Chapter 6, Title 19, Oklahoma Session Laws 1943; relating to the maximum salaries of certain deputy sheriffs and undersheriffs and/or jailer; and declaring an emergency.



1st Reading .....	792-793
2nd Reading .....	806
Committee Report .....	821
Considered, advanced, 3rd Reading and referred for engrossment .....	891-892
Engrossed and to House .....	896-897
Senate Amendments concurred in, bill passed by House as amended .....	920-921
4th Reading .....	922

ENGROSSED HOUSE BILL NO. 395—By Price—An Act relating to registration of electors; amending 26 O. S., 1941, § 101b, Subsection (a); 26 O. S. 1941, § 101f; 26 O. S., 1941, § 101c, subsection (e); and declaring an emergency.

1st Reading .....	959
2nd Reading .....	972
Committee Report .....	1469
Considered, advanced, 3rd Reading and to House .....	1700-1701
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 397—By Tankersley—An Act defining as a misdemeanor the proposal of unlawful sexual relations by an adult male person to any female child under the age of fourteen (14) years or the looking upon, touching, mauling or feeling of the body or private parts in a lewd and lascivious manner of a female child under the age of fourteen (14) years by an adult male person; the attempt by any adult male person to take a female child under the age of fourteen (14) years to a place for the purpose of unlawful sexual relations or for the purpose of looking upon, touching, mauling or feeling of the body or private parts of such female child in a lewd and lascivious manner; fixing the penalties therefor; and declaring an emergency.

1st Reading .....	1389
2nd Reading .....	1397
Committee Report .....	1728-1729
Considered, advanced, 3rd Reading and to House .....	1884-1886
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 398—By Tankersley—An Act relating to dependent, neglected and delinquent children; amending 10 O. S. 1941 § 101, to define dependent, neglected and delinquent children; making the law applicable to children under the age of eighteen (18) years; and declaring an emergency.

1st Reading .....	1389
2nd Reading .....	1397
Committee Report .....	1782
Considered and stricken .....	1887

ENGROSSED HOUSE BILL NO. 399—By Tankersley—An Act amending 10 O. S. 1941 § 111; prescribing the powers and authority of the court in case of a delinquent child as to child's care, supervision, probation and institutional commitment; providing that no child over the age of eighteen (18)

years may be committed to an institution; and declaring an emergency.

1st Reading .....	1445
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and to House .....	1882-1883
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 400—By Tankersley—  
An Act defining as a misdemeanor the contributing to the delinquency or dependency of a child; specifying acts constituting such contribution; prescribing penalties; repealing § § 856, 857; and declaring an emergency.

1st Reading .....	1389
2nd Reading .....	1397
Committee Report .....	1728
Considered, advanced, 3rd Reading and referred for engrossment .....	1883-1884
Engrossed and to House .....	1988
Senate Amendments concurred in, bill passed by House as amended .....	2127-2128
4th Reading .....	2129

ENGROSSED HOUSE BILL NO. 401—By Evans—An Act amending Section 4, Title 16, Oklahoma Statutes of 1941, requiring deeds, mortgages or other conveyances relating to real estate, except leases for a period not to exceed one (1) year, to be in writing and signed by the grantors, and requiring conveyances and contracts relating to a homestead to be jointly subscribed by both husband and wife except conveyances and contracts thereof from a spouse as grantor to the other spouse as grantee; and declaring an emergency.

1st Reading .....	1487
2nd Reading .....	1496
Committee Report .....	1786
Considered, advanced, 3rd Reading and to House .....	2018-2019
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 402—By Billingsley and Sherman—An Act amending Title 11, Sections 372 and 373, O. S. 1941, appropriating and setting aside for the use and benefit of the Firemen's Relief and Pension Fund a sum equal to three-fourths ( $\frac{3}{4}$ ) of the annual tax of four (4%) per centum on all premiums collected by all fire insurance companies in this State, after all cancellations and dividends to policy holders and other credits are deducted as provided by House Bill No. 83 of the Twentieth Legislature; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading .....	916
2nd Reading .....	926
Committee Report .....	1597-1598
Considered, advanced, 3rd Reading and referred for engrossment .....	1657-1658
Engrossed and to House .....	1712



Senate Amendments concurred in, bill passed by	
House as amended	1910
4th Reading	2073

ENGROSSED HOUSE BILL NO. 403—By Barr—An Act authorizing and directing the State Highway Commission to comply with the order of the court in cause No. 32246 in the Justice of the Peace Court of Ben Lafon, Oklahoma City district, Oklahoma County, by paying the sum of sixty-two dollars and fifty cents (\$62.50) authorizing the payment to be made to Wayland E. McCarty as successor to Ben Lafon as such Justice of the Peace; and declaring an emergency.

1st Reading	954
2nd Reading	973
Committee Report	1225-1226
Considered, advanced, 3rd Reading and to House	1643-1644
4th Reading	1761

ENGROSSED HOUSE BILL NO. 406—By Agriculture Committee—An Act relating to trade names and labels; amending Title 78, Oklahoma Statutes, 1941, Section 12, to provide that names, marks, and devices appearing upon milk or cream cans may be filed in the office of the State Department of Agriculture; amending Title 78, Oklahoma Statutes, 1941, Section 13, to require the President of the State Board of Agriculture to enforce the provisions of the laws relating to names, marks, or devices placed upon milk or cream cans; prescribing fees for the recovery of cans by the State Department of Agriculture and providing for payment of transportation costs; and declaring an emergency.

1st Reading	1487
2nd Reading and to Calendar	1496
Considered, advanced, 3rd Reading and to House	1664-1665
4th Reading	1761

ENGROSSED HOUSE BILL NO. 407—By Billingsley of the House and Rinehart of the Senate—An Act for safeguarding life and property from electrical hazards and the promotion of the welfare of the public; prescribing the application of the provisions of this Act; defining certain words and phrases as used in this Act; establishing an Electrical Administrative Board of the State of Oklahoma; prescribing the duties and authority of the board; requiring certain standards for electrical equipment, materials, and installations; providing for the appointment of a Chief Electrical Inspector and Deputy Electrical Inspector, their qualifications, and duties; prescribing for inspection authority and appeal to board from inspector's decision; providing for the issuance of permits; requiring that inspections be made on all installations of electrical wiring; prescribing that it shall be unlawful to connect electrical wiring that has not been inspected to sources of energy; requiring that electrical contractors and journeymen electricians be licensed and providing examinations therefor; requiring display of licenses; providing for suspension or revocation of licenses; providing for appeal from board's decision to district court, requiring that records be kept by the board and be open to

the public; providing for a separate fund to be kept of the fees collected by the board to be known as the "Electrical Administrative Fund;" providing penalties for the violation of the Act; relieving state of liability for damages; providing a saving clause; repealing all statutes in conflict with this statute.

1st Reading .....	1595
2nd Reading and to Calendar .....	1605
Considered, advanced, 3rd Reading and vote reconsidered by which failed of passage and by which advanced 1719-1720	
Considered, advanced, 3rd Reading and to House .....	1826-1827
4th Reading .....	2073

ENGROSSED HOUSE BILL NO. 409—By Singleton—An Act amending Section 202 of Title 44, Oklahoma Statutes 1941; and declaring an emergency.

1st Reading .....	1488
2nd Reading and to Calendar .....	1495
Considered, advanced, 3rd Reading and referred for engrossment .....	1665-1666
Engrossed and to House .....	1712
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 412—By Singleton—An Act providing for the governance and control of armories and armory buildings; granting authority to the adjutant general in regard to armories; providing for appointment of armory boards and temporary armory boards; defining powers and duties of such boards; providing for leasing and other use of armories; providing for collection, use and disposition of receipts from use of armories; repealing all existing statutes and laws in conflict herewith; and declaring an emergency.

1st Reading .....	1488
2nd Reading and to Calendar .....	1495-1496
Considered, advanced, 3rd Reading and to House .....	1666-1667
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 418—By Langley—An Act appropriating Fifty (\$50.00) Dollars to Ren Fletcher, Secretary of the Adair County Election Board, of Stilwell, Oklahoma, for payment as secretary to said board during the months of January, February, March, April, May and June of 1943, said appropriation to be made from the general revenue fund of the State of Oklahoma, accruing to said fund during the fiscal year ending June 30, 1946.

