SENATE JOURNAL

REGULAR SESSION

Twenty-second Legislature

of Oklahoma

Convened January 4, 1949

Adjourned May 27, 1949

JOURNAL

of the

SENATE

of the

TWENTY-SECOND LEGISLATURE

of the

STATE OF OKLAHOMA

REGULAR SESSION

Convened January 4, 1949

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OFFICERS OF THE SENATE

TWENTY-SECOND LEGISLATURE

REGULAR SESSION

PRESIDENT.....JAMES E. BERRY

PRESIDENT PRO TEMPORE.....BILL LOGAN

SECRETARY.....J. Wm. CORDELL

JOURNAL CLERK.....W. E. SHIPLEY (Miss)

CALENDAR CLERK.....MAY HIGGINS

SERGEANT-AT-ARMS.....F. M. BRANDON

CHIEF ENROLLING AND ENGROSSING CLERK.....JOSEPHINE SPIVEY

READING CLERK.....ROBERT J. McBRINN

LEGISLATIVE COUNSELOR.....THEODORE PRUETT

MESSENGER.....GRADY PENNINGTON

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MEMBERSHIP OF THE SENATE

Dist.	Name	Pol.	Counties	Address
1	Dwight Leonard	D	Beaver, Cimarron, Harper, Texas	Beaver
2	Orval Grim	D	Beckham, Dewey, Ellis, Roger Mills	Cheyenne
	A. E. Anderson	D	Beckham, Dewey, Ellis, Roger Mills	Elk City
3	Claude E. Seaman	R	Woods, Woodward	Waynoka
4	Henry W. Worthington	D	Greer, Harmon	Mangum
5	Burr Speck	D	Jackson, Tillman	Altus
6	Byron Dacus	D	Custer, Kiowa, Washita	Gotebo
	Carl Max Cook	D	Custer, Kiowa, Washita	Clinton
7	Bill Ginder	R	Alfalfa, Major	Cherokee
8	Floyd E. Carrier	R	Garfield	Carrier
9	Perry Howell	R	Kay, Grant	Blackwell
10	J. Val Connell	D	Noble, Pawnee	Perry
11	Everett S. Collins	D	Creek, Payne	Sapulpa
12	Louis H. Ritzhaupt	D	Logan	Guthrie
13	Boyd Cowden	D	Lincoln, Pottawatomie	Chandler
	Oliver C. Walker	D	Lincoln, Pottawatomie	Dale
14	Jim A. Rinehart	D	Canadian, Oklahoma	El Reno
	John H. Jarman, Jr.	D	Canadian, Oklahoma	Oklahoma City
15	Tom Jelks	D	Caddo, Grady	Chickasha
	Don Baldwin	D	Caddo, Grady	Anadarko
16	Roy C. Boecher	D	Blaine, Kingfisher	Kingfisher
17	Phil H. Lowery	D	Comanche, Cotton, Jefferson, Stephens	Loco
	Bill Logan	D	Comanche, Cotton, Jefferson, Stephens	Lawton
18	Joe B. Thompson	D	Carter	Ardmore
19	J. C. Nance	D	Garvin, Cleveland, McClain	Purcell
	Herbert Hope	D	Garvin, Cleveland, McClain	Maysville
20	Keith Cartwright	D	Bryan, Choctaw	Durant
21	J. Gladston Emery	D	Latimer, LeFlore	Howe
22	Paul Ballinger	D	Hughes, Okfuskee	Holdenville
23	Virgil B. Medlock	D	Pontotoc, Seminole	Fitzhugh
24	Leroy McClendon	D	McCurtain, Pushmataha	Idabel
25	M. O. Counts	D	Pittsburg	Hartshorne
26	Raymond Gary	D	Love, Marshall	Madill
27	Will Rogers	D	Haskell, McIntosh, Muskogee	Muskogee
	Roy White	D	Haskell, McIntosh, Muskogee	Eufaula
28	Ray Fine	D	Adair, Cherokee, Sequoyah	Gore
29	W. T. Gooldy	D	Craig, Mayes	Pryor
30	Perry Porter	D	Delaware, Ottawa	Miami
31	Arthur L. Price	R	Tulsa	Tulsa
32	James A. Nevins	D	Okmulgee, Wagoner	Okmulgee
33	W. A. Waller	D	Nowata, Rogers	Nowata
34	Frank Mahan	D	Osage, Washington	Fairfax
35	H. D. Binns	D	Atoka, Coal	Coalgate
36	Joe Bailey Cobb	D	Murray, Johnston	Tishomingo

Senate Journal

of the
TWENTY-SECOND LEGISLATURE OF THE STATE
OF OKLAHOMA

FIRST LEGISLATIVE DAY
Tuesday, January 4, 1949

As provided by Section 26, Article 5, of the Oklahoma Constitution, and this being the first Tuesday after the first Monday in January in the year next succeeding their election, the members of the Senate of the Twenty-second Legislature met at twelve o'clock, noon, and were called to order by Lieutenant Governor James E. Berry, President of the Senate.

The roll was ordered called of the hold-over members of the Senate, which resulted as follows:

Present: Binns, Cobb, Collins, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Lowery, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Waller.—22.

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

January 4, 1949.

To The President,
Oklahoma State Senate,
22nd Legislature,
Building.

DEAR SIR:

Upon the face of the returns of the General Election, held on November 2, 1947, 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 Twenty-second Legislature:

A. E. Anderson (D), Elk City, District 2.

Henry W. Worthington (D), Mangum, District 4.

Carl Max Cook (D), Clinton, District 6.

Floyd E. Carrier (R), Carrier, District 8.

J. Val Connell (D), Perry, District 10.

Louis H. Ritzhaupt (D), Guthrie, District 12.

Oliver C. Walker (D), Dale, District 13.

John H. Jarman, Jr. (D), Okla. City, District 14.

Don Baldwin (D), Anadarko, District 15.

Roy C. Boecher (D), Kingfisher, District 16.

Bill Logan (D), Lawton, District 17.

Joe B. Thompson (D), Ardmore, District 18.

Herbert Hope (D), Maysville, District 19.

Keith Cartwright (D), Durant, District 20.

Paul Ballinger (D), Holdenville, District 22.

Leroy McClendon (D), Idabel, District 24.

Raymond Gary (D), Madill, District 26.

Roy White (D), Eufaula, District 27.

Ray Fine (D), Gore, District 28.

Perry Porter (D), Miami, District 30.

James A. Nevins (D), Okmulgee, District 32.

Frank Mahan (D), Fairfax, District 34.

Respectfully submitted,
J. WM. CORDELL, Secretary,
State Election Board.

Upon motion of Senator Rinehart, a Committee on Credentials, composed of Senators Leonard, Grim and Speck, was appointed, with instructions to make proper investigation and report as to the eligibility to membership of the newly elected members of the Senate for the Twenty-second Legislature.

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

The Senate reassembled, with the President presiding.

Senator Leonard, on behalf of the Credentials Committee, submitted the following report which was adopted upon his motion:

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:

A. E. Anderson (D), Elk City, District 2.

Henry W. Worthington (D), Mangum, District 4.

Carl Max Cook (D), Clinton, District 6.

Floyd E. Carrier (R), Carrier, District 8.

J. Val Connell (D), Perry, District 10.

Louis H. Ritzhaupt (D), Guthrie, District 12.

Oliver C. Walker (D), Dale, District 13.

John H. Jarman, Jr. (D), Oklahoma City, District 14.

Don Baldwin (D), Anadarko, District 15.

Roy C. Boecher (D), Kingfisher, District 16.

Bill Logan (D), Lawton, District 17.

Joe B. Thompson (D), Ardmore, District 18.

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Paul Ballinger (D), Holdenville, District 22.

Leroy McClendon (D), Idabel, District 24.

Raymond Gary (D), Madill, District 26.

Roy White (D), Eufaula, District 27.

Ray Fine (D), Gore, District 28.

Perry Porter (D), Miami, District 30.

James A. Nevins (D), Okmulgee, District 32.

Frank Mahan (D), Fairfax, District 34.

Respectfully submitted,
LEONARD, Chairman.

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

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Connell, Fine, Gary, Hope, Jarman, Logan, McClendon, Mahan, Nevins, Porter, Ritzhaupt, Thompson, Walker, White, Worthington.—21.

Absent: Cook.—1.

The newly elected and qualified members of the Senate, who were present, came before the desk of the President, where the official oaths of office were administered to them by Judge Bert B. Barefoot, Presiding Judge of the Criminal Court of Appeals of the State of Oklahoma.

The roll was ordered called of the entire membership of the Senate of the Twenty-second Legislature, which resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Absent: Cook.—1.

The President declared a quorum of the Senate of the Twenty-second Legislature present.

Prayer was offered by Reverend J. W. Trevette, Retired Methodist Minister of Oklahoma City.

Pursuant to the action of the Democratic Caucus, held in the Wilson Room, Skirvin Hotel, on November 22, 1948, the matter of the election of officers of the Senate was next considered.

Senator Lowery moved that Senator Bill Logan be elected President Pro Tempore of the Senate of the 22nd Legislature, as provided under Section 28, Article 5, of the Oklahoma Constitution.

Upon motion of Senator Anderson, nominations for the office of President Pro Tempore ceased.

The vote occurring on the Lowery motion, it was declared adopted upon a roll call as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused from voting: Logan.—1.

Absent: Cook.—1.

The President declared Senator Bill Logan elected President Pro Tempore of the Senate of the 22nd Legislature.

Senator Rinehart moved that a Committee of 3 be appointed to escort Senator Logan to the desk of the President, which motion was adopted and the President appointed as such Committee Senators Cobb, Binns and Gooldy.

Senators Cobb, Binns and Gooldy escorted Senator Logan to the President's desk where he accepted his election by the Senate to the office of President Pro Tempore and expressed deep appreciation for the honor and confidence reflected by his election.

Senator Rinehart 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, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Not Voting: Binns.—1.

Absent: Cook.—1.

The President declared J. Wm. Cordell elected Secretary of the Senate of the 22nd Legislature.

Senator Rinehart moved that Miss W. E. Shipley be elected Journal Clerk of the Senate of the 22nd Legislature, which motion was adopted.

The President declared Miss W. E. Shipley elected Journal Clerk of the Senate of the 22nd Legislature.

Senator Rinehart moved that F. M. Brandon be elected Sergeant-at-Arms of the Senate of the 22nd Legislature, which motion was adopted.

The President declared F. M. Brandon elected Sergeant-at-Arms of the Senate of the 22nd Legislature.

Senator Rinehart moved that a Committee of 3 members be appointed on seat arrangement of the Senate, according to Rules of the Senate, which motion prevailed, the President appointing Senators Anderson, Worthington and Seaman.

Senator Rinehart moved that a Committee of 4 members be appointed to advise the Honorable Roy J. Turner, The Governor of the State of Oklahoma, that the Senate is organized and ready to transact business which may come before it, which motion prevailed, the President appointing Senators Lowery, Carrier, Connell and Dacus.

Senator Rinehart moved that a Committee of 5 members be appointed to notify the Honorable House of Representatives that the Senate is organized and ready to transact business which may come before it, which motion prevailed, the President appointing Senators Nance, Emery, Jarman, Walker and Baldwin, as such Committee.

Senator Rinehart moved that a Committee of 5 members be appointed to confer with a like Committee from the Honorable House, in arranging for a Joint Session of the 22nd Legislature, which motion prevailed, the President appointing as such Committee Senators Gary, White, Ballinger, Cartwright and Jelks.

Senator Rinehart moved that a Committee of 5 members be appointed for the purpose of allocating office space to the members of the Senate, which motion prevailed, the President appointing as such Committee Senators Ritzhaupt, Boecher, Cowden, Thompson and Hope.

Senator Rinehart moved that a Committee on Rules and Committees, numbering 9 members, be appointed, which motion prevailed, the President appointing Senators Gary, Lowery, Porter, Nance, Fine, Leonard, Counts, Gooldy and Anderson.

Senator Rinehart moved that a Committee on Mileage of 4 members be appointed, which motion prevailed, the President appointing as such Committee Senators Counts, Medlock, Rogers and McClendon.

Senator Rinehart moved that the Auditor of the Senate be authorized to purchase Postage, in the amount of $15.00 for himself, the President and each member of the Senate, which motion prevailed.

Senator Rinehart moved that a Committee on Employment and Printing, consisting of Senators Emery, Jelks, Dacus, Binns and Thompson, be appointed, which motion prevailed.

Upon motion of Senator Rinehart, the Senate was declared at ease.

The Senate reassembled, with its President presiding.

Senator Nance, 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, advising that the Honorable House was yet busy in its organization work and that some delay would be caused in the proceed-

ings between the two Houses, following which the Committee was discharged.

Senator Lowery, on behalf of the Committee appointed to notify the Governor that the Senate is organized and ready to transact business, reported the duty performed, following which the Committee was discharged.

The Senate was declared at ease.

The Senate reassembled, with the President presiding.

A Committee from the Honorable House, composed of Representatives Hert, Langley (Muskogee) and Allen was received, which advised that the Honorable House was organized and ready to transact business.

A Committee from the Honorable House, composed of Representatives Box, Black and Munson was received, which advised it had been appointed to confer with a like Committee for the purpose of arranging for a Joint Session of the 22nd Legislature.

Senator Gary, on behalf of the Committee appointed to confer with a like Committee from the Honorable House, in the arranging for a Joint Session, reported the Committees had met and the House awaits the arrival of the Senate for said Joint Session, following which the Committee was discharged.

Upon motion of Senator Rinehart, the Senate went in a Body to the House Chamber for the purpose of a Joint Session of the 22nd Legislature.

JOINT SESSION

The Senate and House of Representatives of the 22nd Legislature, in Joint Session assembled, was called to order by Lieutenant Governor James E. Berry, President of the Senate.

Upon motion of Senator Rinehart, the attendance roll call of the Senate was declared its roll call in Joint Session, as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Absent: Cook.—1.

Upon motion of Representative Smalley, the attendance roll call of the Honorable House was declared its roll call in Joint Session, as follows:

Ayes: Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pitt.), Brown (Pott.), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Musk.), Larason, Lindley, Long, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Okla.), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Okla.), Welch, Williams, Wolfe, Mr. Speaker.—114.

Excused: McCarty.—1.

The President of the Senate declared a quorum of the 22nd Legislature present, in Joint Session assembled.

Upon motion of Senator Rinehart the Permanent Joint Rules of the 21st

Legislature were ordered the temporary Joint Rules of the 22nd Legislature.

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

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 2, 1948, 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.

Senator Rinehart moved that the Speaker of the House of Representatives proceed, as provided by the Oklahoma Constitution, with the opening of the returns of the General Election, held November 2, 1948, as certified to him by the State Election Board and make proper declarations as to each State Office in the presence of a majority of the Joint Session of the 22nd Legislature, which motion prevailed.

RESOLUTION

The following Resolution of the State Election Board was read:

RESOLUTION

WHEREAS, On November 3, 1948, at the hour of 2:30 o'clock, p. 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 2, 1948, and proceeded with the canvassing of such returns and continued in session and in the canvassing of such returns until and including November 6, 1948, 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 13th day of November, 1948.

STATE ELECTION BOARD:
Geo. D. Key, Chairman.
Frank Midgley, Vice-Chairman.

(SEAL)

ATTEST:
J. Wm. Cordell, Secretary.

Whereupon, the Speaker of the Honorable House proceeded to make proper declarations, as follows:

FOR CORPORATION COMMISSIONER:

Reford Bond,
Dem., Oklahoma City ----------465,738

John C. Burns,
Rep., Oklahoma City ----------211,693

The Speaker declared Reford Bond had received a majority of the votes cast for the office of Corporation Commissioner and duly elected to said office.

FOR JUDGE OF THE CRIMINAL COURT OF APPEALS—

Southern District:

Bert B. Barefoot,
Dem., Oklahoma City ----------454,952

Paul F. Cooper,
Rep., Shawnee ----------207,971

The Speaker declared Bert B. Barefoot had received a majority of the votes cast for the office of Judge of the Criminal Court of Appeals—Southern District and duly elected to said office.

FOR JUSTICE OF THE SUPREME COURT—District No. 1:

N. B. Johnson,
Dem., Claremore ----------450,690

L. L. Roberts,
Rep., Vinita ----------207,399

The Speaker declared N. B. Johnson had received a majority of the votes cast for the office of Justice of the Supreme Court—District No. 1 and duly elected to said office.

FOR JUSTICE OF THE SUPREME COURT—District No. 5 (Unexpired Term):

John E. Luttrell,
Dem., Oklahoma City ----------450,158

The Speaker declared John E. Luttrell had received a majority of the votes cast for the office of Justice of the Supreme Court—District No. 5 (Unexpired Term) and duly elected to said office.

FOR JUSTICE OF THE SUPREME COURT—District No. 6:

Harry L. S. Halley,
Dem., Tulsa ----------446,697

Leslie W. Lisle,
Rep., Tulsa ----------205,847

The Speaker declared Harry L. S. Halley had received a majority of the votes cast for the office of Justice of the Supreme Court—District No. 6 and duly elected to said office.

FOR JUSTICE OF THE SUPREME COURT—District No. 9:

Cecil Talmage O'Neal,
Rep., Lawton ----------205,920

The Speaker declared Cecil Talmage O'Neal had received a majority of the votes cast for the office of Justice of the Supreme Court—District No. 9 and duly elected to said office.

Senator Rinehart moved that the President appoint a Committee of 5 on behalf of the Senate and the Speaker appoint a Committee of 5 on behalf of the Honorable House to immediately notify the Governor of the State of Oklahoma that the 22nd Legislature, in Joint Session assembled, is ready to receive him and hear his Message, which motion prevailed, the President appointing Senators Mahan, Nevins, Porter, Fine and Waller and the Speaker appointing Representatives McColgin, Trent, Williams, Burkhart and Wolfe.

The Joint Session was declared at ease.

The Joint Session was called to order by the President of the Senate.

The Joint Committee, appointed to notify the Governor of the State of Oklahoma that the 22nd Legislature, in Joint Session assembled, ready to receive him and hear his Message, reported the duty performed and escorted Governor Roy J. Turner to the Speaker's desk, where he was introduced to the Joint Session by the President of the Senate.

Governor Roy J. Turner proceeded

with the reading of his prepared Message, which, upon motion of Representative Smalley, was ordered incorporated in the two Journals.

Upon motion of Senator Rinehart, the Joint Session was ordered dissolved.

The Senate, in its Chamber, was called to order by its President.

Senator Cook asked to be recorded present, which was the order.

Upon motion of Senator Rinehart, the Message of the Governor delivered in Joint Session was ordered incorporated herein and was as follows:

Mr. Lieutenant Governor,
Mr. President of the Senate,
Mr. Speaker of the House of Representatives and
Members of the Joint Sessions:

The program enacted by our Twenty-first Legislature has been widely acclaimed as one of the best and most constructive in the history of our state. This praise is well deserved, and to the members of our Twenty-first Legislature, who are here today, I wish to extend my warmest and most sincere commendation. You did the work, and to you belongs the credit.

I believe that the people of our state have definitely shown that they have growing confidence in their legislators.

By making it possible for you to serve without great financial sacrifice, our people have shown the same sympathy in your problems that you have shown in theirs.

I believe that their confidence and their sympathy has been based largely upon the constructive approach our recent legislatures have made to Oklahoma's governmental problems.

I am confident that every member of our Twenty-second Legislature is intent upon performing a genuine public service—the kind of public service that will be worthy of the confidence our people have reposed in you—not only by reason of your election, but also by reason of the new and greater value that they have placed upon your service.

I am here today to perform my constitutional duty of placing before you my recommendations for a governmental program for the next two years.

As I did while I was a candidate for office, and as I did in my message to our legislature two years ago, I wish to make full acknowledgment of your law-given right to approve, revise, or reject whatever recommendations I shall make.

Certainly I shall recommend only those things, which I sincerely believe will redound to the benefit of our state. Whatever I recommend will transcend purely partisan, political, district or sectional lines. I have always held—and I still hold—that we cannot make progress by counties or districts. Either we make progress as a state, or we do not make progress at all.

And now, before going into the discussion of our problems, I want to add that during the last two years I have enjoyed—and I have been very grateful for—a warm and cordial relationship with the members of our Twenty-first Legislature.

I wish to establish and maintain that kind of relationship with the members of our Twenty-second Legislature. The problems of the people in your districts are my problems, just as they are yours, and I shall welcome every opportunity to work with you in solving them.

TAX POLICIES

The legislative session which is opening today may well bear with greater import upon Oklahoma's future than any session we have ever had. I see this session as a cross-roads session. Either we shall yield to the mounting pressure for greatly expanded governmental services—a course, which would be marked by skyrocketing taxes—or we shall do

our utmost to steer a middle course, providing essential services with what resources we have at hand, without destroying the equilibrium of our state tax structure.

We are well aware of the fact that our budget requests far exceed our revenue. Budget requests show that we could use $30,000,000 more than we shall have in providing desirable governmental services. However, I do not believe that this legislature desires to take the responsibility for placing upon the people of our state the additional tax burden necessary to finance all requests for appropriations.

And there is another very important factor which should be considered in the establishment of our state tax policy for the next two years. That factor involves the preservation of the confidence of out-of-state investors, who will be watching this legislature to see whether tax reforms adopted in the past are here to stay, or whether Oklahoma will revert to a tax system, which is punitive to business and industry.

The worth of the legislation enacted two years ago is reflected in the business gains we have made during the last two years.

For example, in the face of a 10 percent national decline in the number of corporations chartered during that period, Oklahoma has made a gain of 10 percent.

We have obtained new industries, and our home industries—instead of moving to other states—are now expanding. Since 1946, Oklahoma's manufacturing payroll has increased from $130,000,000 to $175,000,000, and by no means is all of this attributable to higher wages. During this period, Oklahoma has added approximately 13,000 employees to our manufacturing and processing payrolls. Meanwhile, our taxable valuation on new properties has increased $20,000,000.

But, among many potential out-of-state investors—a definite air of skepticism remains. We can dispel this skepticism only by maintaining policies designed to produce a tax climate favorable to business and industry.

I feel that if we can finance our governmental operations during the next two years without resorting to large tax increases or to heavy new taxes, we shall not only have rendered a great service to the people of Oklahoma, but we shall also have placed our state in a position, which will merit the full confidence of potential investors.

In considering policies, which would improve our financial position, we should keep two objectives in mind:

First, we should strive for a general tightening of our existing tax laws to provide for their more efficient application.

Second, we should avoid, as much as possible, the creation of new boards and commissions, which add to the cost of government, from the tax dollar.

Under our present tax structure we shall have approximately $10,000,000 a year more to appropriate during the coming biennium than we had during the last two years. Because of governmental services, which have already been expanded—(in some instances by the vote of the people)—this additional revenue will not be sufficient to enable us to meet all potential requirements.

BUILDINGS

As a matter of policy, I believe that we should defer as much new construction as possible, making provisions only for buildings, which are essential to our emergency needs.

We cannot finance, or justify, in my opinion, a huge construction program during this period of extremely high building costs.

But we are facing what can accurately be described as a critical situation which has been brought about by deferred maintenance of our present buildings. A

great deal of this maintenance has been deferred since 1932, and this legislature will have my full support in devising a practical means of financing a program for the modernization and renovation of our present plants. High building costs will be reflected in this program, but I believe that the program is justified on the basis of its emergency character, plus the fact that such a program would provide greatly needed space at our various institutions and reduced maintenance costs thereafter.

COMMON SCHOOLS

Our two major financing problems involve state school aid and highways. We are well aware of both the demand, and the justification, for better financing of these two branches of government. In my opinion, if the wisest and fairest solution of these problems is to be affected, they should be considered together.

There is one most important factor, which makes the immediate consideration of school financing inadvisable. I am referring to the possibility—and the probability—of federal school aid. At this time, we do not know what form a federal school aid bill would take. However, we have good reason to believe that in writing a federal school aid bill, the Congress will take adequate precautions to prevent the states from shifting any of their school obligations to the national government.

If there is to be federal aid for schools, we shall want Oklahoma to be in a position to qualify for it. By writing a school aid bill before the Congress acts, we would be risking the possibility of placing ourselves at cross-purposes with national legislation. This is a risk we should not take.

The Council of State Governments, of which Oklahoma is a member, has advised us that 44 state legislatures will be in session during 1949.

Each of these legislatures will be facing the same problem, which now confronts us. Congressional delegations of each of these states will be fully advised of the urgency attached to federal action on school aid.

In view of this, we have reason to believe that the Congress will place this matter high enough on its agenda to make its disposition a matter of information for all state legislatures in session. I therefore recommend that action on our school aid bill be deferred for a reasonable time to avoid the possibility of placing our state in a position, which would make it difficult—or even impossible—to qualify for federal aid. I further recommend that—as one of its first acts—this legislature memorialize Congress for early action on this matter.

Meanwhile, I suggest that other matters pertaining to public education be considered. And we must not lose sight of the fact, that the primary responsibility for support of common schools rests with our local communities.

Property assessments have been raised, but are still below what they must be, if we are to have adequate local school support. The state cannot continue to pay an ever-increasing proportion of school expense, which should be met from local sources.

I urge a continuation of the reorganization plan, which was started by our Twenty-first Legislature. I also ask that this legislature make provision for the correction of minor flaws which have developed in this plan. I ask your consideration of a proposal to establish larger school administrative units. This can be accomplished by making the transportation area the administrative unit for schools. But in establishing larger units we must see that unit-wide representation is provided.

We should revise and codify our laws relating to common school education in order to provide greater efficiency in the control, administration, and supervision of public education.

The revolving fund established by our last legislature for centralized purchasing of transportation equipment has resulted in a savings of approximately $1,000 per bus. Without increasing this revolving fund, I recommend that our State Board of Education be given legal authorization to act as agent for schools, which desire to purchase transportation equipment on a cash basis.

We should continue the development of our facilities for vocational training by making it available to more boys and girls adapted to such training, especially in the fields of agriculture, home economics and trades and industries.

Training in trades and industries will grow in importance as the industrialization of our state continues.

I also wish to place strong emphasis on training in agriculture and home economics. Our 4-H and FFA organizations have made splendid records in national and international competition.

Yet, only 20 percent of those eligible are receiving 4-H and FFA training. Gradual expansion of this program would be a great boon to Oklahoma's future agricultural economy.

TEACHERS' SALARIES

It is imperative that further increases in teachers' salaries be granted. In this matter, I shall favor the most liberal treatment possible consistent with a balanced state budget.

In considering new rates of pay for teachers, we should also consider raising teaching standards throughout the state.

I recommend that authority, power, and direction be given the State Board of Education (subject to judicial appeal) to set up and enforce proper and fitting standards of qualification for all teachers and administrators.

I also recommend that we establish a system through which our teachers will profit by staying on their respective jobs, rather than by transferring from district to district from year to year.

Experience and ability should be definite factors in every teacher's progress toward higher pay brackets, and, in revising our pay scales, we should definitely recognize the value of successful experience.

I further recommend serious planning toward establishment of a twelve-month pay plan for all teachers.

TEXTBOOKS

In the general election of 1946, our people approved the establishment of a free textbook program.

Our last legislature appropriated the sum of $500,000, which enabled us to make a small start toward vitalization of the free textbook amendment.

I recommend the further vitalization of the amendment by financing new textbook adoptions to the full extent consistent with funds available.

HIGHER EDUCATION

Our institutions of higher education continue to do excellent work in their field. Although I do not believe that this legislature can meet their budget requests—especially as they pertain to new buildings—I wish to urge that the treatment accorded them be as liberal as our state law requiring a balanced budget will permit.

The cost of higher education is increasing rapidly. In view of this, I ask this legislature to give full consideration to Oklahoma's participation in regional education.

This plan offers economical means through which, in the future, Oklahoma students will have access to educational facilities in many fields which are not now available.

There is no question that our medical school stands in need of expanded facilities—facilities for which it will be difficult to pay. It is my recommenda-

tion that we explore all avenues of revenue, which our university hospital can provide for itself. I am advised that other states have made far greater progress in this field than has Oklahoma.

Since the Twenty-first legislature convened, Langston University has become an accredited institution and further improvements at that institution are desirable. I recommend that this legislature make provision for the establishment of a school at Langston University qualified to award Master Degrees, in education.

This can be accomplished by providing for the continuation of Langston's $20,000 library appropriation, which is now in effect, and with the expenditure of $25,000 a year for additional instructors in graduate work.

Inasmuch as many of our Negro citizens are qualified for—and desire—graduate work leading to M.A. degrees in education, this opportunity for their convenience and advancement should be provided.

HIGHWAYS

Our highway department has made a commendable record during the last two years. The impact of our highway improvements has been felt in every county of our state.

A summary of highway department work on roads on the state highway system—exclusive of farm-to-market roads—from January, 1947, through November, 1948, shows that 755 miles of new highways were completed, while an additional 239 miles is under construction.

These projects involved the construction of 191 bridges, of which 134 are completed and 57 are under construction.

In addition to this, reconstruction and special maintenance work on 3,991 miles of highways was completed, while special maintenance work on 993 miles is under way.

The total cost of these projects, including new construction and special maintenance, completed and under way, will be nearly $42,600,000. This figure does not include routine maintenance, on which an additional sum of $7,820,000 has been expended.

I wish to discriminate between special maintenance and routine maintenance. Special maintenance is designed to raise the standard of a road by reconstruction or replacement in kind. Routine maintenance is designed only to restore a road to a useable condition.

Our farm-to-market program has resulted in the completion of 1,152 miles of roads, costing $8,708,000. Projects under construction cover 307 miles, costing more than $2,800,000. There have been 149 bridges built on farm-to-market roads, and 42 more are under construction. Our farm-to-market projects, therefore, have aggregated 1,459 miles of roads, costing more than $11,500,000.

In addition to this, contract lettings in December, and as of today, provide for 72 miles of roads and 16 bridges on the state highway system costing more than $2,200,000 plus 191 miles of farm-to-market roads with 40 bridges, costing more than $1,870,000.

Our farm-to-market program has made good progress as a result of finances provided by the ear-marking of one cent of our gasoline tax for farm-to-market roads.

I am advised that approximately one-third of our counties have made excellent progress, that approximately one-third of them have made fair progress, and that approximately one-third of them have made unsatisfactory progress due to slowness in submitting projects to the Highway Department.

This essential program should be expedited. I feel that it can be by eliminating the three-district road system,

which now exists in each of our counties.

Economies to be achieved under a single county road building district are highly desirable and should result in a more productive road dollar. I favor the adoption of this plan together with an increase of one-half cent per gallon in our gasoline tax, the additional tax to be ear-marked for the construction of county roads on school routes and mail routes.

Inasmuch as this money would be used exclusively for rural roads, I further recommend that no agricultural exemptions be allowed on this tax.

We are aware of Oklahoma's precarious position in regard to federal aid as it pertains to diversion of our road user taxes. I ask this legislature to establish Oklahoma in a position, which will guard us against the loss of federal road aid as a result of diversion of road user revenue.

This can be done at the present time by ending the diversion of automobile and farm truck license revenues from highway uses.

I propose that these revenues be placed in our general fund, and that an appropriation equal thereto be made from the general fund surplus for use in highway construction and maintenance.

I would urge that this money be ear-marked directly for highway department use, except for the fact that, if we were to approach the problem in this way, we would deprive our highway department of the use of funds from this source until March, 1950. This we cannot afford to do.

Automobile and farm truck license revenues are now ear-marked for common schools. In depriving our schools of this money as a means of ending diversion, it is imperative that a like sum be restored to the schools in full through a general fund appropriation, and I recommend that this appropriation be apportioned to counties on the same basis as that used in the apportionment of the tag money in the past.

And I wish to make it clear that in appropriating such a sum from our general fund for schools, we are not justified in assuming that we have granted any increase in state school aid.

At this time, $14,000,000 in primary road construction is programmed for 1949. This $14,000,000 uses all federal aid for primary purposes available for 1949.

By adding an appropriation equal to tag licenses we would have a total of approximately $20,000,000 in 1949, and not to exceed $15,000,000 in 1950, for both primary federal aid and state aid construction.

All primary type roads now being built are 24 feet wide. Of necessity they must be from four to six feet wider than roads built a few years ago. They also are of better design. Labor and material costs have increased sharply. All of these factors contribute to the fact that roads being built now cost approximately twice as much as roads built in 1942. Even so, our road costs are below the national average.

It is evident, therefore, that the present outlook for a road program is not encouraging. Yet, the demand and need for highways is so great that I do not believe we are justified in cutting our program very far below that which has been carried out during the last two years.

The construction of a toll turnpike, approximately 100 miles in length, again will be before our legislature.

At this time, a survey of this project is under way, and I shall have no recommendations to make until the results of the survey are available. However, I would like to leave this thought with the members of this legislature: if the turnpike is not built, we will be under the necessity of making very extensive

improvements in the existing free road serving this territory. Funds for such improvements are not now available.

Such improvements would require a very large sum of money, much of which otherwise would be available for use in other highway construction.

MENTAL HOSPITALS

Liberal appropriations were made by our last legislature for our mental hospitals. Although these appropriations enabled us to make some improvements, our facilities and service in this field are far from adequate. Members of this legislature, who have visited these institutions, will vouch for this statement.

Most of the unfavorable conditions in our mental hospitals are the result of outmoded buildings, over-crowded buildings, and shortage of personnel. I feel that if we are to have an emergency building program and a building modernization program, these institutions—together with our state orphanage at Pryor—should have first call upon any funds made available for the purpose.

In some instances, our shortage of personnel is being caused by our lack of housing facilities for employees. I believe that this legislature should make a thorough study of conditions at our mental hospitals and should take such steps as may be necessary to remedy these conditions.

The administration of the mental health law enacted by our last legislature has revealed that some minor phases of the law, should be revised. This observation certainly is not to be construed as a reflection upon the work of our last legislature. Its handling of this highly technical matter has won the deserved praise of the National Committee on Mental Hygiene. Nevertheless, few laws have been written which could not be improved upon, and I am requesting attention to our mental health law on this basis.

PUBLIC WELFARE

Oklahoma is doing a tremendous job in the field of public welfare. This program is costing both the federal and state governments a great deal of money. However, our public welfare program has been greatly liberalized without an increase in state taxes.

Our Department of Public Welfare still depends upon our state sales tax for revenue, which is matched by federal funds. Sales tax collections have soared, and this, together with additional federal aid, has enabled us to increase our average old age assistance payments from $42.18 to $51.69 per month, since our last legislative session. The maximum payment now is set at $58 per month as compared with $45 per month two years ago.

Aid to the Blind and to Dependent Children also has been increased. Indications are that the increased payments to the aged, the blind and dependent children all can be maintained as long as sales tax collections continue at their present level and as long as assistance rolls are stabilized. I feel that it is also notable that Oklahoma's ratio of administrative cost is the second lowest in the nation.

A few months ago, Oklahoma was in danger of losing federal aid in its public welfare program because case reviews were nearly 20 percent delinquent. I have been advised that this delinquency has recently been cut to less than 3 percent.

There is a segment of our population, not eligible for old age assistance, but unable to work because of illness or other physical handicap. The maximum assistance these people can receive from the state is set at $14 per month. I believe that this maximum should be increased, but that there should be rigid supervision of this service.

Another phase of state welfare service involves our adoption laws. I ask

that this legislature consider and act upon a report soon to be made by our Children's Code Commission.

I wish to take this opportunity to publicly commend the members of our Children's Code Commission for the work they have done in this field without recourse to a state appropriation.

Oklahoma's high ratio of children receiving state aid is due largely to our laxness in permitting fathers to escape the responsibility for the support of their children. A general tightening of our child abandonment laws with provision for enforcement should have a place on the agenda of this legislature.

PUBLIC SAFETY

The use of Oklahoma's public streets and highways has become fatal to 500 persons annually. Many hundreds more are being injured. Property losses caused by traffic accidents are tremendous.

Public education and law enforcement are needed in any program designed to reduce our traffic fatalities, injuries, and losses. I recommend the enlargement of our state highway patrol to provide better traffic law enforcement. I propose that this expansion be financed by an increase in our drivers' license fee to whatever extent is deemed necessary by this legislature. I also ask that the recommendations of our state Safety Council and of our recent Governor's Safety Conference receive your careful study and appropriate action.

AGRICULTURE

The improvement of our schools, our farm-to-market roads, and improved vocational training in agriculture, will be of definite benefit to our farmers, but I have another proposal, affecting agriculture, which I shall ask this legislature to consider.

This proposal calls for providing a vehicle for substantial expansion of our agricultural research program on a self-sustaining basis.

I shall not go into the details of this plan because they are complex and a description of them would require a great deal of time. I shall say, however, that many of our producers already have requested such a program and have indicated their willingness to pay for it on an equitable basis.

Our agricultural experiment stations are equipped to handle the extra work and can apply additional funds directly to research in products supporting the program. Several states have successful laws, providing for agricultural research and we shall have this legislation as a guide in our consideration of the ways and means of accomplishing the result desired in Oklahoma.

CONSERVATION

Conservation of our natural resources —soil, forests, water, minerals and wildlife—is of prime importance to Oklahoma. We now hold a high place among all the states in soil conservation. We have become known as the pace-setting leader in the conservation of oil and gas.

The federal government is now spending more than $30,000,000 a year on the development of soil and water conservation in Oklahoma. This program includes flood control, irrigation, industrial and municipal water, hydro-electric power, recreation and navigation.

Our Grand River Dam Authority has undertaken a huge expansion, involving the production of additional hydro-electric power, which will prove to be of great benefit to our rural electrification program, and in obtaining new industries.

I ask that this legislature be alert to —and act favorably on—all practical proposals, through which our overall conservation program can be improved.

VETERANS

Representatives of our veterans' organizations wrote a splendid veterans' program, which was enacted by our last legislature.

Representatives of these organizations again have prepared a legislative program, and it is my recommendation that we again comply with their requests to the full extent of our ability.

INSURANCE

Certain proposals involving modifications of our Workmen's Compensation Insurance law will come before this legislature.

I ask that you consider these proposals in a double light—first how they can be made effective without working any injustice on Oklahoma labor; and second, how they can be made so that they will contribute to our general effort toward obtaining new industry.

PENAL INSTITUTIONS

In regard to our penal institutions, I ask that you give full consideration to a report made by a special prison committee authorized by the legislature.

This report is designed to help us develop a better prison system, a highly desirable objective.

I also ask that some study be given to making it possible for our state penal institutions to sell more prison made goods to state institutions. I recommend this as a needed economy measure.

Additional and better qualified supervisors of prison industries are needed to assure better prison made products.

I wish to invite our legislature's attention specifically to the further improvement of our parole system, which I believe can be achieved by providing probation or parole officers for all appropriate courts. This service as recommended would be self-financing from criminal fines.

PARKS AND ADVERTISING

I ask this legislature to provide for a continuous program of development at our state parks. I also request that our industrial advertising program be continued.

PURCHASING

I favor a general tightening of our state purchasing methods. I do not wish to refer to this as centralization of state purchasing because no state ever has achieved complete centralization.

I believe that any such plan should be modified to fit Oklahoma's specific needs. I recommend that this legislature provide a greatly improved purchasing system under the State Board of Affairs—a system designed to provide the efficiency and the savings found in good private purchasing methods. The program will require good buyers, good specification writers, inspectors, and testing laboratory facilities. I do not favor disturbing our state departments, which have established sound purchasing methods.

LEGISLATIVE COUNCIL

A great deal of fact-finding work has been done by our legislative council and by the special committees authorized by the legislature. Research and reports on many phases of state government have been compiled and are available for the information and the use of every member of the legislature.

This work should prove to be of great value and assistance to you in your deliberations. Members of our legislature, who served on the council and on the special committees, as well as to a very large number of private citizens, who gave their time to this work, are to be most highly commended.

Now, in presenting these matters to you, it has been my purpose to suggest only what I consider to be some of the

most pressing phases of our legislative program. There are other matters, which will require your consideration, and I shall deem it my duty to place them before you from time to time.

With so much work at hand, it is obvious that we must immediately establish unity of purpose and action, if we are to have a progressive and productive session.

I believe that this legislature will receive more public attention than any other. This is a wholesome situation, and I shall do my utmost to encourage it. During the last two years, the newspapers, which publish my weekly newsletter have increased from 144 to 177.

During the same period of time, radio stations, which broadcast my regular state program, have increased from 14 to 33, and there is a possibility that this number will show further increase during the next few weeks. I shall continue to use these media regularly to acquaint our people with the immensity of the problems, which now confront our state government, and with the progress we are making toward solving these problems.

Meanwhile, I wish to repeat, in substance, something I said in addressing our legislature two years ago.

It is this: Each and every member of our legislature will have my full and complete cooperation in every effort to write a program, which will be of benefit to our state, and which will stand as a credit to this legislature.

There will be no formality or protocol in the Governor's office. We shall be far too busy for that. Formality and protocol are not conducive to teamwork, and teamwork is what we wish to achieve.

I shall need your counsel and advice, and I shall extend to you any and all assistance, which is within my power to give. All of us are here with a single purpose, and that is to be of maximum service to the people of Oklahoma. Working together, I know that we can —and I know that we will—achieve this purpose.

Upon motion of Senator Ritzhaupt 200 copies of the Governor's Message was ordered printed in booklet form.

The Regular Order of Business was called for and proceeded with.

Senator Gary submitted the following Report of the Committee on Rules and Committees:

COMMITTEE ON RULES AND COMMITTEES

Mr. President:

We, your Committee on Rules and Committees having had under consideration the preparation of the rules of the Senate for the Twenty-Second Session of the Legislature of the State of Oklahoma, beg leave to report that we have considered the same and recommend that the following rules be adopted as rules of Twenty-Second Legislative 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 Employment and Printing.

Respectfully submitted,
GARY, Chairman

ORDER OF BUSINESS

If, upon calling the roll, there be a quorum present business shall proceed within the following order:

(a) Prayer by the Chaplain.
(b) Introduction of guests.
(c) Reading and Correction of the Journal.
(d) Resolutions and Notices.
(e) Petitions and Memorials.
(f) Reports of Special Committees.
(g) Reports of Standing Committees.
(h) Introduction of Bills.

(i) Bills on Second Reading.

(j) Bills on Third Reading.

(k) Unfinished Business.

STANDING RULES

For Conducting Business of the State Senate of Oklahoma

COMMENCEMENT OF DAILY SESSIONS.

RULE 1. (a) The Presiding officer having taken the chair, and a quorum being present, the Journal of the preceding day shall be read, and any mistakes made in the entries corrected. When any motion shall be made to correct the same, it shall be deemed a privileged question, and shall be proceeded with until disposed of.

(U. S. Senate, III-1; Jefferson's Manual, Secs. VI, XLIX.)

(b) A quorum shall consist of a majority of the members elected to and constituting the Senate.