1st Reading .....	958
2nd Reading .....	973
Committee Report and re-referred to Committee .....	1067-1068
Committee Report .....	1094
Considered, advanced, 3rd Reading and to House .....	1714-1715
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 419—By Wallace (Carter)—An Act amending Sub-sections (A) (1) and (7) of Section 989e of Title 68, Oklahoma Statutes, 1941, relating



to reciprocity with other states and territories of the United States in exempting intangible personal property from taxation for estate tax purposes; and declaring an emergency.

1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1599
Considered, advanced, 3rd Reading and to House.....	1816-1817
4th Reading .....	1927

ENGROSSED HOUSE BILL NO. 424—By Speakman—An Act reducing the rate of interest to one and one-half per cent ( $1\frac{1}{2}\%$ ) per annum on money paid in payment of any state tax under protest and refunded by order of the Oklahoma Tax Commission or by judgment of court; making an appropriation therefor from the Oklahoma Tax Commission Fund; making this appropriation applicable to existing judgments; repealing conflicting laws; and declaring an emergency.

1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1598-1599

ENGROSSED HOUSE BILL NO. 425—By Taylor and Langley—An Act relating to District Court Judicial District No. 15, amending 20 O. S. 1941 § 92a, creating an additional district judge, and court reporter for said District No. 15, providing for the nomination and election of such additional judge, authorizing the Governor to appoint a judge, providing for a court reporter, making an appropriation; and declaring an emergency.

1st Reading .....	1493
2nd Reading and to Calendar .....	1496
Withdrawn from Calendar and referred to Committee.....	1500
Committee Report .....	1710
Considered, indefinitely postponed and Motion lodged.....	1772

ENGROSSED HOUSE BILL NO. 426—By Reed and Hawthorne—An Act authorizing the Board of Commissioners of each county of the state, in its discretion, by the adoption of an appropriate resolution duly entered in its minutes, to increase the maximum salaries of authorized deputies, clerks and other employees of officers of the county by not to exceed eighteen per cent (18%); and declaring an emergency.

1st Reading .....	1487
2nd Reading and to Calendar .....	1496
Considered, advanced, 3rd Reading and referred for engrossment .....	1737-1740
Engrossed and to House .....	1754
Senate Amendments rejected, Conference requested and House Conferees named .....	1800
Conference granted and Senate Conferees appointed.....	1800
Conference Committee Report adopted, bill passed as amended and to House .....	1964-1966
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 430—By Committee on

Judiciary No. 2—An Act amending Sections 3, 8 and 9 of Title 32, O. S. 1941, relating to duties of husband and wife as to support of either, and as to holding of property and providing for inventory of separate personal property of either; providing for liability for acts and debts of spouse, and abolishing curtesy and dower; and declaring an emergency.

1st Reading .....	901
2nd Reading .....	925
Committee Report .....	1785
Considered, advanced, 3rd Reading and to House .....	2058-2059
4th Reading .....	2103

ENGROSSED HOUSE BILL NO. 432—By Carey and Montgomery—An Act defining bedding to include mattresses, pillows, bolsters, feather beds, and other filled bedding of any description; requiring the labeling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump grounds, junk yards and hospitals; requiring germicidal treatment of second-hand mattresses; placing enforcement of this Act in the State Board of Health; requiring permits for manufacture, repair or renovation and application of germicidal process, payment of fees for permits, providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in the state treasury to the credit of the general revenue fund; creating positions of sanitary inspectors and setting salaries; providing penalty for violation; requiring bedding manufacturers or renovators to keep premises sanitary, except all bedding manufactured, repaired or renovated or sold prior to effective date of this Act; making provisions of Act severable; and declaring an emergency.

1st Reading .....	1595
2nd Reading and to Calendar .....	1605
Considered, advanced, 3rd Reading and roll call on emergency deferred .....	1720
Roll call on emergency and to House .....	1748
4th Reading .....	1814-1815
House requested to return bill .....	1832
House returns bill; vote reconsidered by which passed; emergency section stricken and referred for engross- ment .....	1874-1875
Engrossed and to House .....	1886
4th Reading .....	1888

ENGROSSED HOUSE BILL NO. 433—By Shumate of the House; Dacus of the Senate—An Act relating to the issue of Municipal and School District Warrants, affording to cities, towns and school districts the same privileges and requirements as is afforded counties under Senate Bill No. 166, Twentieth Oklahoma Legislature; prescribing procedure for issue of Municipal and School District Warrants and fixing the limitation upon such issue; and declaring an emergency.

1st Reading .....	1709
2nd Reading and to Calendar .....	1713
Considered, advanced, 3rd Reading and to House .....	1733-1735
4th Reading .....	1809



ENGROSSED HOUSE BILL NO. 435—By Taylor—An Act amending Chapter 2b, Title 26, Oklahoma Session Laws 1943, House Bill 431, (62 O. S. Supp. 1943 § 323) relating to claims against the court fund; providing that when such funds exceed the sum of Six Thousand Dollars (\$6,000.00) the excise board may provide for sheriffs' fees, mileage, boarding prisoners and other office expenses in counties having a population of not less than 21,500 and not more than 25,000 and an assessed net valuation of Five Million (\$5,000,000.00) Dollars or less which sum shall not be used unless approved in writing by the district judge of such county; and declaring an emergency.

1st Reading .....	958
2nd Reading and to Calendar .....	973
Considered, advanced, 3rd Reading and to House .....	1307-1308
4th Reading .....	1331

ENGROSSED HOUSE BILL NO. 436—By Carmichael and Hunt of the House and Anderson and Speck of the Senate—An Act authorizing the Game and Fish Commission to bomb crows' roosts; making appropriation therefor; and declaring an emergency.

1st Reading .....	1449
2nd Reading and to Calendar .....	1480
Considered, advanced, 3rd Reading and to House .....	1609-1611
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 437—By Impson and Bradley—An Act requiring one balloting or voting place for the election of any unopposed nominee for office in municipalities and counties of the State, including candidates for the State Legislature; requiring appointment of officials to conduct said election; prescribing hours polls shall be open; providing for certificates of election; authorizing any voter possessing a valid registration certificate in any precinct of the municipality or county to vote at such an election; making the provisions of this Act cumulative to general election laws except where a conflict exists; and declaring an emergency.

1st Reading .....	1266
2nd Reading .....	1295
Committee Report .....	1385
Considered, advanced, 3rd Reading and roll call on emergency deferred .....	1714; 1715-1716
Roll call on emergency and referred for engrossment .....	1748-1749
Engrossed and to House .....	1781
Senate Amendments concurred in, bill passed by House as amended .....	2009-2010
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 439—By Frix, Mountcastle and Wiley—An Act amending Title 19, Chapter 6, Section 29, Oklahoma Session Laws of 1943.

1st Reading .....	1020
2nd Reading .....	1031

Committee Report .....	1153
Considered, advanced, 3rd Reading and to House .....	1703-1704
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 441—By Bullard—An Act amending 56 O. S. 1941 § 164, relating to the qualifications and requirements necessary for eligibility to receive assistance under the Social Security Act; requiring all of said persons to be citizens of the United States in addition to the other requirements with respect thereto; and declaring an emergency.

1st Reading .....	1202
2nd Reading .....	1246

ENGROSSED HOUSE BILL NO. 444—By Sherman—An Act making provisions for Community Property Law; providing that the Act shall apply to all husbands and wives residing in this state or owning property in this state; providing that the Act shall cease to apply to husbands and wives and their property upon the death of one of them or upon a decree of divorce being rendered; defining the separate property and the community property of the husband and wife; providing for the management, control and disposition thereof and the rights and remedies of creditors in relation thereto; providing that either spouse may give or convey his or her interest in community property to the other; providing for disposition of the community property on dissolution of the marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings, in the management, control and disposition of community property; providing for the administration and distribution of the interest of a deceased spouse in community property; providing for the making and recording of schedules of separate property of each spouse, repealing conflicting laws, and particularly Oklahoma Statutes 1941, Title 32, Articles 51 to 65, inclusive; making provisions of Act severable.

1st Reading .....	1192-1193
2nd Reading .....	1202
Withdrawn from Committee and to Calendar .....	1506
Considered, advanced, 3rd Reading and referred for engrossment .....	1506-1511
Engrossed and to House .....	1530-1531
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 446—By Miles, Reed and Weaver—An Act making unlawful the sale in Oklahoma of certain defined drugs, commonly called barbiturates, except licensed drug stores and upon written prescriptions by persons licensed in this State to practice medicine and surgery, osteopathy, dentistry and veterinary medicine; fixing penalty for violation thereof; and declaring an emergency.