(U. S. Senate, III-2; Jefferson's Manual, Sec. VI.)

JOURNAL

RULE 2, (a) The proceedings of the Senate shall be briefly and accurately stated in the Journal. Messages of the Governor, Senate Resolutions and Memorials of the Legislature in full; titles of bills and resolutions, and such parts as shall be affected by proposed amendments; every vote and a brief statement of the contents of each petition or paper presented to the Senate shall be entered with the name of the Senator offering the same.

(U. S. Senate, LV; Jefferson's Manual, Sec. XLIX.)

(b) A printed copy of said journal made up from the daily Journals as approved by the Senate, shall be duly authenticated by the President Pro Tempore and the Secretary of the Senate as the permanent Journal of the Senate.

PRESIDENT'S PRIVILEGE

RULE 3. The President, or President Pro Tempore shall have the right to name a Senator to perform the duties of the chair, but such substitute shall not extend beyond the day; provided, that in the event no such substitute shall have been made, the Secretary of the Senate shall call the Senate to order, and before roll call, the Senate shall elect a member to serve as acting President during the day.

(U. S. Senate, 1-3; 1-4; Jefferson's Manual Sec. LX.)

RULE 4. The Committee on Rules and Committees shall be and constitute the Calendar Committee of the Senate; and it shall be its duty to supervise and arrange the daily calendar for the Senate.

ATTENDANCE OF MEMBERS

RULE 5. (a) No Senator shall absent himself from the Senate without leave.

(U. S. Senate, V-1; Jefferson's Manual, Sec. VII.)

(b) If, at any time during the daily sessions of the Senate, a question shall be raised by any Senator as to the presence of a quorum, the presiding officer shall forthwith direct the Secretary to call the roll and announce the result and these proceedings shall be without debate.

(U. S. Senate, V-2; Jefferson's Manual, Sec. VII.)

(c) Whenever upon such roll call it shall be ascertained that a quorum is not present, a majority of the Senators present may direct the Sergeant-at-Arms to request and, when necessary, to compel the attendance of the absent Senators, which order shall be determined without debate; and pending its execution, and until a quorum shall be present, no debate or motion except to adjourn shall be in order.

(U. S. Senate, V-3; Jefferson's Manual, Sec. VIII.)

RULE 6. The selection of seats of the membership of the majority Party in the Senate shall be made on the first day of each Session and shall be made by the choice of the membership in the following order:

First: The President Pro Tempore of the Senate.

Second: The Floor Leader.

Third: The Chairman of the Committee on Appropriations.

Fourth: The Chairman of the Committee on Revenue and Taxation.

Fifth: The other seats shall be selected by the members on the basis of their seniority and for those of equal seniority their service in the House of Representatives shall be considered as additional seniority. Otherwise those of equal seniority shall cast lots.

The members of the Minority Party of the Senate shall be seated under the direction of the Seating Committee.

CALL OF THE SENATE

RULE 7. (a) The Senate may operate under Call of the Senate upon a majority vote of the members present. The roll shall be called and the Sergeant-at-Arms directed to compel the attendance of absentees. No Senator shall be excused except by unanimous consent. While the Absentees are being notified to attend, the Senate shall have the power to proceed with the business of the Senate.

(b) After the Call of the Senate has been ordered, any Senator who having been thereafter recorded present and not having been excused by unanimous consent, shall be recorded as voting "No," on the Final Passage of any measure taken during the Call of the Senate, if such Senator fails to answer to roll call.

SPECIAL ORDERS

RULE 8. (a) Any subject, may, by a majority vote of the Senators elected to the body, be made a special order; and when the time fixed for its consideration arrives the presiding officer shall lay it before the Senate, and if it is not finally disposed of on that day shall take its place on the Calendar under the head of Special Orders in the order of time at which it was made special.

(U. S. Senate, XI; Jefferson's Manual, Secs. XVIII, XXXIII.)

(b) When two or more special orders have been made for the same time, they shall have precedence according to the orders in which they were severally assigned, and that order shall be changed only by order of the Senate. All motions to change such order, or to proceed to the consideration of other business, shall be decided without debate.

(U. S. Senate, X-2; Jefferson's Manual, Secs. XVIII, XXXIII.)

OBJECTION TO READING PAPER

RULE 9. When the reading of a paper is called for, and the same is objected to by any Senator, it shall be determined by a vote of the Senate without debate.

(U. S. Senate, XI; Jefferson's Manual, Sec. XXXII.)

DEBATE

RULE 10. When a Senator desires to speak he shall rise in his place and address the presiding officer, and shall not proceed until he is recognized, and the presiding officer shall recognize the Senator who shall first address him. No Senator shall interrupt another Senator in debate without his consent, and to obtain such consent he shall first address the presiding officer, and no Senator shall speak more than once upon any question in debate until every Senator desiring to speak shall be heard; nor more than twice upon the subject without leave of the Senate, except a motion to amend or substitute be made, and then he may speak once to such

amendment or substitute; provided, that no Senator shall consume more than twenty minutes without the unanimous consent of the Senate.

(a) Provided, when considering bills on general order no Senator shall consume more than ten minutes without the unanimous consent of the Senate.

(b) Motions relating to adjournment, to take a recess, to proceed to the consideration of executive business, to lay on the table, to suspend the rules, to advance to engrossment and third reading shall be decided without debate.

(c) No Senator in debate shall, directly or indirectly by any form or word impute to another Senator or to other Senators, any conduct or motive unworthy or unbecoming a Senator.

(U. S. Senate, XIX-2; Jefferson's Manual, Sec. XVII.)

(d) If any Senator, in speaking or otherwise, transgress the rules of the Senate, the presiding officer shall, or any Senator may, call him to order; and when a Senator shall be called to order he shall sit down and shall not proceed except in order.

(U. S. Senate, XIX-4; Jefferson's Manual, Sec. XVII.)

(e) If a Senator be called to order for words spoken in debate, upon the demand of the Senator or any other Senator, the objectionable words shall be taken down in writing, and read at the table for the information of the Senate.

(U. S. Senate, XIX-5; Jefferson's Manual, Sec. XVII.)

DEBATES IN THE COMMITTEE OF THE WHOLE

RULE 11. Debates in the Committee of the Whole shall be limited to five (5) minutes on any one motion or subject, by any member of the Senate, and no Senator shall speak more than once upon any question, except the proposer of the motion or amendment, who shall have the right to open and close.

RECONSIDERATION

RULE 12. (a) A motion to reconsider any vote must be made on the same day on which the vote proposed to be reconsidered was taken, or on the legislative day succeeding. A motion to reconsider must be made by a Senator who voted in the majority, except to reconsider a vote on the final passage of a proposed bill or resolution which shall be privileged to any Senator. Consideration of such motion shall not be had on the same day, except by unanimous consent; except in the case of reconsideration of the adoption or rejection of an amendment to, or a section of, a bill under consideration, which may be had at any time before advancement of such measure. Provided, that any motion to reconsider if made during the last six days of the session shall be disposed of when made, Such motion may be made under any order of business in which the vote proposed to be reconsidered occurred. When a motion of reconsideration is decided, that decision shall not be reconsidered; and no question shall be twice considered upon any of the following motions:

(1) To adjourn.

(2) To lay on the Table.

(3) To take from the Table, or

(4) Previous Question.

(U. S. Senate, XIII-1; Jefferson's Manual, Sec. XLIII.)

(b) Every motion to reconsider shall be decided by majority vote and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion; provided, that a motion to reconsider the final vote upon a bill or joint resolution passed shall be decided by a majority of the total membership elected to and constituting the Senate. If the Senate refuses to reconsider or if upon reconsideration shall affirm the first de-

cision, no further consideration shall be in order, except by unanimous consent.

(c) When it is the desire of the Senate to reconsider a bill, resolution, report, amendment, order, or message, upon which a vote has been taken, which shall have gone out of the possession of the Senate and been communicated to the House of Representatives, the motion shall be that the House be requested to return the same to the Senate for the purpose of reconsideration.

(U. S. Senate, XIII-2; Jefferson's Manual, Sec. XLIII.)

BILLS AND JOINT RESOLUTIONS

RULE 13. Every bill and joint resolution shall receive three readings previous to its passage, which readings shall be on three different days; and the Presiding Officer shall give notice at each reading, whether it be the first, second or third; provided, that the first or second reading of each bill may be by title only, unless the Senate in any case shall otherwise order.

(U. S. Senate, XLV-2; Jefferson's Manual, Sec. XXII.)

(a) No bill or joint resolution shall be committed or amended until it shall have been twice read.

(U. S. Senate, XIX-3; Jefferson's Manual, Sec. XXV.)

(b) Every bill and joint resolution reported from a committee shall be placed on the Calendar under General Order.

SECOND READING

RULE 14. (a) When a bill is read a second time it shall be referred to a committee, unless otherwise ordered by the Senate.

(U. S. Senate, XIV-2; Jefferson's Manual, Sec. XXV.)

(b) After a measure has been considered as provided under General Order of business the next proceedings shall be by motion to advance said measure to engrossment and third reading, and after said measure has been so advanced it shall not be subject to amendment except by unanimous consent.

(c) After a measure has been advanced to engrossment and third reading it shall appear on the Calendar under the heading, "Bills on Third Reading."

THIRD READING

RULE 15. When a bill or resolution is read the third time the question shall be "Shall the bill pass?" and it shall not be in order to propose amendments.

(U. S. Senate, XV-1; Jefferson's Manual, Secs. XXVI, XXX.)

MOTION TO RE-COMMIT

RULE 16. A motion may be made during the reading or consideration of any pending bill to recommit, with or without instructions, but if the motion is to commit with instruction, the said instructions shall be in writing, and such motion without instructions shall not be debatable.

(U. S. Senate, XV-1; Jefferson's Manual, Secs. XXVI, XXX.)

BILLS REFERRED

RULE 17. All bills referred shall go to their appropriate committees and shall be reported back to the Senate within ten days and may be recommitted at any time before the final passage.

(a) Every Committee to whom a bill or resolution shall be committed may hold public hearings upon said bill or resolution, and shall hold public hearings when directed to do so by the Senate.

(b) It shall not be in order for any Committee to whom any bill or resolution shall be committed to make a report on said bill or resolution, unless a quorum of said Committee be present when said bill or resolution is

considered and acted upon by said Committee.

(U. S. Senate, XVI-3; Jefferson's Manual, Sec. XXV.)

TITLE OF BILL

RULE 18. After a bill has been advanced to engrossment and third reading or has been passed, the Presiding Officer shall put the question, "Shall the title of the bill remain the title of the Act?" The title, by amendment, may then be made to conform to the body of the bill.

CAPTION OF RESOLUTIONS

RULE 19. Senate Concurrent and Joint Resolutions when introduced shall contain a caption stating the contents and purport of such resolution, and the journal shall show and refer to such resolution by caption only, save Joint Resolutions proposing an amendment to the Constitution, when such resolution, if passed, shall be spread at length on the Journal, with yeas and nays recorded thereon, Concurrent Resolutions may be extended at length in the Journal, if passed, and by order of the Senate, Senate Resolutions, if passed, shall be shown in the Journal.

RESOLUTIONS

RULE 20. Except by unanimous consent the following classes of resolutions shall lie over for one day for consideration, after which they may be called up under their appropriate order of business.

(a) Resolutions containing calls for information from any of the executive or judicial departments, or from tribal or county officers, or from any corporate body or persons.

(b) Resolutions giving rise to debate, except such as shall relate to the disposition of business immediately before the Senate, to the business of the day on which they may be offered or to adjournment or recess, shall be referred to committee unless otherwise ordered.

(c) No resolutions authorizing or directing the investigation of any officer or department of this State shall be considered by the Senate unless such resolution is accompanied by an affidavit of some credible person setting forth the facts sufficient to justify such investigation.

MOTION TO TABLE AMENDMENTS

RULE 21. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it, or prejudice, such measure.

AMENDMENTS—DIVISION OF A QUESTION

RULE 22. If the question in debate contains several propositions any Senator may have the same divided, except a motion to strike out and insert, which shall not be divided; but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition nor shall it prevent a motion simply to strike out; nor shall the rejection of a motion to strike out prevent a motion to strike out and insert. But pending a motion to strike out and insert, the part to be striken out and the part to be inserted shall each be regarded for the purpose of amendment as a question; and motions to amend the part to be striken out shall have precedence.

(U. S. Senate, XXVIII; Jefferson's Manual, Secs. XXV, XXVI.)

MANNER OF DIVIDING THE HOUSE

RULE 23. When a division is called for, those voting in the affirmative shall rise in their seats and remain standing until counted aloud by the Secretary. Then those voting in the negative shall rise and shall stand until they are counted as before, when the President shall announce the result.

PRESERVATION OF ORDER

RULE 24. It shall be the duty of the President to preserve order, prevent personal reflections, confine members in debate to the questions; and he shall have the privilege to rise and speak in explanation of any question or order.

APPOINTMENT OF COMMITTEES

RULE 25. The Presiding Officer shall appoint all temporary and special committees except those otherwise filled by the Senate.

MOTIONS

RULE 26. (a) Every motion shall be reduced to writing, if desired by the Presiding Officer, or by any Senator, and shall be read before the same is debated.

(U. S. Senate, XXI-1; Jefferson's Manual, Sec. XX.)

(b) Any motion may be withdrawn by the member making it, before amendment, postponement, or order to lay on the table, or the ordering of the yeas and nays.

(U. S. Senate, XXI-2; Jefferson's Manual, Sec. XX.)

PRECEDENCE OF MOTIONS

RULE 27.

(a) To adjourn.

(b) To adjourn to a day certain or that when the Senate adjourn it shall be to a day certain.

(c) To proceed to the consideration of executive business.

(d) To take recess.

(e) To lay on the table.

(f) To postpone indefinitely.

(g) To postpone to a day certain.

(h) To commit.

(i) To amend.

(U. S. Senate, XXII; Jefferson's Manual, Sec. XXXIII.)

CHAIRMAN OF COMMITTEES

RULE 28. The first and second persons named on any committee shall be the Chairman and Vice Chairman, respectively of said committee; and the Secretary shall deliver all papers referred to any Committee to the chairman; provided, that if the Chairman be absent, the Vice Chairman of the committee shall act in his stead.

(U. S. Senate, XXIV; Jefferson's Manual, Sec. XI.)

WHEN COMMITTEES SHALL MEET

RULE 29. No committee shall sit during a session of the Senate without leave, except the committee on Engrossed Bills and the committee on Rules and Procedure, and they shall have leave to sit or report at any time.

(a) It shall not be in order for any Committee to meet for the consideration of any bill or resolution until notice of such Committee meeting has been given to members of the Committee by the Chairman of said Committee. The notice shall be given by the Chairman through announcement in open meeting of the Senate, individual letter or by notice posted on the Senate Bulletin Board.

CONFERENCE COMMITTEES AND REPORTS

RULE 30. The presentation of reports of committees on conference shall always be in order, except when the Journal is being read or the roll is being called, and there shall accompany every such report, a detailed written statement sufficiently explicit to inform the Senate what effect such amendments or propositions will have upon the measures to which they relate.

(a) Every bill or resolution amended by Conference Committees Report shall be re-printed with the amendments, agreed upon in Conference, fitted therein, thereby giving every member of the Senate opportunity to learn immediately

the effect of said Conference Committee Report on said bill or resolution. The bill or resolution so re-printed shall be laid upon the desk of each Senator.

(U. S. Senate. XXXVII-1; Jefferson's Manual, Sec. XLVI.)

COMMITTEE OF THE WHOLE

RULE 31. In forming Committees of the whole, the President shall leave the Chair. The President Pro Tempore, or any Senator designated by him shall preside, subject to the rights of the Senate to select its own chairman.

BILLS CONSIDERED BY COMMITTEE OF THE WHOLE

RULE 33. The rules of the Senate shall be observed in the Committee of the Whole so far as they may be applicable, but the following special rules shall be observed:

(a) If a message is announced during a committee the President, President Pro Tempore, or any Senator delegated by either of them, must take the chair and receive it.

(b) The bills shall first be read at length and then read and considered by sections, unless otherwise ordered.

(c) The proceedings of the committee of the whole shall not be printed in the Journal, provided that upon the request of ten members, a roll call taken in the committee of the whole together with the subject matter relating thereto, shall be printed in the Journal.

(d) The committee cannot adjourn, but if their business is finished, they rise and report.

(e) When the Senate is resumed, the Chairman of the Committee reports.

RULE 34. The adoption by the Senate of a report of the Committee of the whole shall dispose of a measure in accordance with such report.

PRIVILEGES OF THE SENATE

RULE 35. (a) No person except members of the Senate and its officers and employees, the Governors and ex-Governors of the State and Territory, all members of the House of Representatives, all State Officers, members of the United States Senate and Congress, ex-Lieutenant Governors, and ex-members of the Senate, not engaged in lobbying before the Senate or Senators, and immediate members of the families of Senators shall be admitted to the floor of the Senate during the sitting of the Senate; provided, however, that special personages may be invited to visit the Senate during its session upon the vote of the Senate.

(b) No person not a member of the Senate shall address the Senate in session save by the unanimous consent of the Senate.

(c) The West gallery of the Senate Chamber is hereby set aside for exclusive use as the Senate Guest Gallery. Admission thereto shall be given to relatives and friends of Senators only upon a pass issued and signed by a member of the Senate.

DECORUM OF MEMBERS

RULE 36. No Senator shall walk out, or across the Senate Chamber when the President is stating a question, or addressing the Senate, nor when a member is speaking, pass between him and the President.

GENERAL ORDER

RULE 37. All bills and resolutions reported by standing committees shall be referred and placed on the Senate Calendar under the heading, General Order. All bills and resolutions on General Order shall be subject to general amendment and the following rules shall be observed.

(a) The bills shall first be read at length and then read and considered

by sections unless otherwise ordered.

(b) Bills under consideration under the heading General Order must not be interlined or defaced but all amendments offered shall be duly entered upon a separate piece of paper, shall be in writing and entered in the Journal.

MANNER OF PUTTING QUESTIONS

RULE 38. The President shall rise to put a question, but may state it sitting. All questions shall be put in this form to-wit: "As many as are in favor (as the question may be) say 'Aye,' as many as are opposed say 'No'," except when the yeas and nay are ordered; then the question shall be put thus: "As many as are in favor (as the question may be) will answer 'Aye,' as your names are called; as many as are opposed will answer 'No'." When a motion or amendment is to strike out a part of the pending measure the question shall be directly upon the motion or amendment and shall be put: "Shall the motion (to strike out) prevail?"

PREVIOUS QUESTION

RULE 39. (a) There shall be a motion for the previous question, which shall be stated in these words, to-wit: "Shall the main question be now put?" Upon being ordered by a majority of the members voting it shall have the effect to cut off all debate and bring the house to a direct vote upon the immediate question, or questions on which it has been asked and ordered. The previous question may be asked and ordered upon a single motion, a series of motions allowable under the rules, or an amendment, or amendments, and include the bill to its passage or rejection. It shall be in order pending motion for or after the previous question shall have been ordered on its passage for the President to entertain and submit a motion to commit, with or without instructions, to a standing or select committee.

(b) If the previous question is carried, the original mover of the main question, or if the bill or resolution originated in the other house, then the Chairman of the Committee reporting the same shall have the right to close the debate, and be limited to ten minutes; and should the previous question be ordered on a subject debatable, before the same has been debated the friends and opponents of the measure shall have thirty minutes on either side in which to debate the question.

QUESTIONS OF ORDER

RULE 40. A Question of order may be raised at any stage of the proceedings, except when the Senate is dividing, and unless submitted to the Senate, shall be decided by the Presiding Officer, without debate, subject to an appeal to the Senate. When an appeal is taken, any subsequent question or order which may arise before the decision of such appeal, shall be decided by the Presiding Officer without debate; and any appeal may be laid on the table without prejudice to the pending proposition and thereupon shall be held as affirming the decision of the Presiding Officer.

(U. S. Senate, XX-2; Jefferson's Manual, Sec. XXXIII.)

QUESTION OF PRIVILEGE

RULE 41. Question of privileges shall be: First, affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; second, the right, reputation and conduct of members individually in their representative capacity, only, and shall have precedence of all other questions, except motion to adjourn.

INTERRUPTIONS

RULE 42. A question regularly before the Senate can be interrupted only by call for the previous question, for amendment, postponement, commitment,

to lay on the table, or adjournment.

FILLING OF BLANKS

RULE 43. On filling of blanks, the question shall first be taken on the largest sum, greatest number and most distant day.

AMENDMENT TO RULES

RULE 44. (a) Any proposed amendment to the rules shall lie over one day unless by unanimous consent the same shall be then considered. Any such amendment shall require the affirmative vote of a majority of those elected to and constituting the Senate.

(b) Rules may be suspended by the affirmative vote of a majority of those elected to and constituting the Senate.

DEBATE ON FINAL PASSAGE OF A BILL

RULE 45. After report on a bill by a committee, or after it has been perfected in the Senate, the same shall not be subject to debate on the question to engross and advance to third reading.

JEFFERSON'S MANUAL

RULE 46. All rules laid down in Jefferson's Manual, as construed and practiced by the United States Senate, are hereby declared to be the governing rules of the Senate, except wherein they conflict with the rules herein adopted.

ADJOURNMENT

RULE 47. (a) A motion to adjourn shall always be in order except when the motion shall have been the last voted on and no business transacted, or when a call for the previous question, the main question shall have been ordered to be now put, or when a member has the floor, and it shall be decided without debate.

(b) When the Senate adjourns it shall be to 1:30 p. m., of the next succeeding day, unless another day and hour shall be specifically named.

PRIVILEGES OF THE PRESS TABLE

RULE 48. (a) None but working and accredited representatives of newspapers and magazines bearing permits signed by the President Pro Tempore of the Senate and the Chairman of the Capitol Press Association shall be permitted to the press table.

(b) Guests may be admitted to the press table with the permission of the President Pro Tempore and the Chairman of the Capitol Press Association or his representative in the press gallery.

OFFICERS OF THE SENATE

RULE 49. The officers of the Senate shall be:

The President.
The President Pro Tempore.
The Secretary.
The Journal Clerk.
The Secretary to the President Pro Tempore.
The Calendar Clerk.
The Reading Clerk.
The Legislative Counselor.
The Chief Engrossing Clerk.
The Messenger.
The Sergeant-at-Arms.
The Chaplain.

All other persons in the service of the Senate or of its officers shall be designated as employees.

ENDORSING PAPERS

RULE 50. Every Senator presenting a paper shall endorse the same, if a petition, memorial, remonstrance, or communication to answer a call for information, with a concise statement of its subject and his name; if a notice or resolution with a brief title thereof and name; if a joint resolution or a bill, with a statement of its title and his name; and if taken from the Statutes or Constitution of any other State, a reference thereto; if a matter of any

other kind for the consideration of the Senate, with a statement and its subject, the proposer's name, and the reference desired.

STANDING COMMITTEES

RULE 51. The following standing committees shall be elected by the Senate, and no additions shall be made to any committee, except when a majority of the Senate agrees thereto:

(1) Agriculture, consisting of 9 members.

(2) Appropriations, consisting of 17 members.

(3) Aviation, consisting of 4 members.

(4) Business and Industry, consisting of 5 members.

(5) Education, consisting of 15 members.

(6) Employment and Printing, consisting of 5 members.

(7) Engrossed Bills, consisting of 3 members.

(8) Game and Fish, consisting of 11 members.

(9) Insurance, consisting of 7 members.

(10) Judiciary, consisting of 7 members.

(11) Labor Relations, consisting of 6 members.

(12) Local, State, and Federal Government, consisting of 7 members.

(13) Military and Veterans' Affairs, consisting of 7 members.

(14) Oil and Gas, consisting of 9 members.

(15) Penal Institutions, consisting of 5 members.

(16) Planning and Resources, consisting of 5 members.

(17) Public Health, consisting of 5 members.

(18) Public Service Corporations, consisting of 6 members.

(19) Redistricting, consisting of 5 members.

(20) Revenue and Taxation, consisting of 21 members.

(21) Roads and Highways, consisting of 18 members.

(22) Rules and Committees, consisting of 9 members.

(23) School Lands, consisting of 7 members.

(24) Social Welfare, consisting of 5 members.

(SPECIAL RULES)

1. The Committee on Agriculture shall handle such other subjects as flood control, soil erosion, reclamation, irrigation and navigation.

2. The Committee on Business and Industry shall handle all subjects relating to business and industry, including banks and banking.

3. The Committee on Local, State and Federal Government shall handle such other subjects as fees and salaries, and municipal corporations.

4. The Committee on Public Health shall handle such other subjects as hospitals, pure food and drugs.

5. The Committee on Revenue and Taxation shall handle such other subjects as the constitution, constitutional amendments, initiative and referendum, and code revision.

6. The Committee on Judiciary shall handle such other subjects as private corporations, prohibition enforcement, privileges and elections, and criminal jurisprudence and legal advisory.

7. The membership of the above-mentioned committees shall consist of the number shown opposite the title of said committee.

8. No member of the Senate shall, without unanimous consent of the Senate, serve on more than 5 Standing Committees.

9. Every original bill or resolution

introduced in the Senate shall be accompanied by 8 copies, and the original bill shall always be retained in the files of the Secretary of the Senate.

10. The Committee Chairman shall be supplied with a copy of the bill, and all copies accompanying the original bill shall be numbered consecutively. The subject matter of each bill or resolution and the copies thereof shall be so arranged that each line shall be numbered consecutively on each page.

INTRODUCTION OF BILLS

RULE 52. (a) One original and eight copies of every bill shall be sent to the Secretary's desk.

(b) When any bill seeking to amend the present laws of the State is introduced in the Senate all that portion of the Bill which is new matter and amends and changes the present law, shall be underscored. The fact that a portion of the existing law has been omitted from any part of the Bill shall be indicated by three stars (***). When the Bill is printed, the new matter shall be designated by the use of italics. However, the omission of italics shall not be sufficient to delay or postpone the consideration of a bill.

(c) The procedure for the introduction of bills shall be as follows: A Senator desiring to introduce a bill, shall rise at his desk and address the President and when he has obtained recognition shall publicly notify the President that he desires to introduce a bill. The President shall then publicly announce that the Senator desires to introduce a bill; and when any Senator sends up to the reading clerk the bill to be introduced, the reading clerk shall read the title of the bill.

Or, a Senator may deposit all the bills he desires to introduce in a basket on the Secretary's desk, provided for that purpose, and when the order of business for the introduction of bills has been reached, and if all Senators who desire to do so have introduced their bills as hereinabove provided, the reading clerk shall take from such basket all bills contained therein and publicly read the titles thereof, numbering the bills consecutively in the order read. The authorship of any bill taken from the basket and thus introduced may be questioned by any Senator at the time of its introduction, and, unless the Senators or Senators appearing thereon as authors shall publicly acknowledge the authorship thereof, such bill shall be returned to the basket and not introduced.

EXECUTIVE BUSINESS PROCEEDINGS ON NOMINATIONS

RULE 53. When nominations shall be made by the Governor to the Senate, the Presiding Officer of the Senate shall announce that there are matters on the President's table for consideration of the Senate in executive session, and such nomination shall lie upon the President's table until such time as the Senate may go into executive session when the Presiding Officer shall lay the same before the Senate which shall refer each nomination to an appropriate standing committee for investigation, consideration and report; provided however that said Nomination shall remain in the hands of the appropriate Committee not less than 5 legislative days.

(U. S. Senate, XXXVIII-1.)

EXECUTIVE PROCEEDINGS FURNISHED TO GOVERNOR

RULE 54. Nominations approved or definitely acted upon by the Senate, shall not be returned by the Secretary of the Senate to the Governor until after the next executive session or while a motion to reconsider is pending, unless otherwise ordered by the Senate.

(U. S. Senate, XXXVIII-4.)

SECRECY ON REMARKS ON NOMINATIONS

RULE 55. All information or remarks concerning the character or qualifications of any person nominated by the Governor to office shall be kept secret by the Senators and officers, but the result of the vote on confirmation or rejection, of every nomination shall be published in the Journal of the Senate.

(U. S. Senate, XXXVII-2.)

PENALTIES FOR VIOLATING THE CONFIDENCE OF THE SENATE

RULE 56. Any Senator or officer of the Senate, who shall discuss the secret or confidential business proceedings of the Senate shall be liable, if a Senator, to suffer expulsion from the Senate, or punishment for contempt.

(U. S. Senate XXXVI-4.)

LOBBYING

RULE 57. Every person lobbying, or representing any person, organization, or corporation before the Senate, any committee thereof, or any individual member thereof, and who receives for his services fixed remuneration, expenses, or any other thing of value, shall be required to make application to the Senate for permission to lobby or appear as a representative in legislative meetings and reveal to the Senate the person, firm, organization, or corporation which he represents. The application shall be filed with the Secretary of the Senate, and shall be presented to the Senate, and the permission to lobby shall be approved by a majority of the members present and voting. Any persons violating the provisions of this rule shall be in contempt of the Senate, and shall be punished as provided by law.

ATTENDANCE

Any member of any standing committee failing to attend three consecutive meetings of any committee of which he is a member shall be automatically dropped from the roll of said committee unless he be excused on proper showing by the chairman or a majority of the members of said committee.

COMMITTEE IN CHARGE OF PRINTING

RULE 58. All Bills, Calendars, Orders, Stationery and Resolutions ordered printed shall be in charge and under control of the Committee on Employment and Printing, regardless of former references, and printed under its directions. Said Committee shall examine and ascertain whether the prices charged for printing and quality and quantity furnished are in conformity with the contract or orders of the Senate and to audit and approve all printing accounts and see that proper vouchers exist for the same.

DUTIES OF COMMITTEE ON RULES AND COMMITTEES

RULE 59. It shall be the duty of the Committee on Rules and Committees to purchase all supplies for the use of the Senate and to have general supervision of the care and sanitation of the Senate Chamber and Committee rooms, and to audit, examine and pass upon the Senate accounts and expenses, and shall appoint from its members a subcommittee of three for the special purpose of auditing, passing upon and examining Senate accounts and expenses.

DUTIES OF SERGEANT-AT-ARMS

RULE 60. The Sergeant-at-Arms shall, under the direction of the Committee on Rules and Committees, have charge of all property of the Senate and receive from the printer all matters printed for the use of the Senate and shall keep a record of the time of the reception of each document and the

number of copies received and cause a copy to be placed on the desk of each member under orders of the Senate.

He shall serve all processes and shall enforce the rules of the Senate subject to the directions of the President.

REPORT OF COMMITTEES

RULE 61. A report of a committee must be endorsed with the statement of such report together with the name of the committee making the same, and shall be signed by the Chairman or ranking member participating in such decision or concurring in such report. A report by the minority of any committee shall be signed by the members submitting the same. A report of a standing committee, having been read by the Secretary of the Senate, shall be considered accepted and the recommendation thereof adopted unless otherwise ordered by the Senate.

(a) A Committee shall not employ or resort to the process of substituting the provisions of one bill for another to avoid the requirement of the Constitution that a bill be read in each House on three separate days.

PRIVILEGES OF MEMBERS

RULE 62. No person, except Senators, officers or designated employees, shall be or permitted within the desk of the Secretary of or other custodian of public documents, files or papers, or of the room set apart for such use; and no Senator or other persons shall visit or remain by the Secretary's table while the yeas and nays are being taken except the officers and designated employees in the official discharge of their duties.

POWERS OF THE PRESIDENT

RULE 63. The President shall have general control of the Chamber and of the corridors and passages in that part of the building assigned to the use of the Senate. In case of any disturbance or disorderly conduct in the galleries, corridors, or passages, he shall have the power to order the same to be cleared, and may cause any person guilty of such disturbance or disorderly conduct to be brought before the bar of the Senate. In all cases the Senate may take such measures as it shall deem necessary to prevent a repetition of such misconduct by excluding the offending person from admission to the Senate Chamber thereafter, or imposing other penalties.

DUTIES OF THE PRESIDENT PRO TEMPORE

RULE 64. The powers and duties devolving upon the President shall vest in the President Pro Tempore or other person when exercising the office of President.

POWERS OF COMMITTEE

RULE 65. Any Senate Committee, either standing or special shall be and is hereby authorized and empowered to issue process, compel attendance of witnesses, and to administer oaths to any person appearing before any said committee.

AUTHORS OF BILLS TO BE GIVEN HEARING

RULE 66. When a bill is pending before a standing committee, the author thereof, shall, upon request, be notified of the time and place of its consideration, and be given opportunity to be heard thereon. Any member of the House of Representatives shall be accorded the privilege of being heard upon all matters pending before the standing committee of the Senate.

DUTIES OF OFFICERS AND EMPLOYEES OF THE SENATE

RULE 67. All officers and employees of the Senate whose duties do not require their presence in the Senate Chamber shall report and remain at their respective places of duty assigned to them by the Senate, during the hours

that the Senate is in session, and at such other times as their services may be required.

APPROPRIATION AND REVENUE BILLS TAKE PRECEDENCE

RULE 68. (a) All appropriation bills originating in the Senate and revenue bills shall take precedence over all other bills and resolutions on Senate days, and all appropriations and revenue bills originating in the House shall take procedure over the House bills and Resolutions on House days.

(b) No revenue bill shall be considered by the Senate unless final action is taken thereon, on or before the last five days of the session of the Legislature.

(c) All bills carrying appropriations which are referred for consideration to any committee other than the Committee on Appropriations shall immediately upon a favorable report by the committee to which referred or upon the rejection by the Senate of an unfavorable report by such committee thereon, be referred to the Committee on Appropriations for consideration by the Committee on Appropriations of the appropriation features; and no appropriation shall be considered by the Senate until the Committee on Appropriations has reported in accordance with the rules of the Senate.

DISPOSITION OF BILLS

RULE 69. A bill, when advanced to engrossment and third reading together with the amendments thereto, shall be delivered to the Chief of the Engrossing Department for engrossment. Thereafter, the engrossed bill together with the original bill and amendments shall be returned by said chief to the Committee on Engrossed bills. The committee on Engrossed Bills, after having compared the engrossed bill with the original bill and amendments, shall make report to the Senate submitting the engrossed bill, together with the original bill and amendments, which engrossed bill shall be placed upon third reading and final passage, and if passed shall be signed by the Presiding Officer, and transmitted to the House of Representatives and the original bill, with amendments, shall be delivered to the Secretary of the Senate for safe keeping.

FINAL ENGROSSMENT OF THE BILL

RULE 70. When a Senate Bill has been returned by the House with amendments (if amended), the amendments shall be considered by the Senate, and, when agreed to and the bill finally passed, it shall be delivered to the chief of the engrossing department for re-engrossment. The said chief shall re-engross said bill and return with the engrossed bill to the Committee on Engrossed Bills, to be compared by said committee one with the other, and thereafter return to the Senate, the re-engrossed bill for fourth reading and the original bill for deposit with the Secretary of the Senate.

JOINT RULES

Of the Senate and House of Representatives, Twenty-First Legislature of Oklahoma.

JOINT SESSION—HOW CONVENED

RULE 1. When any business shall require a joint session of the Senate and House of Representatives, the Senate, preceded by its officers, shall be conducted into the bar of the House and there be seated, the President of the Senate taking a seat by the side of the Speaker of the House, at his right.

OFFICERS OF JOINT SESSION

RULE 2. The President of the Senate shall be the presiding officer of the joint sessions and the Secretary of the Senate shall call the roll of the Senate, to be announced by the President of the Senate. The Clerk of the House

shall call the roll of the House, which shall be announced by the Speaker of the House. Both the Secretary of the Senate and the Clerk of the House shall keep a report of the proceedings to be entered on the Journals of their respective houses.

MANNER OF PRESENTING BILLS, ETC.

RULE 3. All bills, resolutions, votes and amendments by either house, to which the concurrence of both is necessary as well as messages shall be presented to the other by the Clerk or Secretary of the House from which they are sent, or by the Assistant Secretary or Assistant Clerk, or by Messengers.

REVENUE BILLS ORIGINATE IN HOUSE

RULE 4. All bills for raising revenue shall originate in the House of Representatives. The Senate may propose amendments to revenue bills. No revenue bill shall be passed during the last five days of the session.

CONTENTS OF BILLS

RULE 5. Every act of the Legislature shall embrace but one subject which shall be clearly expressed in its title except general appropriation bills, general revenue bills, and bills adopting a code, digest or revision or statutes, and no law shall be revised, amended or the provisions thereof extended or conferred by reference to its title only; but so much thereof as is revised, amended, extended or conferred, shall be re-enacted and published at length; provided, that if any subject be embraced in any act, contrary to the provisions of this rule, such act shall be void only as to so much of the law as may not be expressed in the title thereof.

ENGROSSMENT OF BILLS

Article 5, Section 57, Constitution

RULE 6. All bills, memorials, or resolutions ordered to be engrossed shall be engrossed by the Clerk of the House in which originated.

NOTICE OF REJECTION

RULE 7. When a bill or resolution which has passed one house shall be rejected by the other, notice thereof shall be given to the house in which the same shall have passed.

ENGROSSMENT OF BILLS

RULE 8. All bills must be re-engrossed and reported to each house by the Engrossment Committee within three days after their passage; provided, that if the reconsideration of any bill is moved in either house previous to its presentation to the Governor, the Engrossing Committee shall hold the same until action is had upon such motion.

MANNER OF RE-ENGROSSMENT

RULE 9. No bill, resolution or memorial shall be sent to the Governor for his approval, unless the same shall have been clearly and fairly re-engrossed without obliteration or interlineation.

EXAMINATION OF RE-ENGROSSED BILLS

RULE 10. When a bill is re-engrossed, it shall be examined by a joint committee, composed of three members of each house appointed as a standing committee for that purpose, and it shall be their duty to compare the re-engrossed bills, correct the error they may discover, and report the same forthwith to their respective houses.

SIGNING OF BILLS

RULE 11. The presiding officer of each house shall, in the presence of the house over which he presides, sign all bills and joint resolutions passed by the Legislature; immediately after the same shall have been publicly read at

length and the fact of the reading and signing shall be entered upon the Journal but the reading at length may be dispensed with by a two-thirds vote of the quorum present, which vote, by yeas and nays, shall also be entered upon the Journal. (Art. V, Section 35, Constitution.)

TRANSMITTING BILLS TO GOVERNOR

RULE 12. When a bill has been signed by the Speaker of the House of Representatives and President of the Senate, it shall be delivered to the Governor by the Joint Committee on Engrossed Bills, who through their Chairman or some member of the Committee shall report to the house in which the bill or resolution originated, the day on which the same was delivered and the report shall be entered upon the Journal of such house.

BILLS PASSED BY OTHER HOUSE

RULE 13. Tuesday, Thursday and Saturday in each week are hereby set apart for the special and exclusive consideration of bills and resolutions which may have been passed by the other house, and the consideration of such bills and resolutions shall take precedence over all other business of these days immediately after the expiration of one hour after the House shall be called to order by the Presiding Officer; provided, that the reading of the Journal shall be completed in any event.

PRINTED BILLS

RULE 14. When any report, bill or resolution shall be ordered printed by either house, without stating the number, two hundred fifty copies shall be printed for the use of both houses but when any bill or resolution which may have passed one house is ordered printed by the other, a greater number of copies shall not be printed than two hundred fifty.

CONFERENCE COMMITTEE

RULE 15. Whenever either house shall amend a measure and the other house shall refuse to concur in and adopt the amendment the house which has adopted such an amendment shall then insist on or recede from the same. In case a motion to insist on the amendment be decided in the negative such action shall be deemed a receding from the amendment and so entered on the Journal of such house. In case the amendment is insisted upon, the house so insisting shall request a committee conference on the subject of disagreement and shall appoint a committee therefor. The other house shall thereupon appoint such Committee. Unless another number is specified in said request such committee shall consist of three members from the House and three from the Senate. They shall meet at a convenient time, to be agreed upon by their chairman, and having conferred, each shall report to its respective house the result of this conference. In case of agreement the report shall be first made, with the papers referred, accompanying it, to the house which refused to concur, and there acted upon; and such action shall be immediately reported by the Secretary or Clerk to the other house, the papers referred accompanying the message.

In the case of disagreement of a conference committee, the papers shall remain with the house which insisted on the amendment. The agreeing report of a conference committee shall be made, read and signed, in duplicate by all members of the committee, or by a majority of those of each house. Should either house disagree to the report of the committee such house shall appoint a second committee and request a further conference, which shall be acceded to by the other house before adhering. The motion for a committee conference and the report of such committee shall be in order at any time.

When both houses shall have adhered to their disagreement a bill or resolution is lost. Provided, that when a report of a conference committee is being considered in either house it shall not be subject to amendment.

JOINT COMMITTEE ON ENGROSSED BILLS

RULE 16. There shall be appointed a Joint Committee on Engrossed Bills, to be composed of three Senators and four Representatives.

ANNOUNCEMENT OF MESSAGES

RULE 17. When the Secretary of the Senate or the Clerk of the House or either of the assistants shall wait upon the other house, notice thereof shall be given to the President or Speaker by the Sergeant-at-Arms who shall declare the same, and a copy of the message be laid on the table of the Clerk or Secretary.

DISPENSING WITH RULES

RULE 18. No joint rule shall be dispensed with, except by a majority vote of the membership of each house, and if either shall violate a joint rule, the question of order may be raised in the other house, and decided in the same manner as in case of violation of the rules of such house.

APPROPRIATION BILLS PRIVILEGED

RULE 19. The general appropriation bill and bills for the support of the charitable institutions of the State shall be privileged bills advanced upon the Calendar, and take precedence over all other bills. At any time after the reading of the Journal, it shall be in order by the direction of the appropriations committee, to move that the House or Senate, as the case may be, resolve itself into a Committee of the Whole, for the purpose of considering the general appropriation bill or bills of the Senate or House, and no dilatory motion will be entertained by the Presiding Officer.

AMENDMENTS TO BILLS

RULE 20. Bills or resolutions under consideration must not be interlined or defaced, but all amendments offered must be in writing upon a separate sheet of paper showing whether House or Senate bill, the number and section, line and page, or word, where the amendment begins shall be particularly noted, also the part stricken out, if any, and the line, section or parts of section shall then be written as it would appear if amended. A typewritten copy of each amendment shall be numbered in its order by the Secretary or Clerk, and the same attached to the original bill and transmitted to the other house.