1st Reading .....	1236
2nd Reading .....	1294
Committee Report .....	1321
Considered, advanced, 3rd Reading and referred for engrossment .....	1698-1700



Engrossed and to House .....	1712
Senate Amendments concurred in, bill passed by	
House as amended .....	1910
4th Reading .....	2076

ENGROSSED HOUSE BILL NO. 448—By Gullett, Carey, McCarty, Sherman, Wallace (Oklahoma) and Washington—An Act amending Section 31 (h), Title 19, Chapter 6, Page 76, Oklahoma Session Laws 1943, (19 O. S. Supp. 1943 § 180.42); relating to county officers and their salaries; providing for deputy sheriffs for certain areas; and declaring an emergency.

1st Reading .....	1191-1192
2nd Reading .....	1201
Committee Report .....	1290
Considered, advanced, 3rd Reading and to House .....	1745-1746
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 449—By Bradley, Arms, Ash, Bailey, Barry, Billingsley, Burkhart, Choate, Dees, Flanagan, Foley, Hathcoat, Hawthorne, Impson, Levergood, McCarty, Meads, Mitchelson, Morris, Parrish, Reed, Russell, Shelton, Starr, Tankersley, Underwood and Weaver—An Act relating to Workmen's Compensation; amending Subsection 5, Section 22, Chapter 2, Title 85, Oklahoma Statutes 1941, relating to schedule of compensation; to provide minimum and maximum limitation of weekly payment; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading .....	1229
2nd Reading and to Calendar .....	1246
Considered, advanced, 3rd Reading and to House .....	1829-1831
4th Reading .....	2076

ENGROSSED HOUSE BILL NO. 450—By Mitchelson and Russell—An Act making consolidated appropriations from the general revenue fund for the fiscal year ending June 30, 1946, to the Oklahoma State Regents for Higher Education, to be allocated to the institutions comprising the Oklahoma State System of Higher Education; and declaring an emergency.

1st Reading .....	1541
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1678-1679
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 452—By Singleton—An Act relating to public funds of counties, cities, towns, and school districts, under Sections 16 and 19 of Article 10, Oklahoma Constitution, defining recovery of public money previously expended as restoration and not new income and revenue; prescribing conditions and procedures for accounting for funds recovered, whether by reimbursement or compensation for service, use, or sale; and declaring an emergency.

1st Reading .....	1444
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and to House .....	1662-1663
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 455—By Hawthorne, Biles, Barr, Taylor and Foley—An Act relating to teachers; requiring the State Board of Education to renew and extend valid teachers' certificates held by persons serving in the military service or the United States Merchant Marine or any branch of the armed service or any auxiliary thereof in World War II; providing that this Act shall not apply to war emergency certificates; prescribing period of renewal and extension; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading .....	1126
2nd Reading .....	1166
Committee Report .....	1254
Considered, advanced, 3rd Reading and referred for engrossment .....	1697-1698
Engrossed and to House .....	1712
Senate Amendments concurred in, bill passed by House as amended .....	1910
4th Reading .....	1927

ENGROSSED HOUSE BILL NO. 456—By Shipley and Gibbs of the House and Nevins of the Senate—An Act amending Section 26, sub-section (d), Title 19, Chapter 6, page 69, Oklahoma Session Laws 1943 (the same being House Bill No. 259 of the Nineteenth Session of the Oklahoma Legislature) relating to counties and county officers and their salaries and compensation; and declaring an emergency.

1st Reading .....	1126
2nd Reading and to Calendar .....	1165-1166
Considered, advanced, 3rd Reading and to House .....	1303-1304
4th Reading .....	1331

ENGROSSED HOUSE BILL NO. 458—By Montgomery, Baldwin, Carey, Mitchelson, Morris, Reed, Russell, Speakman and Wallace (Oklahoma)—An Act amending Section 10, Title 38, Oklahoma Statutes, 1941, relating to qualifications and exemptions of jurors so it may be certain that women having like qualifications as men may serve as jurors; and declaring an emergency.

1st Reading .....	1784
2nd Reading .....	1786

ENGROSSED HOUSE BILL NO. 459—By Ward and Shelton—An Act providing for the establishment, housing, maintenance and operation of a County Law Library for every county of this State, having a population of not less than twenty-one thousand five hundred (21,500) nor more than twenty-two thousand (22,000), and an assessed net valuation of eight million dollars (\$8,000,000.00) or less; creating a County Law Library Fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such law library and library fund; creating a board of trustees for such law library and defining their duties; declaring provisions of this Act to be severable and repealing all laws and parts of laws in conflicting therewith; and declaring an emergency.



1st Reading .....	1229
2nd Reading .....	1246
Committee Report .....	1315
Considered, advanced, 3rd Reading and to House .....	1641-1642
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 460—By Hinds (Cherokee), Langley and Taylor—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the campus of Northeastern State College at Tahlequah, Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the state board of education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the attorney general; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the supreme court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	965
2nd Reading .....	1009
Committee Report .....	1290-1291
Considered, advanced, 3rd Reading and to House .....	1351-1352
4th Reading .....	1410

ENGROSSED HOUSE BILL NO. 461—By Bradley—An Act amending Section 61, of Title 85, O. S. 1941, by providing civil and criminal penalties against employers who fail to secure the payment of compensation benefits to employees as required by law; providing that any citizen of the State of Oklahoma may bring a civil action in any court of competent jurisdiction within the State to recover the civil penalty herein provided, and the distribution of such civil penalty; providing further for the assessment of costs and reasonable attorneys fees in such civil actions; further providing that in addition to the civil penalty enforceable by a civil action, the employer shall be guilty of a misdemeanor for each separate day he fails to secure the payment of compensation benefits to employees and fixing the punishment for each separate offense; and declaring an emergency.

1st Reading .....	1628
2nd Reading and to Calendar .....	1713
Considered and indefinitely postponed .....	1832; 1972

ENGROSSED HOUSE BILL NO. 462—By Cordray and McNally of the House, and Williams and Ginder of the Senate

—An Act providing for the construction, equipping and furnishing of buildings or additions to existing buildings on the Campus of Northwestern State College at Alva, East Central State College at Ada, Central State College at Edmond, Southwestern Institute of Technology at Weatherford, and Southeastern State College at Durant, all in the State of Oklahoma; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing the State Board of Education to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with non-profit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	1239
2nd Reading .....	1295
Committee Report .....	1320
Considered, advanced, 3rd Reading and to House .....	1424-1425
4th Reading .....	1504

ENGROSSED HOUSE BILL NO. 463—By Wallace (Oklahoma) of the House, and Nance and Burns of the Senate—An Act amending 70 Oklahoma Statutes 1941, Sections 1251, 1252, 1255, 1256, and 1259; relating to the school of medicine of the University of Oklahoma and to hospitals used as teaching and training schools in connection therewith; authorizing the Board of Regents of the University of Oklahoma to prescribe rules and regulations for said school of medicine and said hospitals; and declaring an emergency.

1st Reading .....	1540
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1658-1659
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 467—By Hawthorne—An Act amending Title 68, O. S. 1941, Section 37, relating to application for homestead exemption; providing that applicants for homestead exemption shall file such application on or before the first day of March of each year; and declaring an emergency.

1st Reading .....	1835
2nd Reading and to Calendar .....	1851
Considered, advanced, 3rd Reading and to House .....	2055-2056
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 468—By Committee on



Public Health and Sanitation; Committee on the Practice of Medicine and the Special Sub-Committee on Public Health and Sanitation—An Act defining and regulating hospitals, sanatoriums, rest homes, nursing homes, and related institutions; providing for the granting, suspending and revoking of licenses therefor; prescribing duties of State Health Commissioner, creating a State Advisory Council, providing other details, providing penalties for violation of Act; repealing 74 O. S. 1941 § 176, modifying or repealing Acts in conflict herewith; and declaring an emergency.