COMMITTEES

AGRICULTURE

Lowery, Chairman
Worthington, Vice-Chairman

Boecher	Gooldy
Cobb	Howell
Cook	Leonard
Fine	

APPROPRIATIONS

Gary, Chairman
Lowery, Vice-Chairman

Boecher	McClendon
Carrier	Porter
Collins	Price
Cook	Rogers
Dacus	Waller
Gooldy	Worthington
Hope	Medlock.
Jarman	

AVIATION

Thompson, Chairman
Mahan, Vice-Chairman

Jarman	Medlock

BUSINESS AND INDUSTRY

Ginder, Chairman
Porter, Vice-Chairman
McClendon
Seaman

EDUCATION

Dacus, Chairman
Nevins, Vice-Chairman
Carrier
Connell
Cook
Cowden
Gary
Hope
Howell
Jelks
McClendon
Nance
Ritzhaupt
Walker
Waller

EMPLOYMENT AND PRINTING

Emery, Chairman
Binns, Vice-Chairman
Dacus
Jelks
Thompson

ENGROSSED BILLS

Price, Chairman
Jelks, Vice-Chairman
Walker

GAME AND FISH

Gooldy, Chairman
White, Vice-Chairman
Binns
Cartwright
Cobb
Emery
Fine
Gary
Porter
Speck
Thompson

INSURANCE

Speck, Chairman
Cowden, Vice-Chairman
Baldwin
Ballinger
Cartwright
Connell
Mahan

JUDICIARY

Counts, Chairman
Collins, Vice-Chairman
Ballinger
Ginder
Grim
Jarman
White

LABOR RELATIONS

Nevins, Chairman
Emery, Vice-Chairman
Price
Rinehart
Rogers
White

LOCAL, STATE, AND FEDERAL GOVERNMENT

Anderson, Chairman
Ballinger, Vice-Chairman
Boecher
Emery
Nevins
Ritzhaupt
Seaman

MILITARY AND VETERANS' AFFAIRS

Rogers, Chairman
Fine, Vice-Chairman
Connell
Emery
Jelks
Thompson
Waller

OIL AND GAS

Mahan, Chairman
Collins, Vice-Chairman
Anderson
Baldwin
Ballinger
Cowden
Hope
Lowery
Thompson

PENAL INSTITUTIONS

Cobb, Chairman
Worthington, Vice-Chairman
Cartwright
Counts
Jarman

PLANNING AND RESOURCES

Binns, Chairman
Ritzhaupt, Vice-Chairman
Connell
Grim
Leonard

PUBLIC HEALTH

Ritzhaupt, Chairman
Cook, Vice-Chairman
Howell
Medlock
Waller

PUBLIC SERVICE CORPORATIONS

White, Chairman
Speck, Vice-Chairman

Grim	Medlock
Hope	Seaman

REDISTRICTING

Rinehart, Chairman
Ginder, Vice-Chairman

Nance	Worthington
Price	

REVENUE AND TAXATION

Nance, Chairman
Leonard, Vice-Chairman

Anderson	Gooldy
Baldwin	Lowery
Carrier	Mahan
Cobb	Nevins
Collins	Porter
Counts	Thompson
Dacus	Walker
Emery	Worthington
Fine	Cowden
Ginder	

ROADS AND HIGHWAYS

Porter, Chairman
Leonard, Vice-Chairman

Anderson	Dacus
Baldwin	Fine
Binns	Gary
Boecher	Gooldy
Carrier	Lowery
Cartwright	Nance
Counts	Rinehart
Cowden	Ritzhaupt

RULES AND COMMITTEE ON COMMITTEES

Gary, Chairman

Anderson	Leonard
Counts	Lowery
Fine	Nance
Gooldy	Porter

SCHOOL LANDS

Leonard, Chairman
Anderson, Vice-Chairman

Binns	Speck
Cobb	White
McClendon	

SOCIAL WELFARE

Worthington, Chairman
Waller, Vice-Chairman

Ballinger	Medlock
Dacus	

Senator Ritzhaupt moved that Committees on Code Revision, Prohibition and Constitution, Constitutional Amendments and Referendum be added to the list of Committees submitted by the Committee on Rules and Committees, which motion was tabled upon motion of Senator Lowery.

Upon motion of Senator Gary, the report of the Committee on Rules and Committees was adopted.

LOBBY PERMIT

Senator Rinehart submitted the following request for a Lobby Permit, which, upon his motion was ordered granted:

C. C. Ellis states that he resides at 220 S. 6th Street, Muskogee, Oklahoma; that he is 63 years of age; that he is legislative representative for the Order of Railway Conductors; that he is paid the sum of $16.00 per day, for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) C. C. ELLIS.

Senator Counts, 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 members of the Senate, 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 from place of residence to Oklahoma City and the amount of mileage due thereon at the rate of ten (.10) cents per mile; also, included in the amount due each member is mileage, at the same rate per mile, for his return trip to place of residence.

Name-Address	Dist. No.	Miles	Mileage
A. E. Anderson Elk City	2	113	$ 22.60
Don Baldwin Anadarko	15	66	13.20
Paul Ballinger Holdenville	22	81	16.20
H. D. Binns Coalgate	35	119	23.80
Roy C. Boecher Kingfisher	16	44	8.80
Floyd E. Carrier Carrier	8	97	19.40
Keith Cartwright Durant	20	151	30.20
Joe Bailey Cobb Tishomingo	36	118	23.60
Everett S. Collins Sapulpa	11	105	21.00
J. Val Connell Perry	10	67	13.40
Carl Max Cook Clinton	6	87	17.40
M. O. Counts Hartshorne	25	141	28.20
Boyd Cowden Chandler	13	50	10.00
Byron Dacus Gotebo	6	101	20.20
J. Gladston Emery Howe	21	191	38.20
Ray Fine Gore	28	152	30.40
Raymond Gary Madill	26	127	25.40
Bill Ginder Cherokee	7	135	27.00
W. T. Gooldy Pryor	29	164	32.80
Orval Grim Cheyenne	2	142	28.40
Herbert Hope Maysville	19	70	14.00
Perry Howell Blackwell	9	105	21.00
John H. Jarman, Jr. Oklahoma City	14	---	---
Tom Jelks Chickasha	15	48	9.60
Dwight Leonard Beaver	1	225	45.00
Bill Logan Lawton	17	100	20.00
Phil H. Lowery Loco	17	114	22.80
Leroy McClendon Idabel	24	228	45.60
Frank Mahan Fairfax	34	111	22.20
Virgil B. Medlock Fitzhugh	23	99	19.80
J. C. Nance Purcell	19	37	7.40
James A. Nevins Okmulgee	32	109	21.80
Perry Porter Miami	30	213	42.60
Arthur L. Price Tulsa	31	119	23.80
Jim A. Rinehart El Reno	14	28	5.60
Louis H. Ritzhaupt Guthrie	12	33	6.60
Will Rogers Muskogee	27	147	29.40
Claude E. Seaman Waynoka	3	144	28.80
Burr Speck Altus	5	155	31.00
Joe B. Thompson Ardmore	18	104	20.80
Oliver C. Walker Dale	13	33	6.60

W. A. Waller			
Nowata	33	170	34.00
Roy White			
Eufaula	27	122	24.40
Henry W. Worthington			
Mangum	4	145	29.00

Respectfully submitted,
COUNTS, Chairman.

The following Communication from the Honorable A. S. J. Shaw, State Auditor and Ex Officio Secretary of the Board of Equalization was presented, and ordered incorporated herein, upon motion of Senator Rinehart, the reading of which by unanimous consent was dispensed with:

January 4, 1949

Honorable James E. Berry,
President of State Senate,
State of Oklahoma,
Senate Chamber, State Capitol Building,
Oklahoma City, 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 December 7, 1948, I have the Honor to deliver to you here-with 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,
A. S. J. SHAW, STATE AUDITOR AND EX OFFICIO SECRETARY, BOARD OF EQUALIZATION

Oklahoma City, Oklahoma
December 7, 1948

STATE BOARD OF EQUALIZATION

The State Board of Equalization met in the Blue Room, State Capitol Building, Oklahoma City, Oklahoma, at 2:00 o'clock P. M. Tuesday December 7, 1948 upon call of the Chairman and after due notice to each member of the Board.

PRESENT:

Honorable Roy J. Turner, Governor and Chairman

Honorable Mac Q. Williamson, Attorney General Vice Chairman

Honorable A. S. J. Shaw, State Auditor and Secretary

Honorable John D. Conner, State Treasurer

Honorable Chas. G. Morris, State Examiner and Inspector

Honorable Harold Hutton, President State Board of Agriculture

VISITORS:

Mr. Joe Dunn, Chairman Oklahoma Tax Commission

Mr. Roger Phelps, State Budget Director

A quorum being present the meeting was called to order by the Honorable Roy J. Turner, Governor and Chairman and proceeded as follows:

Mr. Conner moved that the minutes of the meeting of the State Board of Equalization of September 3, 1948 be, by the Board approved and adopted. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion carried.

The Board proceeded to consider the estimate of revenues to accrue to the credit of the General Revenue Fund of the State for the fiscal years 1949-50 and 1950-51, as estimated compiled and presented to the Board for consideration.

Upon request of Mr. Shaw, and by unanimous consent of the Board, Mr. Roger Phelps, Budget Director gave a detailed explanation of the method used in arriving at the figures as estimated

and before the Board for consideration.

Upon invitation of Governor Turner, Mr. Joe Dunn, Chairman Oklahoma Tax Commission discussed the factors which determine the increase and decrease in funds from the various sources of revenue, and expressed the opinion that the estimate now before the Board is substantially correct.

Attorney General Williamson moved that the report this day submitted to the Board of Equalization by the State Budget Director be received, filed and incorporated in the minutes of this meeting. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion carried.

Mr. Morris moved that in view of the accruals for the three (3) fiscal years last past to the General Revenue Fund of the State, as shown by the report this day submitted to the Board, and which receipts show an average total of revenues accruing to the General Revenue Fund in the amount of $51,-341,299.23, that said last named sum and amount be, by the Board of Equalization, declared to be and constitute the official estimate of said Board as the amount reasonably estimated to accrue to the credit of the General Revenue Fund of the State for each of the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Shaw. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Mr. Hutton moved that in view of the totals and average of totals, of revenues accrued to the Oklahoma Tax Commission Fund for the three fiscal years last past that the sum and amount of $2,583,956.17 be, by the Board declared to constitute and represent the official estimate of the Board, as the amount reasonably estimated to accrue to the Oklahoma Tax Commission Fund for each of the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Conner. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Mr. Cartwright moved that the revenues estimated to accrue to the Cosmetology Fund of the State in the sum of $42,550.36 said estimate being based on the revenues as accrued during the three (3) fiscal years last past, that said sum and amount be, by the Board of Equalization declared to be the official estimate of the Board for the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion carried.

Mr. Shaw moved that in view of the revenues accrued to the Optometry Board, based on the receipts for the three last fiscal years, that said sum and amount of $1,333.50 be, by the Board of Equalization, declared to be the official estimate of the Board as accruals for the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion carried.

Mr. Conner moved that the estimate of revenues, to the Public Building Fund of the State, based on the receipts of accruals for the three (3) fiscal years last past, in the sum of $380,414.47 be, by the Board declared to be the official estimate reasonably estimated to accrue to the Public Building Fund of the State for the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Cartwright. All members present voted aye; whereupon the Chairman declared the motion carried.

Mr. Morris moved that Attorney General Williamson be, by the Board requested to prepare for the signature of the Board members, the proper Resolution covering the official estimate of the Board of Equalization for the fiscal years 1949-50 and 1950-51. Motion was duly seconded by Mr. Shaw. All mem-

bers present voted aye; whereupon the Chairman declared the motion carried.

THEREUPON, Attorney General Williamson introduced and moved the adoption of the following Resolution. Motion was duly seconded by Mr. Conner. The Resolution is as follows:

RESOLUTION OF THE 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 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 consideration and 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 1949-50 and 1950-51, as follows:

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

State Board of Equalization
Capitol Building
Oklahoma City, Oklahoma

Gentlemen:

The Constitution of the State of Oklahoma, Section 23, Article 10, requires the State Board of Equalization to make an itemized estimate of the revenues which will accrue to the General Revenue Fund and each special fund of the State for each year of the next biennium, and to file same with the Governor, President of the Senate, and Speaker of the House of Representatives, prior to the convening of each regular session of the Legislature.

The total amount of such estimate for each fiscal year, under the provision of the Constitution, shall not exceed the average total revenue which accrued to

each fund for the three 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 such funds and not previously appropriated by the Legislature at the time such estimate is made.

The following statements shows the amount of each source of revenue collected and apportioned to the General Fund for the three complete fiscal years ended prior to the making of the estimate under consideration. For your information the three year average has been calculated to show the maximum amount which may be estimated under laws in effect at this time.

STATEMENT SHOWING FUNDS APPORTIONED TO THE GENERAL REVENUE FUND OF THE STATE FOR THE FOLLOWING FISCAL YEARS

GENERAL TAXATION	Fiscal Year 1945-46	Fiscal Year 1946-47	Fiscal Year 1947-48
Ad Valorem	$ 14,444.62	$ 13,087.47	$ 9,902.01
Beverage License & Tax	4,776,458.69	4,368,168.27	5,226,054.51
Cigarette	7,323,117.80	7,261,063.52	8,094,676.30
Delinquent Registration	68.83		443.01
Freight Car	54,508.81	30,697.39	224,894.41
Fuels Excise	415,598.39	486,540.62	512,283.65
Gasoline Excise	4,485,012.41	4,830,689.58	463,491.31
Gift	110,689.04	120,666.93	273,042.34
Gross Production	7,459,447.78	8,966,129.03	12,552,361.59
Income	11,881,462.81	13,149,133.65	14,276,430.44
Inheritance & Estate	1,341,345.28	1,471,958.72	1,414,297.54
Insurance Premium	2,554,983.35	3,429,350.32	3,173,601.02
Motor Vehicle Excise	682,610.46	1,990,089.68	2,864,535.40
Miscellaneous	5,249.76	6,601.71	6,066.91
Music Box	233,535.80	124,433.28	273,673.67
Rural Electric Cooperative	343.80	445.90	525.29
Special Fuel Use	12,358.11	18,790.43	27,550.11
Tobacco	977,722.69	1,042,909.62	1,043,780.96
Use	675,122.54	1,033,211.29	1,415,706.84
TOTAL	$43,004,080.97	$48,343,967.41	$51,853,317.31
Certificates of title	$	$ 56,789.25	$ 390,097.60
Licenses & Permits:			
Alcohol	524.00	518.00	42.00
Corporation Licenses	990,992.90	1,039,566.60	1,129,575.66
Drivers' Licenses			
First Year			910,822.75
Second Year		171,178.79*	
Other Licenses & Permits	368,419.07	347,338.89	426,001.06
TOTAL	$ 1,359,935.97	$ 1,408,668.61	$ 2,466,441.47
Ten Percent Fees & Misc. Collections			
Examining Boards	$ 15,364.95	$ 18,585.21	$ 19,561.99
Refunds		27,892.97	19,654.84

Oil Runs	28,777.99	34,246.41	56,601.48
TOTAL REVENUE	$44,408,159.88	$49,890,149.86	$54,805,674.69
SURPLUS TRANSFERS:			
Cosmetology Board	$ 12,886.27	$ 15,469.38	$ 17,908.35
Motor Carrier Vehicle Indent.	1,138.60	1,135.14	2,093.35
Oklahoma Tax Commission	817,573.94	938,033.37	1,041,423.22
Used Equipment Fund	10,370.00	10,055.00	10,025.00
Welfare Board		14,601.78	
Public Safety Fund			239,309.50
TOTAL	$ 841,968.81	$ 979,294.67	$ 1,310,759.42
General Fund Lapsed Appropriations	$ 500,468.30	$ 491,890.53	$ 795,531.55
TOTAL FUNDS PROVIDED	$45,750,596.99	$51,361,335.06	$56,911,965.66

*$149,933.67 of the $171,178.79 went to the Public Safety Fund and is not included in the total for the fiscal year 1946-47.

The Constitution provides that the total amount of the estimate for each fiscal year shall not exceed the average total revenue which accrued to each fund for the three last preceding fiscal years. The amounts apportioned to the General Revenue Fund for each of the three years involved and the maximum amount which may be estimated for each year of the next biennium is shown by the following statement.

	Fiscal Year 1945-46	Fiscal Year 1946-47	Fiscal Year 1947-48	Three Year Average
Total General Fund Revenue	$45,750,596.99	$51,361,335.06	$56,911,965.66	$51,341,299.23

The Constitution of the State of Oklahoma further provides that the cash surplus, if any, from the preceding fiscal year, in the hands of the State Treasurer, to the credit of any fund which has not been previously appropriated by the Legislature at the time the estimate is made, may be added to the estimate. In this connection attention is called to the provisions of House Bill No. 30, Regular Session, Twenty-First Legislature, creating the Emergency Appropriation Fund. The balance of the Emergency Appropriation Fund is $3,601,044.34 which represents twenty-five percent of the 1947-48 surplus which has been transferred to the Emergency Appropriation Fund under the provisions of House Bill No. 454, Regular Session, Twenty-First Legislature. It therefore follows that the surplus referred to by the Constitution has already been disposed of by a transfer to the Emergency Appropriation Fund and therefore should not be added to the State Board of Equalization estimate.

The following statement compares the General Revenue Fund collections for the first four months of this fiscal year with the collections for the same four months of the previous fiscal year. Receipts from certain sources such as income tax, and the insurance premiums tax, cannot be accurately determined at this time. However, the receipts for the last fiscal year, together with an estimate of the reasonable amount which may be estimated to accrue for the present fiscal

year, is shown to arrive at the probable amount of the current years' collections to the General Revenue Fund:

STATEMENT SHOWING ESTIMATE OF REVENUE TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR 1948-49, BASED ON A COMPARISON OF RECEIPTS FOR THE FIRST FOUR MONTHS OF THE FISCAL YEARS 1947-48 AND 1948-49

	Four Months Fiscal Year 1947-48	Fiscal Year Receipts 1948-49	Collections Fiscal Year 1947-48	Estimate of Collections F.Y. 1948-49
GENERAL TAXATION:				
Ad Valorem	$ 4,388.38	$ 1,704.39	$ 9,902.01	$ 4,000.00
Beverage Licenses & Tax	2,121,205.30	2,067,823.49	5,226,054.51	5,130,000.00
Cigarette Licenses & Tax	2,820,102.22	2,987,470.13	8,094,676.30	8,595,600.00
Delinquent Registration	21.85		443.01	400.00
Freight Car Tax			224,894.41	150,000.00
Fuels Excise Tax	187,270.56	195,915.67	512,283.65	588,000.00
Gasoline Excise Tax	1,028,063.85	None	463,491.31	None
Gift Tax	12,843.32	5,383.38	273,042.34	275,000.00
Gross Production Tax	3,352,501.56	5,479,528.31	12,552,361.59	16,438,000.00
Income Tax	6,461,176.42	6,677,929.28	14,276,430.44	16,548,000.00
Inheritance and Estate Tax	591,267.77	439,334.18	1,414,297.54	1,318,000.00
Insurance Premium	41,292.80	21,518.98	3,173,601.02	3,200,000.00
Motor Vehicle Excise	833,865.49	1,107,946.73	2,864,535.40	3,324,000.00
Miscellaneous Tax			6,066.91	5,000.00
Music Box	151,088.70	45,051.45	273,673.67	135,000.00
Rural Electric Cooperative			525.29	500.00
Special Fuel Use Tax	7,475.07	12,140.25	27,550.11	35,000.00
Tobacco Products	329,464.87	366,892.86	1,043,780.96	1,100,000.00
Use Tax	6,380,834.03	461,923.06	1,415,706.84	1,500,000.00
TOTAL	$18,322,862.19	$19,870,562.16	$51,853,317.31	$58,346,500.00
Certificates of Title	$ 113,780.60	$ 121,264.50	$ 390,097.60	$ 400,000.00
Licenses and Permits:				
Alcohol Permits	$ 38.00	$ 8.00	$ 42.00	$ 40.00
Corporation Licenses	1,106,300.12	1,299,498.52	1,129,575.66	1,324,000.00
Drivers' Licenses	38,220.57	43,753.59	910,822.75	225,000.00
Other Licenses & Permits	164,685.56	233,244.87	426,001.06	450,000.00
TOTAL	$ 1,309,244.25	$ 1,576,504.98	$ 2,466,441.47	$ 1,999,040.00

Ten Percent Fees & Misc. Collections:				
Examining Boards	$ 6,520.66	$ 6,666.70	$ 19,561.99	$ 20,000.00
Refunds	6,376.22	6,206.59	19,654.84	15,000.00
Oil Runs	613,820.45	15,302.50	56,601.48	61,000.00
TOTAL REVENUE	$19,772,604.37	$21,596,507.43	$54,805,674.69	$60,841,540.00
Surplus Transfers:				
Cosmetology Board	$ 17,908.35	$ 5,823.40	$ 17,908.35	$ 5,823.40
Motor Carrier Vehicle Ident.			2,093.35	2,038.82
Oklahoma Tax Commission	1,030,001.26	1,140,987.78	1,041,423.22	1,140,987.78
Used Equipment Fund	10,025.00	9,610.00	10,025.00	9,610.00
Public Safety			239,309.50	
TOTAL	$ 1,057,934.61	$ 1,156,421.18	$ 1,310,759.42	$ 1,158,460.00
TOTAL FUNDS PROVIDED	$20,830,538.98	$22,752,928.61	$56,116,434.11	$62,000,000.00

Special Funds. The Constitution, Section 23, Article 10, provides that "any department, institution or agency of the State, operating on revenues derived from any law or laws which allocate the revenues thereof to such department, institution or agency shall not incur obligations in excess of the unencumbered balance of surplus cash on hand." This provision eliminates the necessity of making specific appropriations for earmarked revenues appropriated to special funds which operate as a continuing appropriation. The Legislature makes appropriations for certain governmental functions out of special funds which do not operate as continuing appropriations. The amount of revenue collected and apportioned to these funds is shown by the following statement:

STATEMENT SHOWING FUNDS APPORTIONED TO THE OKLAHOMA TAX COMMISSION FUND FOR THE FOLLOWING FISCAL YEARS

	Fiscal Year 1945-46	Fiscal Year 1946-47	Fiscal Year 1947-48
Beverage Tax	$ 131,083.99	$ 101,936.38	$ 106,654.19
Bus Mileage Tax			21,901.88
Gasoline Excise Tax	404,117.40	478,099.26	522,101.83
Gross Production Tax	196,922.20	230,751.76	322,625.17
Income Tax	377,708.09	432,677.40	450,896.99
Inheritance and Estate Tax	356.83	950.53	217.79
Rural Electrification Cooperative	1,603.11	2,191.00	2,787.88
Sales Tax	684,623.59	829,857.30	945,662.17
Special Fuel Use Tax	1,482.98	2,254.87	3,306.40

Use Tax		33.06	
Auto and Farm Truck Licenses	205,479.09	254,620.18	332,125.00
Commercial Vehicle Licenses	183,392.20	285,529.52	237,918.48
TOTALS AND AVERAGE OF TOTALS	$ 2,186,769.48	$ 2,618,901.26	$ 2,946,197.78
		Three Year Average	$ 2,583,956.17

COSMETOLOGY FUND

Fees and Licenses	$ 42,203.33	$ 45,289.93	$ 40,157.81
		Three Year Average	42,550.36

OPTOMETRY BOARD

Fees and Licenses	$ 2,110.50	$ 1,368.00	$ 522.00
		Three Year Average	1,333.50

PUBLIC BUILDING FUND

Oil and Gas Runs	$ 219,259.73	$ 221,625.55	$ 264,826.84
C.L.O. Oil from University Hosp.	1,193.11	434,337.19	
TOTAL & AVERAGE OF TOTALS	$ 220,452.84	$ 655,963.74	$ 264,826.84
		Three Year Average	$ 380,414.47

BE IT FURTHER RESOLVED, that a duly executed duplicate original of this resolution and the minutes adopting 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 1949 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 Roy J. Turner, aye; Attorney General Mac Q. Williamson, aye; Mr. A. S. J. Shaw, State Auditor, aye; Mr. John D. Conner, State Treasurer, aye; Mr. Chas. G. Morris, State Examiner and Inspector, aye; Mr. Wilburn Cartwright, Secretary of State, aye; Mr. Harold Hutton, President State Board of Agriculture, aye; whereupon the Chairman declared the motion unanimously carried; and the Resolution duly adopted this 7th day of December 1948.

ROY J. TURNER, Governor, Chairman

MAC Q. WILLIAMSON, Attorney General, Vice-Chairman

A. S. J. SHAW, State Auditor, Secretary

WILBURN CARTWRIGHT, Secretary of State

JOHN D. CONNER, State Treasurer

CHAS. G. MORRIS, State Examiner and Inspector

HAROLD HUTTON, President, State Board of Agriculture

THEREUPON, the Board approved the following letter of transmittal of the Resolution:

"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 December 7, 1948, 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,

A. S. J. SHAW, State Auditor and Ex Officio Secretary, Board of Equalization."

and ordered delivery of an authenticated duplicate original of the same to each of the Honorables: The Governor, the President of the Senate, and the Speaker of the House of Representatives, upon the convening of the Regular 1949 Session of the Legislature, and directed the procuring of a receipt therefor, approving the following form thereof:

"RECEIPT

RECEIVED this_____day of_____, 1949, from Honorable A. S. J. Shaw, State Auditor and Ex Officio Secretary of the State Board of Equalization, a duplicate original, in writing of a formal Resolution adopted by said Board on_____, 19__, by virtue of the provisions of Section 23, Article 10, of the Constitution of the State of Oklahoma, as amended.

_____

Governor

Time of Delivery:_____

By_____

Senator Anderson, on behalf of the Committee appointed on seat arrangement of the Senate, advised the procedure arranged in accordance with Rule 6 of the adopted Rules, and the Senate proceeded to select seats in accordance therewith, permitting the Assistant Majority Floor Leader to select his seat and the five back seats in the north row being reserved for the Minority members of the Senate.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 1—By Grim—An Act providing that the Commissioners of the Land Office are hereby prohibited from reserving to the State more than fifty per cent (50%) of the mineral rights in and to public lands hereafter sold thereby, and declaring an emergency.

SB 2—By Grim—An Act amending 64 O. S. 1941 § 82(i) so as to provide that deficiency judgments which have been held or which hereafter shall have been held by the commissioners of the land office for a period of more than five years shall be sold.

SJR 1—By Jelks—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 7, Article 1 of the Constitution of the State of Oklahoma; repealing the prohibition ordinance of the State of Oklahoma and authorizing the manufacture, sale, and possession of intoxicating liquors within the state under a system of state monopoly providing package sales for consumption off the

premises and issuance of permits for purchase by individuals; provided that all employees shall be chosen and retained on non-partisan basis and dismissed only for cause; and providing for distribution of revenue and net profits derived by the state therefrom.

Senator Porter made the observation that today was not only the first day of the session of the 22nd Legislature but also the birthday of the Senate Journal Clerk, Miss W E. Shipley, and moved that the President Pro Tempore procure and present to the said Journal Clerk a suitable gift, which motion was adopted.

Senator Emery, on behalf of the Committee on Employment and Printing, submitted the following Report on Employees, following the reading of which the employees present subscribed to the official oath of office, such employees names bearing an asterisk:

SENATE EMPLOYMENT

SENATE COUNSELLOR
*Theodore Pruitt

CHIEF ENROLLING & ENGROSSING CLERK
Josephine Spivey

CHIEF SERGEANT-AT-ARMS
*F. M. Brandon

ASST. CHIEF SERGEANT-AT-ARMS
*Ora Gordon
*James E. Ice

ASST. SERGEANT-AT-ARMS
*J. H. Herrington
*Chester Stringer
*J. E. Adkins
*Jack Akins
Jim Odell
*Ralph Vance
*C. E. Inloe

CALENDAR CLERK
*Mae Higgins

JOURNAL CLERK
*(Miss) W. E. Shipley

READING CLERK
*Robert J. McBrinn

DOORKEEPER
*Jim Mitchell
*Grady Glazner
W. H. Yeats

CLOAK ROOM ATTENDANT
Betty Shaw

CHIEF PORTER
Henry Shaw

PORTER
Herbert Graves
Richard E. Smith
J. D. Butler

SUPERVISOR OF MAILS & SUPPLIES
*C. E. Howe

ASST. SUPERVISOR OF MAILS AND SUPPLIES
Pixie Mayes
*Vernon Mitchell

CHIEF MESSENGER
*Grady Pennington

MESSENGER
*Phil Todd
*Don Cockrell, Jr.
*Rex Sparger
*Mike Dymond
*John Hayes
*Charles Glenn
*Bill Bell

PROOF READER
*Tom Smith

EXECUTIVE SECRETARIES
*Florine Hayes
*Thelma Smith
(Vacant)

COMPTROLLER
*Karldene Moseley

COMMITTEE SECRETARIES
Vivian McCullough
Maurine Morgan
*Inez White
Helen Whitfield
Ruth Shaw
*Lillie Mae Shuemacher
Jo Rollins

*Peggy Cook
Pauline Williams
*Imogene Hairrell
*Hester Rabon

SECRETARIES

*June Hanger
*Myrtle E. Jacobson
*Norma Ellen Waldo
*Wanda Stelding
*Beulah Ann Lemons
Doris Lee Copeland
Kathryn Manton
*Alsia Lee Morrison
*Mrs. Bob A. Trent
Barbara Brewer
Susie McIntosh
*Peggy Lou Record
*Jo Ann Pace
*Juanita Ragland

Senator Ginder asked unanimous consent to be recorded excused until January 17, which was the order.

Upon motion of Senator Rinehart, the Senate adjourned under the Rules until the next legislative day.

SECOND LEGISLATIVE DAY
Wednesday, January 5, 1949

The Senate, pursuant to adjournment, met at 1:30 p. m., with its President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Ginder.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Nance advised the Senate of the desperate illness of former Senator Homer Paul, of Pauls Valley, Oklahoma.

Senator Ritzhaupt moved that the Secretary of the Senate be authorized to secure and have delivered floral offerings to members or former members of the Senate, or their families, where condolences or floral offerings should be made immediately, which motion was adopted.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

Wyatt Barbee states that he resides at 2300 N. E. 25th, Oklahoma City, Oklahoma; that he is 59 years of age; that he is legislative representative for Oklahoma Retail Merchants Association; that he is paid the sum of $500.00 per month, for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) WYATT BARBEE.

Upon motion of Senator Jarman, the request of Wyatt Barbee was granted and Lobby Permit ordered issued to him.

Arthur L. Cross states that he resides at 1631 N. Boston, Tulsa, Oklahoma; that he is 42 years of age; that he is legislative representative for C. I. O.; that he is paid the sum of $11.54 per day, for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) ARTHUR L. CROSS.

Upon motion of Senator Mahan, the request of Arthur L. Cross was granted, and Lobby Permit ordered issued to him.

W. S. Jerkins states that he resides at 1800 Euclid, Oklahoma City, Oklahoma; that he is 47 years of age; that he is legislative representative for the Brotherhood of Railway and Steamship Clerks; that he is paid the sum of $10.00 per day, for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) W. S. JERKINS.

Upon motion of Senator Jarman, the request of W. S. Jerkins was granted and Lobby Permit ordered issued to him.

Senator Nance asked unanimous consent, which was granted, to have the

following Editorial, which appeared in the Tulsa Tribune, under date of December 29, 1948, incorporated in the Journal for today:

OKLAHOMA AND REPEAL

The biggest state news in Oklahoma this winter and spring will be the repeal fight. The victory last month of repeal in Kansas leaves only two American states technically dry. The Mississippi dry law is so openly violated, particularly in the tourist centers along the Gulf coast, that the effect is really one of local option. Oklahoma, alone of the 48 states, attempts to enforce statewide prohibition.

Oklahoma's attempt is growing steadily feebler. Our liquor arrives daily in convoys of transport trucks. The bootleg business is so big that liquor runners no longer rely on depots just across the state line. They bring it as far as from Cairo, Illinois, where wholesale prices are a little cheaper. The rates on popular whiskies delivered to an Oklahoman's door compare favorably to those posted at the stores in Joplin and Ft. Smith. When Kansas goes wet this spring the final 350 miles of our boundaries will be open for liquor traffic.

The Tribune believes, in view of the Kansas development, that the final hope of prohibition enforcement in Oklahoma has evaporated. We believe that the people of Oklahoma must and will legalize the sale of liquor.

There is no good way to control the sale of liquor. By its nature alcohol is a dangerous drug. Its excessive use not only destroys the user, but it endangers society as well. The drunkard is the enemy of all people, including himself.

But although there is no good liquor control, there are some methods of handling liquor that are worse than others. Under present circumstances, state prohibition is one. We are permitting an army of criminals to grow rich. We are subjecting our enforcement officers to the temptation of persistent bribery, and it seems obvious that plenty of them have succumbed. We have deprived the state of millions of dollars in tax revenue.

If prohibition is a bad answer, so, in our opinion, is the free sale of liquor. We believe Oklahomans will not and should not approve the sale of liquor by the drink. A tavern is a saloon in overalls. A cocktail lounge is a saloon in a business suit. A night club with a bar is a saloon in a tuxedo. We are against saloons in any form, whether sprinkled with sawdust or adorned with chromium, and whether food is served or not.

The trouble with the saloon is that it makes social drinking both easy and attractive. "The poor man's club" is too often also the business office of criminals, prostitutes, and rowdies. The cocktail lounge beckons a friendly finger to the office worker hurrying for his homebound bus. The economic and social evils of the saloon far outweigh any advantages. We want no ragged children singing, "Father, dear Father, come home with me now."

So we favor the package store. There are two kinds. Most states allow private liquor stores in which liquor is sold by the bottle and must be consumed elsewhere. Some states monopolize the sale of liquor in state-owned stores. Either system, in our opinion, is better than what we have, but of the two The Tribune prefers the state monopoly. We see the following reasons:

1. The state buys liquor in large quantities at the lowest price. It provides only enough retail outlets to care for the trade. It budgets nothing for advertising. This large volume, low overhead system permits the state to give the customers consistently low prices and to make a profit over and above the state liquor taxes. Iowa last year cleared $8,000,000 in its state stores.

2. The state does not push the sale of liquor. The liquor store windows carry

no attractive placards or displays. The customer enters, is shown a price list, makes his selection, and pays his bill. In some states the goods aren't even displayed. There are no charge accounts.

Some people fear widespread graft in such a system. Of course, that is a matter of administration. But the opportunities for graft are not as great as many suppose. All popular brands of liquor, wines, and liqueurs must be carried. No one manufacturer or group of manufacturers will be able to use bribery to obtain exclusive selling rights. The records will show whether the state is buying at competitive prices. On the store level, each bottle must be accounted for at inventory. There have been few scandals in states like Virginia, Iowa and Idaho, where similar systems are used.

If the state monopoly is to be employed it must be employed at the outset. Obviously, it would be unfair if Oklahoma permitted private operators to invest in stock, fixtures and goodwill and later changed its mind and took the business over. To inaugurate a state monopoly at the beginning would deprive only the bootleggers of employment. It would permit the state to create a business without destroying one.

We believe a state repeal bill should provide for local option at the county and town levels. There is no blinking at the fact that local prohibition would be extremely difficult to enforce, but it would permit any counties or towns so minded to keep liquor stores out.

Many admirable people in Oklahoma still oppose repeal in any form. It is not true that the drys are composed exclusively of bigots and bootleggers. It is the privilege of sincere drys to fight repeal both by education and political action.

But we cannot agree with some of our militant prohibitionists who seem to believe that the people must not be permitted to vote on the issue. By all means, the people should be heard from. It has been eight years since Oklahomans turned down a highly-objectionable repeal bill by a vote of 374,000 to 290,000. Conditions have changed since then. A better bill can be written.

We believe that much time and money could be saved if the legislature, which convenes next week, would promptly submit to the people a repeal amendment that would set up a state package store monopoly, outlaw sale by the drink, and provide for local option. That, it seems to us, would be the intelligent and democratic approach to a solution.

If the legislature fails to do this the alternative is to help the Oklahoma Economic Institute get 200,000 signatures to its petition, have a general repeal referendum, and if it passes pressure the legislature for proper safeguards.

From the point-of-view of those who want the best possible controls it seems obvious that the first course is the safest. It would give the people the choice between setting up strict controls or retaining the present law. It would not be a blank check. It would admit no possibility of bad controls or no control.

We hope the Oklahoma legislature proves courageous enough to meet this issue directly.

Senator Ritzhaupt, on behalf of the Committee appointed on the matter of allocating office space to each member of the Senate, submitted the following Report, which was adopted upon his motion:

Mr. President: We, your Committee on Allocating Office Space to Senators of the Twenty-second Legislature, submit the following report:

Rm. No.	Occupants
413	Senators Anderson, Ballinger, Dacus and Nevins.

414 Senators Gooldy and Mahan.

415 Senators Worthington, Jelks and Baldwin.

417 Senator Thompson.

418 Senators Speck, Cook and Cartwright.

422 President Pro Tempore of the Senate, Bill Logan and Majority Floor Leader, Senator Rinehart.

423 Chairman of Enrolling and Engrossing, Senator Price.

424 Senators Cowden, White and Fine.

424½ Senators Counts, Collins and Emery.

425 Senators Carrier, Ginder, Howell and Seaman.

426 Senators Boecher, Medlock, Waller and Hope.

427 Chairman of Revenue and Taxation, Senator Nance and Senators Binns, Lowery, Leonard and Cobb.

429 Chairman of Appropriation, Senator Gary and Senator Porter.

429-A Senators Grim, Jarman and Walker.

434-A Senators Ritzhaupt, Rogers, Connell and McClendon.

BOECHER
THOMPSON
HOPE
COWDEN
RITZHAUPT, Chairman.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 1—School Lands.

SB 2—School Lands.

SJR 1—Revenue and Taxation.

EXECUTIVE NOMINATION FROM GOVERNOR

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the appointment of

J. D. DUNN, McCloud, Okla.,

as Chairman of the Oklahoma Tax Commission, for a term beginning January 10, 1949, and ending January 10, 1955.

By the Governor of
The State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate in open session was called to order by its President.

Senator Rinehart moved that when the Senate adjourns today it adjourn to meet at 10:00 a. m., on the next legislative day, which motion was adopted.

RESOLUTION

By unanimous consent, the following Resolution was introduced, read and considered and adopted upon motion of Senator Emery:

SENATE RESOLUTION NO. 1—By Emery and Committee on Employment.

A SENATE RESOLUTION CREATING POSITIONS OF ADDITIONAL EXTRA HELP IN ACCORDANCE WITH THE AUTHORITY CONFERRED UPON THE SENATE BY VIRTUE OF SECTION 273, TITLE 74, O. S. 1941, AND FIXING THE SALARIES FOR THE SAME; AUTHORIZING THE EMPLOYMENT COMMITTEE OF THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE TO APPOINT AND EMPLOY SAID EXTRA HELP IN ADDITION TO POSITIONS ENUMERATED IN SAID SECTION 273, TITLE 74, O. S.

1941, AND TO ASSIGN SAME TO THEIR PROPER DUTIES.

WHEREAS, the volume of business to be transacted by the State Senate of the Twenty-second Oklahoma Legislature during the regular session will be greater than in past sessions; and

WHEREAS, the preservation of Senate Property assigned to Committee Rooms and to the corridors of the Senate require additional work and protection; and

WHEREAS, said Section 273, Title 74, O. S. 1941 provides that the Senate may by proper resolution, provide for such extra help, in addition to the position named in said Section as it may deem proper, and make provision by proper resolution providing for such additional extra help and the payment of the same.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE OF THE STATE OF OKLAHOMA IN REGULAR SESSION ASSEMBLED:

SECTION 1. That there be, and there are hereby created, for the regular session of the Twenty-second Oklahoma Legislature the following named additional extra help for the Senate, in addition to the positions enumerated in said Section 273, Title 74, O. S. 1941, and that the salary and compensation for said positions be those provided by existing statutes for work of similar nature: One Legal Counsellor at Fifteen ($15.00) Dollars per diem; One Chief Sergeant at Arms at Ten ($10.00) Dollars per diem; One Supervisor of Mails and Supplies at Seven ($7.00) Dollars per diem; Two Assistant Supervisors of Mails and Supplies at Six ($6.00) Dollars per diem; One Chief Messenger at Seven ($7.00) Dollars per diem; Ten (10) Messengers at Five ($5.00) Dollars per diem; One Chief Porter at Six $(6.00) Dollars per diem; Two (2) Porters at Five ($5.00) Dollars per diem; Four (4) Executive Secretaries at Ten ($10.00) Dollars per diem; Twenty-one (21) Committee Secretaries at Eight ($8.00) Dollars per diem; Ten (10) Secretaries at Seven ($7.00) Dollars per diem; One Comptroller at Eight ($8.00) Dollars per diem; and one Proof Reader at Seven ($7.00) Dollars per diem.

Senate Resolution No. 1 was ordered referred for engrossment.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 3—by Porter—An Act entitled the "Uniform Traffic Code"; defining motor vehicles, highways, traffic control devices, and other terms used in the act; establishing the requirements for drivers involved in an accident; establishing speed limits for all types of vehicles; establishing a reckless driving statute; regulating the manner in which motor vehicles shall be operated upon the highways of the State of Oklahoma; establishing a pedestrian code with reference to traffic; setting out requirements for the operation of vehicles loaded with flammable liquids or explosives; establishing regulations with reference to parking of vehicles and blocking of traffic; establishing a code for the operation of bicycles and other non-motor vehicles; repealing Title 69 Sections 91-92-104-105-131-132-133; and amending 47 OS 1947 Section 111, Paragraph 4, Sub-Paragraphs (a), (b) and (c); and declaring a severance.

SB 4—by Porter—An Act regulating the operation of commercial vehicles with reference to lighting requirements; brake requirements for all vehicles; use of safety glass; the requirements for all drivers of commercial vehicles stopped on or adjacent to the highway with reference to the protection of other traffic; amending Title 47 OS 1941 Sections

141-142-143-144-145; and declaring a severance.

SB 5—by Thompson, Waller, Counts—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; 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 10, 1949; providing nothing in Act shall affect 1949 resale or advertising therefor; requiring County Treasurers to give notice of the provisions of Act by publication; making provisions of Act severable; and declaring an emergency.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 10:00 o'clock, a. m., tomorrow.

THIRD LEGISLATIVE DAY

Thursday, January 6, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—36.

Absent: Binns, Counts, Mahan, Seaman.—4.

Excused: Ginder, Gooldy, Thompson, White.—4.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

John I. Taylor states that he resides at Mountain View, Oklahoma; that he is 46 years of age; that he is legislative representative for the Oklahoma Farm Bureau; that he is paid the sum of $15.00 per day for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) JOHN I. TAYLOR.

Upon motion of Senator Dacus, the request of John I. Taylor was granted, and Lobby Permit ordered issued to him.