1st Reading .....	1541
2nd Reading and to Calendar .....	1587
Considered and advanced .....	1616
3rd Reading and to House .....	1620-1621
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 470—By House Appropriations Committee—An Act levying on and after June 1, 1945, an excise tax of two cents (2c) per gallon on gasoline or motor fuel in addition to all other taxes heretofore or hereafter levied on gasoline; providing the basis for the computation; providing for the manner, method, conditions and time of payment; providing that the tax shall apply on sales to the state and its political subdivisions; providing that provisions of Section 6, Article 14, Chapter 66, Oklahoma Session Laws 1939, same being 68 O. S. 1941 § 659e, shall apply to tax levied by this Act; declaring purpose of this Act to provide funds for support of the functions of this state government, and providing for disposition of such funds; providing that the provisions of this Act are severable.

1st Reading .....	1119
2nd Reading .....	1134
Committee Report, considered, advanced, 3rd Reading and roll call on emergency deferred .....	1184-1189
Roll call on emergency deferred .....	1216
Roll call on emergency and referred for engrossment .....	1258-1259
Engrossed and to House .....	1261
Senate Amendments concurred in, bill passed by House as amended .....	1324
4th Reading .....	1361

ENGROSSED HOUSE BILL NO. 471—By Reed—An Act providing it shall be unlawful for any individual, corporation or partnership to sell or offer for sale any surplus materials as defined in the surplus property Act of 1944, who in dealing with the public trades under any name which by reason of any word may connote the United States Government, which has a tendency to lead the public to believe that such establishment at which such materials are offered for sale has some official relationship to the United States Government or that such articles are such surplus materials, or that such articles are of higher quality and lower prices than those obtainable elsewhere; providing that this Act shall not apply to any corporation, all of the stock of which is owned by the United States Government, and providing that no contract to sell, sale, or any other arrangement concerning the disposition of any

such surplus material shall be made to any such individual, corporation or partnership using any such name or words referred to herein; providing this shall not apply to any such corporation which stock is owned by the United States Government nor to any establishment which for ten (10) years prior to the enactment of this Act has utilized any such terms as a part of its trade name; and declaring violation of this Act to be a misdemeanor, and prescribing penalties therefor; declaring the Act to be severable; and declaring an emergency.

1st Reading .....	1445
2nd Reading and to Calendar .....	1479
Considered, advanced, 3rd Reading and to House .....	1971-1972
4th Reading .....	2097

ENGROSSED HOUSE BILL NO. 473—By Tolbert, Crane, Foley, Reed and Weaver—An Act relating to the practice of watchmaking; creating a Board to be known as the "Oklahoma Board of Examiners In Watchmaking"; providing for the qualifications, appointment and removal of Board members; and the filling of vacancies; fixing their tenures of office; compensation and bonds of officers; giving said Board power to promulgate rules and regulations and to do all necessary things to effectuate the provisions of this Act; authorizing and limiting the issuance of certificates of registration, and for revocation thereof; fixing fees; prescribing penalties and setting up modes of procedure; and making the provisions of this Act severable.

1st Reading .....	1445
2nd Reading and to Calendar .....	1479
Considered and advanced .....	1724
3rd Reading and to House .....	1736-1737
4th Reading .....	1814-1815

ENGROSSED HOUSE BILL NO. 476—By Committee on Public Health and Sanitation and Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation—An Act to provide for the making of a survey of all hospital and health center facilities within the State of Oklahoma, providing for the development of programs for the construction of public and other non-profit hospitals, making an appropriation; and declaring an emergency.

1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1596
Considered and advanced .....	1615
3rd Reading and to House .....	1617-1618
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 477—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine and Special Sub-committee on Public Health and Sanitation—An Act relating to public health, making appropriations to aid in financing county and district health departments or county co-operative health departments, prescribing duties of State Commissioner of Health, making appropriations non-fiscal; and declaring an emergency.



1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1596
Considered and advanced .....	1615
3rd Reading and to House .....	1618-1619
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 478—By Committee on Public Health and Sanitation, Committee on the Practice of Medicine, Special Sub-committee on Public Health and Sanitation—An Act relating to public Health; authorizing the State Commissioner of Health to formulate and administer a State plan for the construction of public and other non-profit hospitals and other health facilities; authorizing the acceptance of federal grants for federal participation in such construction and for administrative expenses; making an appropriation and providing for State grants to aid in the construction of public hospitals; defining the term "hospital" and other terms as used in the Act; prescribing duties of the State Commissioner of Health; authorizing certain political sub-divisions to issue bonds for hospital purposes and to operate hospitals; authorizing such sub-division to cooperate in constructing and operating hospitals; making provisions of the Act severable; and declaring an emergency.

1st Reading .....	1490
2nd Reading .....	1495
Committee Report .....	1600
Considered and advanced .....	1615-1616
3rd Reading and referred for engrossment .....	1619-1620
Engrossed and to House .....	1684
Senate Amendments concurred in, bill passed by	
House as amended .....	1906-1909
4th Reading .....	1925

ENGROSSED HOUSE BILL NO. 481—By Gullett—An Act appropriating the sum of one thousand sixty-one and ninety-five one-hundredths (\$1,061.95) dollars to the Oklahoma Tax Commission for payment of certain claims of the American Decalcomania Company.

1st Reading .....	1449
2nd Reading and to Calendar .....	1480
Considered, advanced, 3rd Reading and to House .....	1707
4th Reading .....	1809

ENGROSSED HOUSE BILL NO. 482—By Montgomery, Barr, Billingsley, Harshbarger, Hughes, Levergood, Long and Wallace (Oklahoma)—An Act making orders of the boards of county commissioners of the several counties of the State of Oklahoma, under Section 12642, Oklahoma Statutes 1931, correcting errors of the county assessor in assessments of property for ad valorem tax purposes prima facie proof that such orders were made upon consideration of evidence sufficient to justify such orders, authorizing such boards to correct the minutes of their proceedings respecting such corrections; and declaring an emergency.

1st Reading .....	1236
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2nd Reading and to Calendar .....	1294-1295
Considered, advanced, 3rd Reading and to House .....	1581; 1810-1811
4th Reading .....	1915

ENGROSSED HOUSE BILL NO. 484—By Thompson (Pushmataha), Cantrell, Choate, Crane, Flowers, Frix, Hathcoat, Impson, Medlock, Mitchelson, Reed, Toaz and Welch of the House; Finney of the Senate—An Act appropriating funds for the reconstruction of Clayton Lake in Pushmataha County; requiring the Oklahoma Planning and Resources Board to conduct a survey of the lake site and determine necessity of acquisition of additional land and perfection of present title; authorizing reasonable rules and regulations concerning public use of the lake and recreational facilities; making the funds appropriated nonfiscal in character.

1st Reading .....	1453
2nd Reading and to Calendar .....	1495
Considered, advanced, 3rd Reading and to House .....	1586-1587
4th Reading .....	1678

ENGROSSED HOUSE BILL NO. 486—By Bailey—An Act amending 11 O. S. 1941 § 651, relating to License Tax on Occupations, providing that the City Council shall have authority to levy and collect a License Tax on mail order houses or agencies; and declaring an emergency.

1st Reading .....	1151
2nd Reading .....	1166

ENGROSSED HOUSE BILL NO. 488—By Cantrell—An Act levying a tax on Telephones, providing for the collection and disposition of the proceeds; and declaring an emergency.

1st Reading .....	1151
2nd Reading .....	1166
Withdrawn from Committee and to Calendar .....	1419-1420
Considered, advanced, 3rd Reading and referred for engrossment .....	1420-1422
Engrossed and to House .....	1465

ENGROSSED HOUSE BILL NO. 489—By Oerke and Barr—An Act making it unlawful to sell, offer for sale or advertise for sale fluid milk within the State of Oklahoma as "Grade A" milk unless the same meets certain standards as laid down by this Act; prescribing penalties for the violation of this Act; and declaring an emergency.

1st Reading .....	1602
2nd Reading and to Calendar .....	1605
Considered .....	1724-1727

ENGROSSED HOUSE BILL NO. 490—By Foley and Tolbert of the House, and Paul of the Senate—An Act relating to the uniform and state-wide schedule of salaries and compensation for county officers, and regular and part-time deputies and employees, amending Subsection (a) of Section 19 of Chapter 6, Title 19, (House Bill 259) Session Laws 1943, to entitle the county treasurer to a salary of Two Thousand Four Hundred (\$2,400.00) Dollars per year; providing that this Act



shall become effective as early as permissible under the Constitution; and declaring an emergency.