Dan M. Arnold states that he resides at 2929 N. W. 11th, Oklahoma City, Oklahoma; that he is 53 years of age; that he is legislative representative for the Oklahoma Farm Bureau; that he is paid the sum of $12.00 per day for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) DAN M. ARNOLD.

Upon motion of Senator Jarman, the request of Dan M. Arnold was granted, and Lobby Permit ordered issued to him.

David C. Shapard states that he resides at 604 Colcord Building, Oklahoma City, Oklahoma; that he is 35 years of age; that he is legislative representative for the United Dry Association of Oklahoma; that he is paid the sum of $400.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) DAVID C. SHAPARD.

Upon motion of Senator Jarman, the request of David C. Shapard was granted and Lobby Permit ordered issued to him.

Harlan Bell, age 52, resident of Oklahoma City, Oklahoma, with offices in the Wright Building, states he is State Legislative Representative of the Brotherhood of Railroad Trainmen and receives a monthly salary of $300.00 for his services; that he makes this statement in compliance with the laws of the State and petitions your honorable

body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interests of the organization he represents.

(Signed) HARLAN BELL.

Upon motion of Senator Jarman, the request of Harlan Bell was granted and Lobby Permit ordered issued to him.

Senator Gary, Chairman of the Committee on Rules and Committees, asked unanimous consent, which was granted, to have the following clarification of Rule 57, of the adopted Senate Rules, incorporated in the Journal today:

"That Rule 57 shall never be interpreted to include individual citizens or representatives of an organization who may appear before any member or committee of the Senate in the capacity of an individual or as representative of any organization on individual or organizational programs, measures or subjects and who do not receive remuneration for services as a regular or special lobbyist as defined by the statutes of Oklahoma."

RESOLUTION

Senator Jarman asked unanimous consent, which was granted, to introduce the following resolution, which was read at length, considered and adopted upon his motion:

SENATE RESOLUTION NO. 2—By Jarman and Rinehart.

A RESOLUTION PAYING RESPECT TO THE HONORABLE LEWIS R. MORRIS, DECEASED, DISTINGUISHED JURIST AND CIVIC LEADER; EXTENDING SYMPATHY OF THE MEMBERS OF THE STATE SENATE OF THE TWENTY-SECOND LEGISLATURE TO THE BEREAVED FAMILY.

WHEREAS, In the wisdom of Our Lord, Honorable Lewis R. Morris has been called from this life to his Father's house of many mansions; and

WHEREAS, His industry, leadersh success and humanity have written name deeply in the history of Ok homa and in the affections of her pe ple, and

WHEREAS, Honorable Lewis R. M ris established an outstanding reco as a lawyer, County Attorney and D trict Judge, and as a public offic who was always true to the basic ide and fundamentals of our Democra system of Government, and

WHEREAS, Honorable Lewis R. M ris was an untiring worker in ci activities for the welfare of his fell man, as is evidenced by his being nam Oklahoma City's most useful citizen 1938, and

WHEREAS, We feel his life of fid ity and service to his District and Sta to be worthy of Commemoration:

NOW, THEREFORE, BE IT R SOLVED That the Senate of the Sta of Oklahoma express this tribute to t life, work, humanity and ideals of t Honorable Lewis R. Morris, and exte to the members of his family our de and sincere sympathy in their sorr in his death.

BE IT FURTHER RESOLVED Th a copy of this resolution be spread up the Journal of the Senate and a engrossed copy of this resolution be f warded by the Secretary to the fami of the Honorable Lewis R. Morris.

BE IT FURTHER RESOLVED Th a floral offering be sent to the funer of the Honorable Lewis R. Morris in t timony of the sentiment of the Sta Senate herein expressed.

SR 2 was ordered referred for e grossment.

FIRST READING

The following Bills and/or Resol tions were introduced and read the fir time:

SB 6—By Gary of the Senate a Harkey of the House—An Act maki

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SB 8—By Ga
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SB 9—By G
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SB 10—By G
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ECOND REA

The following
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Committees
SB 3—Roads
SB 4—Roads
SB 5—Reven

tal appropriations from the
Appropriation Fund for the
d maintenance of the Whita-
Orphans Home, Pryor, Okla-
the fiscal year ended June 30,
for the purchase of equip-
certain capital improvements,
ing an emergency.

By Gary of the Senate and
the House—An Act making
riation for the payment of
l electors in accordance with
ions of Chapter 15, Title 26,
Statutes 1941; and declaring
ncy.

By Gary of the Senate, Har-
e House—An Act making an
ion for the payment of pen-
onfederate veterans and wid-
cordance with the provisions
r 5, Title 57, Oklahoma Ses-
1947, page 342, and Section
72, Oklahoma Statutes 1941,
ing an emergency.

By Gary of the Senate and
the House—An Act auth-
e State Auditor and the State
irector to destroy by burn-
laims, warrants and official
checks or vouchers issued
uly 1, 1940, now filed in the
the State Capitol Building;
ing an emergency.

By Gary of the Senate, Har-
House—An Act making sup-
appropriations for the sup-
maintenance of the Western
State Hospital located at
ply, Oklahoma, for the fiscal
ng June 30, 1949, and declaring
ency.

READING

owing Bills and/or Resolutions
the second time and referred
ttees indicated:

Roads and Highways.
Roads and Highways.
Revenue and Taxation.

Senator Nance asked unanimous consent, which was granted, that **SB 3** be ordered withdrawn from the Committee on Roads and Highways and referred to the Committee on Revenue and Taxation.

Senator Nance asked unanimous consent, which was granted, that 400 copies of **SB 3** be ordered printed for the convenience of the Committee and members of the Senate.

Senator Gary asked unanimous consent, which was granted, that Senator Gooldy be relieved of the duty of serving as a member of the Committee on Agriculture and that Senator Connell be appointed in his stead.

Senator Gary asked unanimous consent, which was granted, that Senator Lowery be relieved of the duty of serving as a member of the Committee on Revenue and Taxation and that Senator Jelks be appointed in his stead.

There being matters on the President's desk for the consideration by the Senate in executive session, it was upon motion of Senator Nevins that the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, with President Pro Tempore Logan presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Cowden, advised and consented to the confirmation of the executive nomination of J. D. DUNN, McLoud, Oklahoma, as Chairman of the Oklahoma Tax Commission, for a term beginning January 10, 1949, and ending January 10, 1955.

Senator Lowery moved that the President Pro Tempore appoint a committee of 3 members to make investigation with reference to the lighting and carpeting of the Senate Chamber.

Senator Ritzhaupt, as a substitute,

moved that the President Pro Tempore be empowered to secure competitive bids for the carpeting, suitable lighting system and venetian blinds for the Senate Chamber, the report to be submitted to the Senate for its consideration, which motion was adopted.

Upon motion of Senator Rinehart, the Senate adjourned to meet as provided under the Rules on Monday, January 10, 1949.

FOURTH LEGISLATIVE DAY
Monday January 10, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Binns, Jelks.—2.

Excused: Ginder, Lowery.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

J. M. Ashton states that he resides at Norman, Oklahoma; that he is 67 years of age; that he is legislative representative for General Business from Oklahoma State Chamber of Commerce; that he is paid the sum of $250.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) J. M. ASHTON.

Senator Nance moved that Lobby Permit be granted J. M. Ashton and that proper license be issued by the President Pro Tempore, identifying and certifying him to appear before any member or committee of the Senate, which motion prevailed.

Ford C. Harper states that he resides at 1912 N. Brauer, Oklahoma City, Oklahoma; that he is 50 years of age; that he is legislative representative for the General Business from Oklahoma State Chamber of Commerce; that he is paid the sum of $250.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) FORD C. HARPER.

Senator Nance moved that Lobby Permit be granted Ford C. Harper and that proper license be issued by the President Pro Tempore, identifying and certifying him to appear before any member or committee of the Senate, which motion prevailed.

Aaron Gritzmaker states that he resides at 715 Warren, Oklahoma City, Oklahoma; that he is 29 years of age; that he is legislative representative for Oklahoma Retail Merchants Association; that he is paid the sum of $260.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) AARON GRITZMAKER.

Senator Rinehart moved that Lobby Permit be granted Aaron Gritzmaker and that proper license be issued by the

President Pro Tempore, identifying and certifying him to appear before any member or committee of the Senate, which motion prevailed.

As the legislative representative of the Oklahoma State Firemen's Association, I respectfully petition your Honorable Body for permission to appear before the committees of the Senate and the joint committees of the House and Senate on all legislation affecting the Firemen of Oklahoma. I make this request out of very special respect of the Legislative Body of Oklahoma. I receive no special or regular compensation as such representative. I am the Assistant Chief of Oklahoma City Fire Department and the Vice-President of the Oklahoma State Firemen's Association. I am 43 years of age. I have been commissioned by the Association to appear as their special legislative representative. Our organization will appreciate any courtesy extended to it.

(Signed) J. H. AMBERG.

Senator Rinehart moved that Lobby Permit be granted J. H. Amberg and that proper license be issued by the President Pro Tempore, identifying and certifying him to appear before any member or committee of the Senate, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2—By Box, Brickell, Cunningham, McCarty, Reynolds (Okla.), Sherman, Wallace (Okla.), and Pazoureck, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Brannon, Brewer, Brown (Pitt.), Brown (Pott.), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Musk.), Larason, Lindley, Long, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Peak, Pitman, Reeder, Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Welch, Williams, Wolfe and Mr. Speaker of the House and Jarman and Rinehart of the Senate.

IN MEMORIAM HONORABLE LEWIS R. MORRIS, JUDGE OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF OKLAHOMA.

By unanimous consent, **HCR 2** was read at length, as follows, considered and adopted upon motion of Senator Rinehart:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2—By Box, Bickell, Cunningham, McCarty, Reynolds (Okla.), Sherman, Wallace (Okla.), and Pazoureck, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Brannon, Brewer, Brown (Pitt.), Brown (Pott.), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Musk.), Larason, Lindley,

Long, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Peak, Pitman, Reeder, Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Welch, Williams, Wolfe and Mr. Speaker of the House and Jarman and Rinehart of the Senate.

WHEREAS, the Honorable Lewis R. Morris, Judge of the Seventh Judicial District of the State of Oklahoma and a former County Attorney of Oklahoma County, departed this life at the age of fifty-five on Tuesday, January 4th, 1949, and

WHEREAS, his official services upon the bench and as county attorney, his civic activities in behalf of this state and Oklahoma City, as well as his personal life, were such as to deservedly win the admiration, respect and warm personal regard of all those who were privileged to know him.

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

That the Twenty-second Legislature of the State of Oklahoma, and the members thereof, hereby express their deepest appreciation of the outstanding official and personal life and activities of Judge Morris, and extend their warmest sympathy to his wife, Isabel, his sisters, Lettie and Ruth, and his brothers, Glen and David, and direct that this resolution be printed in the journals of the House and Senate and that duly authenticated copies thereof be transmitted by the Clerk of the House to the above members of his family.

The above numbered resolution was properly signed and ordered returned to the Honorable House.

Senator Rinehart moved that a Committee, composed of President Pro Tempore Logan, as Chairman, Senators Nance and Cowden, be appointed for the purpose of formally inviting the Honorable House to be guests of the Senate, in Joint Session, in the Senate Chamber on Wednesday, January 12, 1949; that the Honorable House be requested to meet at 12:00 noon on that day, in order that its formal matters may be disposed of in time for the joint meeting at the time of the convening of the Senate, which motion was adopted.

RESOLUTION

The following Resolution was introduced, considered and adopted, upon motion of Senator Emery:

SENATE RESOLUTION NO. 3—By Emery and Committee on Employment.

A SENATE RESOLUTION CREATING POSITIONS OF ADDITIONAL EXTRA HELP IN ACCORDANCE WITH THE AUTHORITY CONFERRED UPON THE SENATE BY VIRTUE OF SECTION 273, TITLE 74, O. S. 1941, AND FIXING THE SALARIES FOR THE SAME; AUTHORIZING THE EMPLOYMENT COMMITTEE OF THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE TO APPOINT AND EMPLOY SAID EXTRA HELP IN ADDITION TO POSITIONS ENUMERATED IN SAID SECTION 273, TITLE 74, O. S. 1941, AND TO ASSIGN SAME TO THEIR PROPER DUTIES.

WHEREAS, the volume of business to be transacted by the State Senate of the Twenty-second Oklahoma Legislature during the regular session will be greater than in past sessions; and

WHEREAS, the preservation of Senate Property assigned to Committee Rooms and to the corridors of the Sen-

ate require additional work and protection; and

WHEREAS, said Section 273, Title 74, O. S. 1941 provides that the Senate may by proper resolution, provide for such extra help, in addition to the position named in said Section as it may deem proper, and make provision by proper resolution providing for such additional extra help and the payment of the same.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE OF THE STATE OF OKLAHOMA IN REGULAR SESSION ASSEMBLED:

SECTION 1. That there be, and there are hereby created, for the regular session of the Twenty-second Oklahoma Legislature the following named additional extra help for the Senate, in addition to the positions enumerated in said Section 273, Title 74, O. S. 1941, and that the salary and compensation for said positions be those provided by existing statutes for work of similar nature: eight (8) Sergeants-at-Arms at Seven ($7.00) Dollars per diem, and one (1) Porter at Five ($5.00) Dollars per diem.

SR 3 was ordered referred for engrossment.

Senator Ritzhaupt presiding.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 11—By Rinehart, Nance, Gary, Ritzhaupt, Jarman, Price—An Act amending Section 4, Chapter 1, Title 36, Page 123, Oklahoma Session Laws 1945; relating to the reporting and disbursement of fees and taxes collected under Section 1 of said chapter; and declaring an emergency.

SB 12—By Ritzhaupt—An Act relating to penal institutions and training schools; creating the office of director of penal institutions, prescribing his qualifications and defining his duties, making an appropriation; providing effective date of the Act; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency.

SB 13—By Collins—An Act relating to wildlife population; authorizing the State Game and Fish Commission, after notice and hearing, to make administrative orders extending, shortening, opening, or closing seasons, bag limits, methods of killing or capturing wildlife species; and providing for publication of such orders.

SB 14—By Price—An Act amending § 180.43, Title 19, O. S. Supp. 1945 (§ 1, Chapter 6b, Title 19, Oklahoma Session Laws 1945) relating to the travel expenses of the sheriff and the feeding of prisoners; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 6—Appropriations.

SB 7—Appropriations.

SB 8—Appropriations.

SB 9—Local, State and Federal Government.

SB 10—Appropriations.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1—By Russell.

A RESOLUTION REQUESTING EARLY ACTION BY CONGRESS WITH RESPECT TO THE QUESTION OF FEDERAL AID FOR EDUCATION.

Upon motion of Senator Rinehart, **HCR 1** was ordered referred to the Committee on Education.

Upon motion of Senator Porter, **SB 4** was ordered withdrawn from the Com-

mittee on Roads and Highways and referred to the Committee on Revenue and Taxation.

President Pro Tempore Logan, on behalf of the Committee appointed to formally invite the Honorable House to be guests of the Senate in Joint Session on Wednesday, January 12, 1949, reported the duty performed, advising the Honorable House had graciously accepted the invitation.

President Pro Tempore Logan presiding.

Senator Ritzhaupt moved that the Senate Calendar, on each Monday, contain a list of the bills that have been introduced; that have been sent to the Senate by the Honorable House, together with the date received and the name of the committees to which bills have been assigned.

Senator Ritzhaupt asked unanimous consent, which was granted, that his motion above be ordered referred to the Committee on Rules and Committees for consideration.

Upon motion of Senator Rinehart, the Secretary of the Senate was authorized and directed to purchase for each member of the Senate copy of the 1941 Oklahoma Annotated Statutes, the 1947 Supplement thereto and a copy of the 1947 Session Laws; also a copy of the Oklahoma Constitution by Williams.

REPORT OF ENGROSSED AND RE-ENGROSSED BILLS

SRs 1 and **2** correctly engrossed.

Engrossed **SR 1** and **2** were properly signed and ordered referred for Re-engrossment.

REPORT OF ENGROSSED AND RE-ENGROSSED BILLS

SRs 1 and **2** reported Re-engrossed.

Re-engrossed **SRs 1** and **2** were properly signed and ordered referred to the Secretary of State.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 15—By Gary of the Senate, Harkey of the House—An Act making appropriations for the support of the Department of Mental Health created by Senate Bill 122, regular session, Twenty-first Legislature, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Mental Health Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 16—By Gary of the Senate, Harkey of the House—An Act making appropriations for the support and maintenance of State Mental Institutions, the Deaf, Blind and Colored Orphans Institution, and the Training School for Negro Girls, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the controlling board of such institutions to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 17—By Gary of the Senate, Harkey of the House—An Act making appropriations for the support of the State Department of Agriculture for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the president of the State Board of Agriculture to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 18—By Gary of the Senate, Harkey of the House—An Act relating to relief: making appropriations for the State Board of Public Welfare; pre-

scribing the purposes for which said appropriation shall be expended; providing procedure for disbursing said funds; authorizing direct and temporary relief to be granted; providing for a general relief fund account; authorizing State Board of Public Welfare to promulgate rules and regulations; authorizing use of equipment of other departments or institutions or municipalities; prescribing penalty for violation of certain provisions; defining certain terms, prescribing other details; providing for an administrator, prescribing his duties, powers and compensation; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

SB 19—By Gary of the Senate, Harkey of the House—An Act making appropriations for the support of the Oklahoma Historical Society for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Oklahoma Historical Society to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith, and declaring an emergency.

SB 20—By Gary of the Senate, Harkey of the House—An Act making appropriations for the support of the Department of Public Safety, State of Oklahoma, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Commissioner of Public Safety to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith, and declaring an emergency.

SB 21—By Porter of Senate, Brown of House—An Act abolishing the Board of Governors of the Licensed Architects of Oklahoma; providing for disposition of its funds and property; repealing Title 29, Chapter 2, Oklahoma Session Laws 1947; providing that this Act shall be in full force and effect on July 1, 1949; and declaring an emergency.

Senator Rinehart moved when the Clerk's desk is cleared that the Senate adjourn to meet as provided under the Rules, which motion prevailed.

The President Pro Tempore declared the Clerk's desk cleared of all matters and the Senate adjourned to meet at 1:30 p. m., tomorrow.

FIFTH LEGISLATIVE DAY
Tuesday, January 11, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Binns.—1.

Excused: Ginder, Lowery, Mahan.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 3—Revenue and Taxation.

SB 4—Revenue and Taxation.

Senator Nance asked unanimous consent, which was granted, that **SB 3,** as amended, be not printed for the reason the original bill was printed upon order of the Senate.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 22—by Gary of the Senate, and Harkey of the House—An Act relating to the State Election Board, the Secretary and employees thereof; making an appropriation from the General Revenue Fund of the State for the operation of said Board and expenses thereof, including the purchase of election supplies and payment of compensation, mileage and per diem of secretaries and members of County Election Boards, for the biennium beginning July 1, 1949 and ending June 30, 1951; making appropriations non-fiscal for contractural and expenditure purposes; fixing the salary of the Secretary of the State Election Board; authorizing the secretary of the State Election Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 35, House Bill 438, R. S., Twenty-First Legislature; and declaring an emergency.

SB 23—by Leonard and Gary—An Act making appropriations for the support and maintenance of the office of the Commissioners of the Land Office for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Commissioners of the Land Office to create positions, employ and fix the salaries of the personnel necessary to carry out the purposes for which the appropriations are made; repealing Section 27, Chapter 10a, Title 74, Oklahoma Session Laws 1947, page 598, and all Acts and parts of Acts in conflict herewith; fixing the effective date of this Act and declaring an emergency.

SB 24—by Dacus, Nevins and Gary—an Act appropriating moneys to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1950 and June 30, 1951; showing the purpose of such appropriation; prescribing the method for the issuance of warrants and fixing the effective date of this Act; and declaring an emergency.

SB 25—by Dacus, Nevins and Gary—An Act making appropriations for the support of the Department of Education for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Department of Education to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 26—by Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Court of Tax Review for the fiscal years ending June 30, 1950 and June 30, 1951; and declaring an emergency.

SB 27—by Waller of the Senate, and Harkey of the House—An Act making appropriations for the support of the Will Rogers Memorial Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Will Rogers Memorial Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 28—by Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Oklahoma Library Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Oklahoma Library Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 29—By Gary of the Senate and Harkey of the House—An Act making appropriations for the support of the Oklahoma State Library for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the state librarian to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith, and declaring an emergency.

SB 30—By Gary of the Senate and Harkey of the House—An Act making appropriations for the support of the State Board of Education for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Board of Education to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 31—By Collins and Counts of the Senate and Harkey of the House—An Act making appropriations for the support of the clerk of the Supreme Court for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the clerk of the Supreme Court to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 32—By Collins and Counts of the Senate and Harkey of the House—An Act making appropriations for the support of the Supreme Court for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Supreme Court to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

SB 33—By Collins and Counts of the Senate—An Act making appropriations for the support of the Criminal Court of Appeals for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Criminal Court of Appeals to employ and fix the salary of such personnel, as is necessary to carry out the purposes for which these ap-

propriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 34—By Counts and Collins—An Act making appropriations for the support of the Board of Equalization for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Board of Equalization to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 35—By Counts and Collins of the Senate—An Act making appropriations for the support of the office of the attorney general for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the attorney general to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 36—By Counts and Collins of the Senate and Harkey of the House—An Act making appropriations for the support of the state reporter for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the state reporter to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 37—By Counts—An Act amending 62 O. S. 1941, Sections 521, 522, 523, authorizing reserve city banks in Oklahoma in addition to fiscal agency in New York to be designated a fiscal agency of the State of Oklahoma and its several governmental subdivisions and setting out duties and compensation therefor; providing for security to be given by such fiscal agencies with certain exceptions; setting out manner and time of payment by treasurer to fiscal agency and declaring an emergency.