1st Reading .....	1835
2nd Reading and to Calendar .....	1851
Considered and advanced .....	1887
3rd Reading and to House .....	2004-2005
4th Reading .....	2067

ENGROSSED HOUSE BILL NO. 491—By McCarty, Carey, Sherman, Wallace (Oklahoma) and Washington—An Act amending Title 39, Section 25, Oklahoma Statutes 1941, pertaining to justice of the peace court districts in rural districts of counties having a population in excess of two hundred thousand (200,000), according to the last federal decennial census; fixing the number of justices of the peace and constables in incorporated cities and towns; and repealing all Acts or parts of Acts in conflict herewith.

1st Reading .....	1266
2nd Reading .....	1295
Committee Report .....	1386
Stricken .....	1555
Vote reconsidered by which stricken .....	2097
Considered, advanced, 3rd Reading and to House .....	2097-2098
Vote reconsidered by which passed .....	2099

ENGROSSED HOUSE BILL NO. 497—By Bullard, Wallace (Carter), and Bradley—An Act relating to and providing for the apportionment and payment of certain state income taxes to the several counties of the State for the use and benefit of the common schools thereof, and for the apportionment and payment of the amounts so received by said counties to said schools; and declaring an emergency.

1st Reading .....	1151
2nd Reading .....	1166
Withdrawn from Committee and to Calendar .....	1614
Considered, advanced, 3rd Reading and referred for engrossment .....	1629-1632
Engrossed and to House .....	1684
Senate Amendments rejected, Conference requested and House Conferees named .....	1921
Conference granted and Senate Conferees appointed .....	1921

ENGROSSED HOUSE BILL NO. 498—By Johnson (Creek) and Wallace (Oklahoma)—An Act amending 47 O. S. 1941 § 22.2 and Paragraph 1 of 47 O. S. 1941 § 225; relating to and providing for the apportionment of fees collected or received by the Oklahoma Tax Commission under the provisions of the Motor Vehicle License and Registration Act of this state; provided that the minimum annual license fee for automobiles, as defined in said Motor Vehicle License and Registration Act, shall be not less than five dollars (\$5.00); and declaring an emergency.

1st Reading .....	1151
2nd Reading .....	1166
Committee Report .....	1259

Considered, advanced, 3rd Reading and referred for engrossment .....	1259-1261
Engrossed and to House .....	1313
Senate Amendments rejected, Conference requested and House Conferees named .....	1325
Conference granted and Senate Conferees appointed .....	1325
Conference Committee Report adopted, bill passed as amended and to House .....	1370-1372
4th Reading .....	1381

ENGROSSED HOUSE BILL NO. 502—By Rowe—An Act relating to county officers and salaries; amending Section 12 and 12a, Title 19, Chapter 6, Session Laws 1943, to provide that the county treasurer and county judge shall each receive the sum of Two Thousand One Hundred Dollars (\$2,100.00) per year; and declaring an emergency.

1st Reading .....	1239
2nd Reading and to Calendar .....	1295
Considered, advanced, 3rd Reading and to House .....	1438-1439
4th Reading .....	1505

ENGROSSED HOUSE BILL NO. 503—By Committee on Education—An Act permitting school districts authorized to furnish transportation to vote and issue bonds for the purchase of transportation equipment; validating bond issues for such purposes prior to passage of this Act; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

1st Reading .....	1230
2nd Reading .....	1247
Committee Report .....	1291
Considered, advanced, 3rd Reading and referred for engrossment .....	1439-1440
Engrossed and to House .....	1465
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1927

ENGROSSED HOUSE BILL NO. 504—By Committee on Veterans' Affairs—An Act designating a soldiers relief commission room in the Historical building; and declaring an emergency.

1st Reading .....	1537
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1769-1770
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 505—By Weaver—An Act relating to the appointment of a conservator of the estate and property of an absentee as defined and provided in House Bill No. 123 of the Twentieth Oklahoma Legislature; amending Section 1, of said House Bill No. 123 by providing the manner of the appointment of such conservator and prescribing the manner of giving notice of hearing the petition for the appointment of such conservator, amending Section 3,



of said House Bill No. 123 by prescribing the authority and powers of such conservator; and declaring an emergency.

1st Reading .....	1277
2nd Reading .....	1333
Committee Report .....	2017
Considered, advanced, 3rd Reading and to House .....	2024-2025
4th Reading .....	2077

ENGROSSED HOUSE BILL NO. 506—By Choate, Edwards and Impson of the House and Counts of the Senate—An Act making an appropriation out of the General Revolving Fund of the State Penitentiary for the construction and furnishing of a house for the Chaplain of the State Penitentiary to live in; and declaring an emergency.

1st Reading .....	1449
2nd Reading and to Calendar .....	1480
Considered, advanced, 3rd Reading and to House .....	1770-1771
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 507—By Sherman, McCarty, Hines (Washita), Cantrell, Ash, Carmichael, Weaver, Edwards and Williams—An Act relating to butane, propane and other liquified petroleum gases; regulating the handling, using, storing, selling, distribution, transporting and manufacture of such gases, and the installation of systems for the use thereof; providing for inspections, prescribing duties of state fire marshal and other officers, licensing, payment of fees, and cooperation of other departments; prescribing penalties for violation of Act; authorizing promulgation of rules and regulations; requiring bonds, providing for cancellation of licenses; amending 52 O. S. 1941 § § 422 and 424; creating positions, fixing salaries, and making appropriations; making provisions of Act severable.

1st Reading .....	1710
2nd Reading and to Calendar .....	1713
Considered, advanced, 3rd Reading and to House .....	1800-1801
4th Reading .....	2076

ENGROSSED HOUSE BILL NO. 508—By Wilson, Speakman, Arms, Barr, Focht, Foley, Gibbs, Harshbarger, Holt, Hunt, Klinglesmith, McCarty, McCubbins, Medlock, Oerke, Reed, Sherman, Shipley, Singleton, Starr, Toaz, Van Dyck, Weaver, Williams and Wright—An Act amending Section 2, Title 85, Oklahoma Session Laws 1943, by providing a different measure of payment to "physically impaired persons" who receive a subsequent injury; providing for an appropriation out of the Governor's Contingency Fund to supplement the special indemnity fund set up and provided for in Section 3, Title 85, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading .....	1235
2nd Reading and to Calendar .....	1294
Considered, advanced, 3rd Reading and to House .....	1686-1687
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 510—By Langley—An Act providing for the disposition of actual cash surplus of

any fund, other than sinking funds, for any fiscal year; defining the term "actual cash surplus"; Amending Title 68, Section 298, Oklahoma Statutes of 1941; and declaring an emergency.

1st Reading .....	1784
2nd Reading and to Calendar .....	1786
Considered and advanced .....	2061

ENGROSSED HOUSE BILL NO. 512—By Sherman and McCarty—An Act providing that in all counties of this State having a population in excess of one hundred ninety thousand (190,000) and an assessed valuation in excess of one hundred thirty-five million dollars (\$135,000,000.00), the county judge thereof shall receive in addition to his salary the sum of fifteen hundred dollars (\$1500.00) annually, to be paid from the court fund of such county.

1st Reading .....	1628
2nd Reading and to Calendar .....	1713
Considered, advanced, 3rd Reading and to House .....	1750-1751
4th Reading .....	1821

ENGROSSED HOUSE BILL NO. 513—By Bradley and Impson—An Act authorizing the Commissioner of Public Safety to employ six (6) investigators and enforcement officers; fixing their salaries; providing they shall be on the payroll of the Oklahoma Tax Commission; prescribing their duties; and declaring an emergency.

1st Reading .....	1540
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1655-1656
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 514—By Shelton—An Act providing for the establishment, housing maintenance and operation of a county law library for every county of this State having a population of not less than twenty thousand five hundred (20,500), nor more than twenty-one thousand (21,000), and an assessed net valuation of not less than Eleven Million Five Hundred Thousand Dollars (\$11,500,000.00) nor more than Twelve Million Dollars (\$12,000,000.00); creating a county law library fund, and providing for the procuring and spending of said fund; prescribing duties of county court clerk, county treasurer and county commissioners with regard to such law library and library fund; creating a board of trustees for such law library and defining their duties; declaring provisions of this Act to be severable and repealing all laws and parts of laws in conflict therewith; and declaring an emergency.

1st Reading .....	1540
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1661-1662
4th Reading .....	1763

ENGROSSED HOUSE BILL NO. 516—By Bradley of the House, and Braden of the Senate—An Act providing for the construction, equipping and furnishing of building or additions



to existing buildings on the campus of the Eastern Oklahoma Agricultural and Mechanical College; providing for the financing of the cost thereof through the issuance of revenue bonds; authorizing Board of Regents to fix rents, charges and fees to assure payment of principal and interest of such bonds and operate and maintain such buildings or additions to existing buildings; authorizing the making of appropriate covenants and agreements to effect the purposes of this Act; authorizing the making of agreements with the United States of America or any agency or instrumentality thereof; providing for approval of such bonds by the Attorney General; making such bonds lawful investments and collateral security for certain funds; authorizing the approval of such bonds by the Supreme Court of Oklahoma and giving said court original jurisdiction for such purpose; providing for the financing of the cost of buildings or additions to existing buildings and equipment through leases and agreements to be made with nonprofit corporations; exempting such buildings or additions to existing buildings and equipment from taxation; and declaring an emergency.

1st Reading .....	1390
2nd Reading .....	1397
Committee Report .....	1468
Considered, advanced, 3rd Reading and to House .....	1613-1614
4th Reading .....	1761

ENGROSSED HOUSE BILL NO. 518—By Parrish—An Act cancelling the unallocated balance in the Governor's Contingency and Emergency Fund on June 30, 1945, as appropriated in Senate Bill No. 197 by the Nineteenth Legislature for the fiscal biennium beginning July 1, 1943, and reappropriating said unallocated balance in said Governor's Contingency and Emergency Fund on June 30, 1945, for use as the Governor's Contingency and Emergency Fund for the fiscal biennium beginning July 1, 1945, unexpended balances remaining in allocations made from the Governor's Contingency and Emergency Fund during the fiscal biennium beginning July 1, 1943; also making an appropriation of four hundred thousand (\$400,000.00) dollars from the General Revenue Fund accruing to the General Revenue Fund of the State during the fiscal year ending June 30, 1946, not otherwise appropriated. The reappropriated unallocated balance and unexpended balance, also the appropriated funds mentioned herein shall be non-fiscal, and are to be used and expended by the Governor and his authority for certain emergencies and contingencies specified herein; providing that nothing contained herein shall limit authority under Section 23, Article 10 of the Constitution as amended; and declaring an emergency.

1st Reading .....	1449
2nd Reading and to Calendar .....	1480
Considered, advanced, 3rd Reading and referred for engrossment .....	1636-1640
Engrossed and to House .....	1684
Senate Amendments concurred in, bill passed by House as amended .....	1906-1909
4th Reading .....	1925

ENGROSSED HOUSE BILL NO. 519—By Welch—An Act making an appropriation for the fiscal years ending June 30, 1946, and June 30, 1947, 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.

1st Reading .....	1537
2nd Reading and to Calendar .....	1587
Considered, advanced, 3rd Reading and to House .....	1722-1723
4th Reading .....	1915

ENGROSSED HOUSE BILL NO. 524—By Jones—An Act relating to the commissioners of the Land Office, amending Subsections (a) and (c) of Section 1, Chapter 1d, Title 64, Oklahoma Session Laws 1943, page 154; providing for transfer of unneeded surpluses in the depletion, management and sale fund to the public building fund, the permanent school fund, and the state educational institutional fund to be distributed as provided by law; and declaring an emergency.

1st Reading .....	1491
2nd Reading and to Calendar .....	1497
Considered, advanced, 3rd Reading and to House .....	1952-1953
4th Reading .....	2097



## Part VI

# HOUSE CONCURRENT RESOLUTIONS

ENGROSSED HOUSE CONCURRENT RESOLUTION  
No. 1—By McCarty and Weaver of the House and Paul and Jones of the Senate—A Resolution relating to the enrolling of bills and resolutions referred to in Section 35, Article V of the Constitution of the State of Oklahoma; providing for the filing of such enrolled bills and resolutions in the Office of the Secretary of State and for their preservation therein; and declaring an emergency.

Received, considered, adopted and to House.....47-48  
Enrolled copy signed and to House.....108-109

ENGROSSED HOUSE CONCURRENT RESOLUTION No.  
2—By Weaver and Long of the House—A Concurrent Resolution memorializing the congressional delegation from Oklahoma to support national legislation to bring about legislation embodying the principle of universal military training for every qualified young male American in the United States.

Received .....920  
Considered, adopted and to House .....983  
Enrolled copy signed and to House.....1014-1015

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 3—By Underwood—A Resolution memorializing the Congress of the United States to submit to the various State Legislatures a proposed amendment to the Federal Constitution, giving the House of Representatives equal and coordinated authority with the Senate in the making and approval of treaties by a simple majority in each House.

Received .....137-138  
Stricken from Calendar .....148

ENGROSSED HOUSE CONCURRENT RESOLUTION  
No. 4—By Underwood of the House—A Resolution commending the policies and activities of President Roosevelt, as Commander in Chief, the General Staff, and the Congress of the United States, in the conduct of the war.

Received .....107-108  
Considered, adopted and to House .....118  
Enrolled copy signed and to House.....131

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 5—By Billingsley and Speakman—A Resolution requesting the Governor to attend the inaugural of the President and

Vice President of the United States in Washington, D. C., as the official representative of the State of Oklahoma.

Received .....	115
Considered, adopted and referred for engrossment .....	118-119
Engrossed and to House .....	120
Enrolled copy signed and to House .....	131

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 6—By Wallace (Oklahoma)—A Concurrent Resolution transmitting to the Oklahoma Regents for Higher Education the budget needs of several of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriations out of the general revenue fund made by Committee Substitute for House Bill No. 101 to the Oklahoma State Regents for Higher Education for allocation among certain institutions comprising part of the system of higher education, in order that said Oklahoma State Regents for Higher Education may have information in relation thereto.

Received .....	1237
Considered, adopted and referred for engrossment .....	1578
Engrossed and to House .....	1588

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 8—By House Appropriations Committee—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the operations budget needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth (20th) Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said System of Higher Education, in order that said Regents may have information in relation thereto.

Received .....	1093
Considered, adopted and referred for engrossment .....	1175
Engrossed and to House .....	1183
Senate Amendments rejected, conference requested and House Conferees named .....	1273-1274
Conference granted and Senate Conferees appointed .....	1274
Additional House Conferees named .....	1323

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 10—By Williams—A Concurrent Resolution directing the attention of the Agricultural Adjustment Administration to the construction of farm ponds on small farms, and asking a change of policy in their program so as to equalize this work and build ponds on small farm units in the same manner as they do on larger farms.

Received .....	700
Considered, adopted and to House .....	984
Enrolled copy signed and to House .....	1014-1015

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 12—By House Appropriations Committee—A Concurrent



Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of equipment at and for the following named State institutions of higher learning.

Received .....	1158-1159
Considered, adopted and referred for engrossment .....	1339
Engrossed and to House .....	1353

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 13—By House Appropriations Committee—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of library books and periodicals at and for the following named State institutions of higher learning.

Received .....	1158-1159
Considered, adopted and referred for engrossment .....	1339
Engrossed and to House .....	1353

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 14—By House Appropriations Committee—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of foundation livestock at and for the following named State institutions of higher learning.

Received .....	1158-1159
Considered, adopted and referred for engrossment .....	1339
Engrossed and to House .....	1353

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 15—By McDonald of the House and Rinehart of the Senate—A Concurrent Resolution concerning the civil aeronautics board hearings on applications for feeder airline services in Oklahoma.

Received .....	286-287
Considered, adopted and to House .....	312
Enrolled copy signed and to House .....	368

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 16—By House Appropriations Committee—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education the buildings, improvements, special equipment, and other capital needs of the various institutions comprising the Oklahoma State System of Higher Education which were considered by the Twentieth Session of the Oklahoma Legislature as the basis for the appropriation to the Oklahoma State Regents for Higher Education for allocation among the several institutions comprising said system of higher education, in order that said regents may have information in relation thereto.

Received .....	1158-1159
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Considered, adopted and referred for engrossment	1339-1340
Engrossed and to House	1353
Senate Amendments rejected, conference requested and House Conferees named	1797-1799
Conference granted and Senate Conferees appointed	1799
Conference Committee Report adopted, resolution adopted as amended and to House	1946-1949
Enrolled copy signed and to House	2105

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 17—By Meads of the House and Brown of the Senate—  
House Concurrent Resolution memorializing the Federal Gov-  
ernment and its Veterans Rehabilitation Administration to  
avail itself of the efficacy of mineral waters, known by the  
trade name of Radium Water, in the City of Claremore, Okla-  
homa, in the treatment of our returning soldiers of this World  
War II who are returning as casualties of the conflict and who  
require hospitalization and treatment for wounds and nervous  
disorders.

Received	413-414
Considered, adopted and to House	437-438
Enrolled copy signed and to House	502

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 18—By House Appropriations Committee—A Concurrent  
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Higher Education the budget needs of the various institutions  
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which were considered by the Twentieth Session of the Okla-  
homa Legislature as the basis for the appropriations out of  
the public building fund and out of the General Revenue Fund  
made by Engrossed House Bill No. 236 to the Oklahoma State  
Regents for Higher Education for allocation to and among the  
several institutions comprising said system of higher education  
in order that said regents may have information in relation  
thereto.

Received	1158-1159
Considered, adopted and referred for engrossment	1340
Engrossed and to House	1353
Senate Amendments rejected, conference requested and House Conferees named	1797-1799
Conference granted and Senate Conferees appointed	1799
Conference Committee Report adopted, resolution adopted as amended and to House	1946-1947; 1949-1950
Enrolled copy signed and to House	2105

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 21—By Williams—A Resolution memorializing Congress  
to enact House Resolution 1197, a bill to validate titles to cer-  
tain lands conveyed by Indians of the Five Civilized Tribes,  
and providing for a copy of this resolution to be forwarded  
to each member of the Oklahoma delegation in Congress.

Received	747
Considered, adopted and to House	838
Enrolled copy signed and to House	853-854



## ENGROSSED HOUSE CONCURRENT RESOLUTION

NO. 22—By Mitchelson and Russell of the House, and Porter and Goodpaster of the Senate—A Concurrent Resolution transmitting to the Oklahoma State Regents for Higher Education supplemental budget needs of the institutions comprising the Oklahoma State System of Higher Education from the General Revenue Fund of the State for the purchase of land and improvements, at and for the following named State institutions of higher learning.

Received .....	1327
Considered, adopted and referred for engrossment .....	1578
Engrossed and to House .....	1600-1601
Senate Amendments rejected, conference requested and House Conferees named .....	1869-1870
Conference granted and Senate Conferees appointed .....	1870
Conference Committee Report adopted, resolution adopted as amended and to House .....	1973-1975
Enrolled copy signed and to House .....	2105

## ENGROSSED HOUSE CONCURRENT RESOLUTION

NO. 23—By Hughes and Wallace (Oklahoma)—A Concurrent Resolution memorializing Congress to enact such legislation as will prohibit the Federal Land Banks, the Federal Farm Credit Corporation and other agencies of the United States from engaging in the practice of reserving the minerals (including oil or gas) or part thereof when lands acquired by them are sold.

Received .....	1277-1278
Stricken .....	1657

## ENGROSSED HOUSE CONCURRENT RESOLUTION

NO. 24—By Wright of the House, and Paul of the Senate—A Resolution requesting the members of the Oklahoma Delegation in Congress to memorialize the United States Secretary of Navy to make a full and complete investigation of certain practices in the United States Naval Training Hospital at Norman, Oklahoma.

Received .....	1223-1224
Considered, adopted and to House .....	1893
Enrolled copy signed and to House .....	2065

## ENGROSSED HOUSE CONCURRENT RESOLUTION

NO. 26—By Weaver, Arrington and Camp of the House, and Jones of the Senate—A Concurrent Resolution recognizing the accomplishments of the Oklahoma A. and M. College in the field of athletics during the school year 1944-45, and expressing the good wishes of the Twentieth Session of the Oklahoma Legislature to the members of the football team and basketball team and to the coaching staff of the College.

Received .....	1277-1278
Considered, adopted and to House .....	1391-1392
Enrolled copy signed and to House .....	1456

## ENGROSSED HOUSE CONCURRENT RESOLUTION

NO. 27—By Langley, Flanagan, Foley, Segrest, Taylor and

Underwood of the House, and Nevins, Dacus, Irby and Worthington of the Senate—A Resolution memorializing Congress to enact a law (1) providing an increase in federal payments to States for old age assistance, and (2) providing that State agencies cooperating with the Federal Social Security Board shall have the postal franking privilege.

Received .....	1277-1278
Considered, adopted and to House .....	1890
Enrolled copy signed and to House .....	2064

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 28—By Ward—A Resolution memorializing the United States Veterans Administration and the Congress of the United States to investigate the feasibility of dividing into small tracts lands owned by the Government in the operation of the Oklahoma Ordnance Works, and offering the houses located thereon for sale to disabled ex-service men and women and Merchant Marines of World Wars I and II.

Received .....	1277-1278
Considered, adopted and to House .....	1890
Enrolled copy signed and to House .....	2105

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 29—By Standley of the House and Anglin of the Senate—A Resolution memorializing Congress to pass House Resolution 2376 (79th Congress, 1st Session), establishing a Veterans' Hospital at Boley, Oklahoma, for Negro Veterans.

Received .....	1540
Considered, adopted and to House .....	1887
Enrolled copy signed and to House .....	2064

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 31—By Weaver and Wallace (Oklahoma) of the House and Jones of the Senate—A Concurrent Resolution memorializing the Oklahoma Delegation at Washington to lend their efforts to secure one of the national cemeteries which is being contemplated by the War Department.

Received .....	1593
Considered, adopted and to House .....	2017
Enrolled copy signed and to House .....	2105

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 32—By Langley—A Resolution recalling Enrolled House Bill No. 42 from the office of the Governor for further consideration and correction.

Received, considered, adopted and to House .....	1527-1528
Enrolled copy signed and to House .....	1612-1613

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 33—By Speakman and Weaver of the House, and Jones of the Senate—A Concurrent Resolution in appreciation of the work of the Honorable Robert L. Owen, former United States Senator from Oklahoma pertaining to the teaching of English as a world language through a global alphabet; and memorializing the President and Congress.



Received .....	1835
Considered, adopted and to House .....	2017-2018
Enrolled copy signed and to House .....	2105

ENGROSSED HOUSE CONCURRENT RESOLUTION  
NO. 34—By Flowers, Hawthorne, Parrish, Speakman, Toaz and  
Underwood of the House, and Ritzhaupt, Gary, Dacus and  
Wheeler of the Senate—A Resolution recalling Enrolled House  
Bill No. 139 from the office of the Governor for further con-  
sideration and correction.

Received .....	1923
Considered, adopted and to House .....	1923
Enrolled copy signed and to House .....	1925-1926

## Part VII

## HOUSE

## JOINT RESOLUTIONS

ENGROSSED HOUSE JOINT RESOLUTION NO. 5—  
By Wallace (Oklahoma), Mitchelson, and Russell—A Joint Resolution proposing an amendment to Section 19, Article 2, of the Constitution of the State of Oklahoma so as to provide that a jury for the trial of civil and criminal cases in courts of record other than county courts shall consist of twelve (12) qualified electors over twenty-one (21) years of age of the State and in county courts and courts not of record a jury shall consist of six (6) qualified electors over twenty-one (21) years of age of the State.

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ENGROSSED HOUSE JOINT RESOLUTION NO. 8—By  
Hathcoat, Focht, Impson, Barry, Billingsley, Flowers, Hawthorne, Levergood, Medlock, Reed, Rowe, Segrest, Taylor and Williams—A Joint Resolution proposing an amendment to Section 1, Article 3, of the Constitution of the State of Oklahoma so as to change the age of qualified electors of the State from twenty-one (21) years to eighteen (18) years; providing for the submission of said amendment to the people for their approval or rejection.

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ENGROSSED HOUSE JOINT RESOLUTION NO. 24—By  
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Donald, McNally, Meads, Medlock, Miles, Mills, Mitchelson, Montgomery, Morgan, Morris, Mountcastle, Musgrave, Oerke, Ownby, Parrish, Price, Reed, Rowe, Russell, Segrest, Shelton, Sherman, Shipley, Shumate, Sibley, Singleton, Speakman, Standley, Starr, Story, Streetman, Tankersley, Taylor, Thompson (Lincoln), Thompson (Pushmataha), Toaz, Tolbert, Treadwell, Underwood, Van Dyck, Wallace (Carter), Wallace (Oklahoma), Ward, Washington, Welch, Whitford, Wiley, Williams, Wilson, Wright and Hinds—A Joint Resolution authorizing the Governor to purchase and execute appropriate scrolls on behalf of the State of Oklahoma and its citizens expressing appreciation for the patriotic service rendered by the citizens of this State who have lost their lives in the defense of this Republic during this war, and expressing regret in their untimely deaths, and authorizing the Governor to cause these scrolls to be delivered to the family and relatives of these deceased citizens of Oklahoma; providing for payment of cost of purchasing and delivering scrolls to be paid out of Governor's Contingent Fund; and declaring an emergency.

1st Reading .....	644-645
2nd Reading .....	674
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ENGROSSED HOUSE JOINT RESOLUTION NO. 30—By Wiley—A Joint Resolution proposing an amendment to the Constitution of Oklahoma by amending Section 21, Article 5, to provide that the members of the Legislature shall receive the sum of ten (\$10.00) dollars per diem and five (\$5.00) dollars per diem for living expenses for their services during the session of the Legislature, and ten (\$.10) cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature on the most usual route, and shall receive no other compensation; provided, that members of the Legislature shall receive only four (\$4.00) dollars per diem and five (\$5.00) dollars per diem for necessary living expenses for their services after the sixty (60) days of such session have elapsed.

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Co-Author:	
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## Author:

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## Co-Author:

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## Author:

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## Co-Author:

SB 14 p 144	SB 167 p 469	SCR 1 p 148
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## Author:

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Co-Author:		
SB 14 p 144	SB 130 p 341	SB 313 p 1318
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## Author:

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## Co-Author:

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## Author:

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## Co-Author:

SB 14 p 144	SB 194 p 552	SCR 1 p 148
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## Co-Author:

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Co-Author:	
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Co-Author:

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Co-Author:

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## Author:

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## Co-Author:

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Co-Author:	
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## Co-Author:

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## Co-Author:

SB 14 p 144	SB 153 p 417	SCR 8 p 563
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Co-Author:	
SB 20 p 109	SB 181 p 508
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Co-Author:		
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Co-Author:	
SB 194 p 553 SCR 1 p 148 SCR 24 p 1745	
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Co-Author:	
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## Co-Author:

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Co-Author:	
SB 14 p 144	SB 141 p 390 SB 304 p 1196
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Co-Author:	
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Co-Author:	
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Co-Author:	
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Co-Author:	
SB 91 p 177 SB 165 p 455 SCR 1 p 148	
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Co-Author:	
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Establishing county veterans Service Officer .....	SB 221
Fishing and hunting licenses, service persons exempt .....	SB 155
Housing projects for persons engaged in .....	SB 38
Recipients of social security helping to relieve manpower shortage .....	SCR 1
Service persons compensation .....	SB 134
Teachers employment and overtime work .....	SB 60
State War Council .....	SB 114

## WAREHOUSE:

Storage of cotton .....	SB 208
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## WARRANTS:

Issuance of, by counties .....	SB 166
Municipal and school districts issuance of .....	HB 433
School districts, registration of .....	HB 322

## WATER AND WATER RIGHTS:

Grand River Dam Authority .....	HB 147, 161
Irrigation districts .....	SB 35
Providing for Board of Directors, powers and duties .....	SB 36

## WATERSHEDS:

Land owner whose lands are injured .....	SB 63
State forest lands, erosion and flood control .....	SB 64

## WATCHES, SECOND-HAND:

Regulating sale of .....	HB 197
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## WATCHMAKING:

Defining practice of, certificate of registration .....	HB 473
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## WEIGHTS AND MEASURES:

Standard weight containers for wheat and  
corn flours -----HB 372

## WESTERN OKLAHOMA HOSPITAL, Supply:

Appropriation for construction and equipping an  
administration building -----SB 26  
Biennial appropriation -----HB 56

## WESTERN OKLAHOMA STATE HOSPITAL, Clinton:

Appropriation for Superintendents salary -----SB 315  
Biennial appropriation -----HB 56  
Creating petty cash fund -----HB 258

## WIDOWS:

Increasing allowances to -----SB 301  
Pension for, of policemen -----SB 84; HB 121  
Of Veterans -----SCR 4; SB 33; HB 228

## WILD ANIMALS AND BIRDS:

Establishing game refuges for wild life -----SB 253

## WILL ROGERS MEMORIAL COMMISSION:

Appropriation for employee's salaries -----SB 315  
Relating to an agreement with the United  
Daughters of the Confederacy -----SJR 6

## WILLS:

Execution and revocation of -----HB 297  
Proceedings to probate jointly two or more wills  
or estates -----HB 296  
Service persons, probate of -----HB 343

## WHITAKER STATE ORPHAN'S HOME, Pryor:

Biennial appropriation -----HB 56

## WOLVES:

Bounty on -----HB 29

## WORDS AND PHRASES:

Relating to Drs. drugs, practice of, use of -----SB 165

## WORKMEN'S COMPENSATION:

Awards for disability -----SB 126  
Claims and awards, enforcement of -----SB 279  
Claims for -----SB 76  
Claimant limited to the testimony of -----SB 273  
Death resulting from injuries -----SB 168  
Defining hazardous employment -----SB 228  
Factory and workshops, general provisions -----SB 79  
Failure to pay compensation, judgment and execution -----SB 75  
Payments of, benefits to employees -----HB 461  
Physically impaired persons -----SB 283; HB 508  
Schedule of compensation -----HB 449

## Part X

27

BILLS AND JOINT RESOLUTIONS  
OF  
TWENTIETH LEGISLATURE  
WHICH  
BECAME LAWS

## SENATE BILLS (Approved by Governor):

2	51	104	146	191	253
3	54	105	148	193	254
9	56	109	149	195	255
10	58	110	152	196	257
11	61	114	153	199	267
13	62	115	158	201	269
14	63	116	160	202	273
21	64	117	162	203	274
25	65	118	166	205	278
26	66	119	169	206	280
27	70	122	170	208	282
31	71	124	171	214	287
32	72	128	172	217	288
33	75	131	174	218	295
34	78	132	178	223	297
35	79	133	179	225	298
36	80	135	180	226	300
37	91	136	181	227	303
39	92	139	182	233	307
40	94	140	183	234	310
41	97	141	184	241	320
42	98	142	187	245	
43	99	143	189	246	
46	101	144	190	251	

## SENATE BILLS (Without approval of Governor):

45            263

## SENATE JOINT RESOLUTIONS (Approved by Governor):

6            9            10            12

## SENATE JOINT RESOLUTIONS (Without approval of Governor):

8



## HOUSE BILLS (Approved by Governor):

1	101	189	289	379	455
5	105	190	294	380	456
6	107	197	296	382	459
7	110	200	297	383	460
9	111	204	299	387	462
11	114	208	301	390	463
15	116	213	302	391	468
17	119	214	303	394	470
21	120	217	304	395	471
22	121	218	314	397	473
27	122	219	316	399	476
29	123	226	317	400	477
36	126	228	319	401	478
42	128	229	322	402	481
49	130	234	324	403	484
56	133	236	325	406	490
60	134	244	326	407	498
62	139	249	339	409	502
63	142	251	342	412	503
65	146	257	343	418	504
66	147	258	344	419	505
67	151	260	346	426	506
68	158	261	347	430	507
72	161	265	348	432	508
75	168	267	349	433	512
77	169	268	355	436	513
83	170	271	357	437	514
84	172	273	359	439	516
87	176	276	366	444	518
89	177	277	367	446	519
91	180	278	368	448	524
96	184	280	372	449	
98	187	282	376	450	
99	188	286	378	452	

## HOUSE BILLS (Without approval of Governor):

112	193	292	312	435
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## HOUSE JOINT RESOLUTIONS (Approved by Governor):

8	24
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BILLS  
OF THE  
TWENTIETH LEGISLATURE  
Failing to Receive <sup>18</sup>  
APPROVAL OF GOVERNOR <sup>20</sup>

## SENATE BILLS (Pocket Veto):

76	77	192	243	259
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## HOUSE BILLS (Specifically Disapproved):

32	199	211	327	338
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## HOUSE BILLS (Pocket Veto):

13	74	375	467	482
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