SJR 2—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Article 10 of the Constitution of the State of Oklahoma, same to be a new Section designated as Section 31, providing for the payment of a bonus to persons serving in the Armed Forces of the United States during the period from September 16, 1940 to December 31, 1946, or to the heirs of such persons, the issuance of bonds to provide funds therefor to be paid and retired from the proceeds of a special tax on alcoholic beverages sold under state monopoly authorized by any amendment to the Constitution.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 11—Revenue and Taxation.
SB 12—Penal Affairs.
SB 13—Fish and Game.
SB 14—Local, State and Federal Government.
SB 15—Appropriations.
SB 16—Appropriations.
SB 17—Appropriations.
SB 18—Appropriations.
SB 19—Appropriations.
SB 20—Appropriations.
SB 21—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO 5—By Bullard of the House, and Nance of the Senate.

A CONCURRENT RESOLUTION MEMORIALIZING AND REQUESTING THE CONGRESS OF THE UNITED STATES TO ENACT A BILL TO AID

THE STATE IN THE ENFORCEMENT OF THE CIGARETTE TAX NOW EVADED BY USE OF THE UNITED STATES MAILS.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 4—By Brickell, Allard, Shibley, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brown (Pitt.), Brown (Pott.), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Musk.), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Okla.), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Okla.), Welch, Williams, Wolfe and Mr. Speaker of the House and Collins of the Senate.

IN MEMORIAM HONORABLE STREETER SPEAKMAN, STATE REPRESENTATIVE OF CREEK COUNTY.

Upon motion of Senator Nance, the rules of the Senate were suspended and the Senate proceeded to the consideration of **HCR 5.**

HCR 5 was read at length, as follows, and adopted upon motion of Senator Nance:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5—By Bullard of the House and Nance of the Senate.

A CONCURRENT RESOLUTION MEMORIALIZING AND REQUESTING THE CONGRESS OF THE UNITED STATES TO ENACT A BILL TO AID THE STATE IN THE ENFORCEMENT OF THE CIGARETTE TAX NOW EVADED BY USE OF THE UNITED STATES MAILS.

WHEREAS, the State of Oklahoma has seen fit to impose a tax on the sale and use of cigarettes within its boundaries, and the revenues so obtained constitute an important portion of the funds available for its functions of government; and

WHEREAS, it has been brought to the attention of the House of Representatives and the Senate of the State of Oklahoma that a large and growing system of evasion of such tax law has developed; that the United States mails are flooded with advertisements and inducements to the citizens of this State to violate the law of this State; that in numerous instances such advertisers entice prospective customers with statements to the effect that the use of the United States mails is sufficient proof of the legitimacy of such business and such a system; that the mails of the United States are constantly flooded with cigarettes in the process of delivery within this State, and on which cigarettes the tax required by the laws of this State have not and will not be paid; that this State is seriously disadvantaged by such use of the Postal Offices and mails of the United States for the purpose of evading the laws of Oklahoma; and that Oklahoma faces and is now suffering serious losses of revenue as a result of such system of evasion; and

WHEREAS, it has been brought to the attention of the House of Representatives and the Senate of Oklahoma that there is now pending before the Congress of the United States a proposed bill which would aid the States by requiring shippers of cigarettes in

inter-state commerce to furnish to the taxing authority of the State to which shipped a copy of the invoice on each shipment and the name and address of each person to whom shipped;

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

That the Congress of the United States be and the same is hereby memorialized and respectfully urged to enact a bill requiring shippers of cigarettes in interstate commerce to furnish to the taxing authority of the State to which shipped a copy of the invoice on each such shipment; or to enact such other bill to the aid of the several states affected as may be proper;

BE IT FURTHER RESOLVED:

That duly authenticated copies of this Resolution be forwarded immediately to the presiding officers of the respective Houses of Congress.

The above numbered Resolution was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and the Senate proceeded to the consideration of **HCR 4.**

HCR 4 was read at length, as follows, and adopted upon motion of Senator Collins:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 4—By Brickell, Allard, Shibley, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brown (Pitt.), Brown (Pott.), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Musk.), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Okla.), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Okla.), Welch, Williams, Wolfe and Mr. Speaker of the House and Collins of the Senate.

WHEREAS, in the infinite wisdom of the Supreme Ruler of the Universe, Honorable Streeter Speakman, Sr., member of the House of Representatives of the Twenty-first Legislature from Creek County, has been called from earthly labors to his final resting place; and

WHEREAS, he was a chosen representative of the people of Creek County in the State Legislatures for many years prior to his untimely death at Sapulpa, on July 31, 1948; and

WHEREAS, throughout a long and active public career he was always aligned for right and justice and honesty in public affairs and his wide fund of information was always actively used for the betterment of his people and his State; and

WHEREAS, his cheerful disposition, his great ability and his unfailing courtesy were qualities which were known and greatly appreciated by many present legislators, as well as thousands of friends and constituents who knew him; and knowing that he will be missed and his wise counsel and guidance forever absent on future occasions, both public and private;

That we express our appreciation and

gratitude for his long years of faithful public service and dependable representation of his people and his State; and for the fact that we have in our present body, a worthy son as his successor.

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

That we mourn the passing and miss the presence and counsel of our late lamented fellow citizen and fellow member of the House of Representatives of Oklahoma.

That we here express the deep sorrow of his colleagues, his constituents, his clients and friends, at his passing; recognizing that Creek County and the State of Oklahoma have been made better because of his past presence and his untiring efforts for good government.

That this Resolution be spread upon the Journals of the House, and an authenticated copy thereof be forwarded to Mrs. Streeter Speakman, Sr., Sapulpa, Oklahoma, and members of the family.

The above numbered Resolution was properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATIONS FROM GOVERNOR

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JOE M. BEAVER, Purcell, Okla.,

as Secretary of State Insurance Board, for a term beginning July 11, 1947, and ending co-terminously with that of the Governor.

By the Governor of
The State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

LOIS MUEGGE, Oklahoma City, Okla.,

as a member of the Fraternal Insurance Board, for a term ending May 1, 1951.

By the Governor of
The State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

MOSS PATTERSON,
Oklahoma City, Okla.,

as a member of the State Board of Public Affairs, for a term beginning April 15, 1948, and ending co-terminously with that of the Governor.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

M. G. YOUNG, Oklahoma City, Okla.,

as State Fire Marshal, for a term beginning July 21, 1947, and ending coterminously with that of the Governor.

By the Governor of
The State of Oklahoma

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

R. B. PATTON, Henryetta, Okla.,

as Bank Commissioner of the State of Oklahoma, for a term beginning October 1, 1948, and ending co-terminously with that of the Governor.

By the Governor of
The State of Oklahoma

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

D. H. BROWN, Noble, Okla.,

as member State Soil Conservation Board, Area No. 2, for a term beginning June 30, 1947, and ending June 30, 1952.

By the Governor of
The State of Oklahoma

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JOE N. CROOM, Okmulgee, Okla.,

as member of State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1953.

By the Governor of
The State of Oklahoma

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

DR. C. DAN PROCTER, Chickasha, Oklahoma,

as a member of the Board of Trustees of the Teachers' Retirement System of Oklahoma, for a term beginning June 30, 1948, and ending June 30, 1953.

By The Governor of
The State of Oklahoma,

ROY J. TURNER.

Attest
William Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

LLOYD J. ANDERSON, Garber, Okla., as Member State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1950.

By the Governor
of the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JOHN C. FISHER, Marlow, Oklahoma, as Member Board of Regents of Oklahoma Colleges, 6th Congressional District, for a term beginning July 21, 1948, and ending July 21, 1949.

By the Governor
of the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

C. X. DOWLER, Tulsa, Oklahoma, as Member Board of Trustees Teachers Retirement System, for a term beginning June 30, 1947, and ending June 30, 1952.

By the Governor
of the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

C. ROY CRAIG, Leedey, Oklahoma, as Member State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1949.

By the Governor
of the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

F. E. STANLEY, Tulsa, Oklahoma, as Member Board of Regents Oklahoma Military Academy, for a term beginning July 11, 1947, and ending June 30, 1952.

By the Governor
of the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

T. MURRAY ROBINSON,
Oklahoma City, Oklahoma,

as a member of the Board of Regents, Oklahoma Military Academy, for a term beginning July 1, 1948, and ending July 1, 1953.

By the Governor of
The State of Oklahoma,

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

BERT H. BRUNDAGE, Thomas, Okla.,

as member Board of Regents, Oklahoma Colleges, 7th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1950.

By the Governor of
the State of Oklahoma,

ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

W. E. HARBER, Shawnee, Okla.,

as a member State Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, for a term beginning April 2, 1948, and expiring April 2, 1956.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

S. C. BOSWELL, Ada, Okla.,

as member Board of Regents, Oklahoma Colleges, 4th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1953.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JAMES S. PETTY, M.D., Guthrie, Okla.,

as member Board of Regents, Oklahoma Colleges, 5th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1956.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

A. L. GRAHAM, Broken Arrow, Okla.,

as member Board of Regents, Oklahoma Colleges, 1st Congressional District, for a term beginning June 10, 1947, and ending June 10, 1949.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

R. L. CLIFTON, Enid, Okla.,

as member Board of Regents, Oklahoma Colleges, 8th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1954.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

MAURINE FITE (Mrs. W. P. Fite),
Muskogee, Okla.,

as member Board of Regents, Oklahoma Colleges, 2nd Congressional District, for a term beginning June 10, 1947, and ending June 10, 1952.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

RECTOR H. SWEARENGEN,
Durant, Okla.,

as member Board of Regents of Oklahoma Colleges, 3rd Congressional District, for a term beginning June 10, 1947, and ending June 10, 1955.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

C. J. MASTERSON,
Oklahoma City, Okla.,

as a member of the Board of Pharmacy, for a term beginning May 12, 1948, and ending May 24, 1950.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

ROBERT GOWAN, Sulphur, Okla.,

as member of Board of Pharmacy, for a term beginning May 24, 1947, and ending May 24, 1951.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

ARNOLD SAWALLISCH,
El Reno, Okla.,

as a member of the State Board of Health, for a term beginning January 19, 1948, and ending June 30, 1956, from the 6th Congressional District.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

ROY L. FISHER, M.D., Frederick, Okla.,

as a member of the State Board of Health, 7th Congressional District, for a term beginning December 14, 1948, and ending June 30, 1953.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

T. H. McCARLEY, M. D.,
McAlester, Okla.,

as a member of the State Board of Health, for a term beginning July 1, 1948, and ending July 1, 1957, from the 3rd Congressional District.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

FAITH TRITCH, Oklahoma City,
Oklahoma,

as Secretary-Treasurer State Board of Electrology, for a term beginning August 21, 1947, and ending August 21, 1949.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

OLLIE BELLE STINES, Tulsa, Okla., as a Member of the State Board of Electrology, for a term beginning August 21, 1947, and ending August 21, 1950.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

A. W. HAYS, Muskogee, Oklahoma, as a Member of the Oklahoma Aviation Commission, for a term beginning October 3, 1947, and ending October 3, 1955.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

BYRON V. BOONE, Tulsa, Oklahoma, as Member Oklahoma Aviation Commission, for a term beginning June 5, 1947, and ending October 3, 1954.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

LUCIUS A. BABCOCK, El Reno, Okla., as Chairman of the State Industrial Commission, for a term beginning October 1, 1948, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

V. P. McCLAIN, Elk City, Okla., as a Member of the State Industrial Commission, for a term beginning August 9, 1948, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
M. M. THOMAS, Oklahoma City, Okla.,
as a member of the State Industrial Commission, for a term beginning August 16, 1948, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
to the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
PETER NOVAK, Jr.,
Oklahoma City, Okla.,
as a member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
C. W. GASTON, Cushing, Okla.,
as a Member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
DAVE O. VANDIVIER,
Chickasha, Okla.,
as member Oklahoma Employment Security Commission, for a term beginning August 6, 1947, and ending May 20, 1953.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
DAN TANKERSLEY,
Oklahoma City, Okla.,
as a member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and end-

ing co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

GEORGE BEELER, Chickasha, Okla.,

as a member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JAY G. PARIS, Ponca City, Okla.,

as member Oklahoma Employment Security Commission, for a term beginning June 10, 1947, and ending May 20, 1949.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

WYATT BARBEE,
Oklahoma City, Okla.,

as member Oklahoma Employment Security Commission, for a term beginning on May 26, 1947, and ending May 20, 1951.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JOE R. JARBOE, Tulsa, Okla.,

as member Oklahoma Turnpike Authority, from Tulsa County for a term beginning August 7, 1947, and ending July 1, 1953.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

RALPH P. (Bob) MATTHEWS,
Sapulpa, Oklahoma,

as member Oklahoma Turnpike Authority, from Creek County, for a term beginning August 7, 1947, and ending July 1, 1947.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

J. WILEY RICHARDSON,
Oklahoma City, Okla.,

as member Oklahoma Turnpike Authority, from Oklahoma County, for a term beginning August 7, 1947, and ending July 1, 1955.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

PAUL WILSON, Stroud, Okla.,

as member Oklahoma Turnpike Authority, from Lincoln County, for a term beginning August 7, 1947, and ending July 1, 1951.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, with Senator Gooldy presiding.

Senator Nance moved that the Senate accept an invitation extended the Senate by the Chamber of Commerce of Okmulgee, through Senator Nevins, for a visit to the Okmulgee Branch of the Oklahoma A. & M. College, at Okmulgee, on Monday, January 24, 1949, which motion prevailed.

Senator Logan, referring to Rule 70, of the adopted Senate Rules, moved to amend that Rule to provide the use of the words, "ENGROSSED AND ENROLLED BILLS" and that the word "Re-engrossment" be deleted therefrom, which motion prevailed.

Senator Logan moved that the name of the Committee on ENGROSSED BILLS be changed to "ENGROSSED AND ENROLLED BILLS," which motion was adopted.

Senator Emery moved that not to exceed $125.00 be allocated to each member of the Senate for his individual stationery, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 7—Appropriations.

SB 8—Appropriations.

SB 10—Appropriations.

DO PASS, as amended:

SB 6—Appropriations.

MESSAGES FROM THE HOUSE

Transmitting for signature Enrolled **HCR 2.**

Enrolled **HCR 2** was properly signed and ordered returned to the Honorable House.

Senator Nance presiding.

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

SIXTH LEGISLATIVE DAY
Wednesday, January 12, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Binns.—1.

Excused: Counts, Ginder, Lowery.—3.

The President Pro Tempore announced a quorum present.

The Sergeant-at-Arms announced the presence of the Members of the Honorable House, they being the invited guests of the Senate for the remainder of this legislative day, and the President Pro Tempore directed the Sergeant-at-Arms to seat the Honorable Members.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTIONS

Senator Rinehart submitted the following Senate Resolution which was read at length and given immediate consideration:

SENATE RESOLUTION NO. 4—By Rinehart, Nance, Logan, Porter, Gary.

RESOLUTION PAYING RESPECT TO HONORABLE HOMER PAUL, DISTINGUISHED FORMER SENATOR AND PRESIDENT PRO TEMPORE OF THE OKLAHOMA SENATE; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY - SECOND LEGISLATURE TO THE BEREAVED FAMILY.

WHEREAS, in the Providence of the Supreme Architect of the Universe, our beloved former member, Honorable Homer Paul of Pauls Valley, Oklahoma, has been called from his earthly labors; and

WHEREAS, his services as Senator and member of the House of Representatives were of the highest order; and

WHEREAS, lasting contributions have been made through his efforts to the efficiency of our State Government; and

WHEREAS, the memory of his presence and wholesome fellowship still abides among us:

THEREFORE, BE IT RESOLVED,

First, that we go on record as being highly appreciative of the long service that Homer Paul rendered to his State and to the people of his immediate territory in the four years service as a member of the House of Representatives and the sixteen years as a member of the Senate.

Second, that we recognize in his life and attainments the elements of progressive leadership and outstanding ability and recall with due appreciation the service that he rendered as President Pro Tempore of the Senate in the session of the Twentieth Legislature.

Third, that we recommend to our fellow members as worthy of their emulation the integrity, loyalty, and zeal with which he distinguished himself in the long years of his devoted and patriotic service to the people of our State.

Fourth, that we pledge to his memory our purpose to carry forward the many progressive forms of legislation

that he initiated and supported in the interest of the welfare of Oklahoma and will ever cherish in our hearts the remembrance of his delightful fellowship and stalwart character.

Fifth, that we express to his bereaved family our genuine sorrow in the loss of this valued citizen and share with them a personal loss in the going of a true friend and distinguished fellow worker.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the Journal of the Senate and an enrolled copy hereof be forwarded by the Secretary of the Senate to the family of the Honorable Homer Paul.

Senators Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Leonard, Lowery, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White and Worthington asked to be made co-authors of **SR 4**, which was the order.

Upon motion of Senator Rinehart **SR 4**, as amended, was adopted by the Senate and ordered referred for engrossment.

SCR 1 was submitted, read at length as follows and adopted, upon motion of Senator Cobb:

SENATE CONCURRENT RESOLUTION NO. 1—By Logan, Nance, Porter, Rinehart, Gary, Fine, Counts, Leonard, Lowery, Thompson, Baldwin, Cook, Anderson, Cobb, Dacus, Collins, Gooldy, White, Nevins, Worthington, Cowden, Ritzhaupt, Jelks, Binns, Emery, Jarman, Speck, Mahan, Waller, Ginder, Price, Ballinger, Rogers, Seaman, Medlock, Walker, Boecher, Carrier, McClendon, Howell, Hope, Grim, Connell, Cartwright, of the Senate and Reynolds (Okla.), Billingsley, Russell, Smalley, of the House.

A RESOLUTION PAYING TRIBUTE TO THE OUTSTANDING OKLAHOMA SOONERS FOOTBALL TEAM AND COACHES, THE HONORABLE PRESIDENT OF THE UNIVERSITY OF OKLAHOMA, AND ALL OTHERS PLAYING A VITAL PART IN THE SOONER VICTORY AT THE SUGAR BOWL GAME IN NEW ORLEANS NEW YEAR'S DAY.

WHEREAS, the first day of January, 1949, besides marking the beginning of a new year, also heralded the playing at New Orleans, Louisiana, of the outstanding football event of the Nation, when our own "Sooners" went out on the Sugar Bowl playing field to match skill and brawn with North Carolina's celebrated eleven; and

WHEREAS, the heroic team play as well as the individual will to win finally brought 14 to 6 victory for Oklahoma over the "Tar Heels"; and

WHEREAS, this notable accomplishment brought great publicity, praise, fame, and respect from the whole nation upon the state as a whole; and

WHEREAS, the hard and aggressive play was coupled with the display of the finest principles of sportsmanship and fair play which in themselves brought just tribute to our great state and whereas such sportsmanship reflects the teachings of a high principaled coaching staff and the inherent good character of the individual members of the team; and

WHEREAS, such victories do not "just happen" but are the result of long and tireless effort and enthusiastic cooperation, plus daring ability on the part of the Oklahoma players; as well as systematic planning and prodigious labor and leadership on the part of the Coach and his excellent staff, and the proper and timely aid and assistance of the able President of Oklahoma University, fortified by an intensely active alumni and student-body:

NOW, THEREFORE, BE IT RESOLVED by the Senate of the Twenty-second Oklahoma Legislature, the House of Representatives concurring therein:

Section 1. That for and on behalf of our people we express to the Oklahoma players, individually and severally, and to Coach Bud Wilkinson and staff the profound and sincere thanks and gratitude of the State for the all-out efforts which gained this victory; and to President George L. Cross and the alumni and student-body the appreciation, thanks and pride which is universally manifest for their unfaltering faith and assistance in providing the backing and encouragement so necessary to accomplish and round out the greatest athletic victory ever to come to an Oklahoma team.

Section 2. That an authenticated copy hereof be by the Secretary of the Senate forwarded to Coach Wilkinson, to each of the co-captains and each member of the team, and to President George L. Cross of Oklahoma University.

SCR 1 was ordered referred for engrossment.

LOBBY PERMITS

Erwin D. Cotter: Age 44; residing at 3325 N. W. 21 Street, Oklahoma City, Oklahoma, states he is representing the Communication Workers of America, Southwestern Division #20, Oklahoma Area as Legislative Representative and is receiving the sum of $14.00 per day for his services; and in compliance with the laws of the State hereby petitions your Honorable Body to be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) ERWIN D. COTTER.

Upon motion of Senator Jarman, the request of Erwin D. Cotter was granted and Lobby Permit ordered issued to him.

Dean Baugh: Age 41, residing at 2129 N. Rhode Island, Oklahoma City, Oklahoma, states he is representing the Oklahoma State Federation of Labor as Legislative Representative and is receiving the sum of $14.00 per day for his services, and in compliance with the laws of the State hereby petitions your Honorable Body to be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) DEAN BAUGH.

Upon motion of Senator Jarman, the request of Dean Baugh was granted and Lobby Permit ordered issued to him.

Frank Hanks: Age 62, residing at 528 N. Tacoma Street, Tulsa, Oklahoma, receives the sum of $14.50 per day for his services as Legislative Representative for the State Council Carpenters; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interests of the organization he represents.

(Signed) FRANK HANKS.

Upon motion of Senator Price, the request of Frank Hanks was granted and Lobby Permit ordered issued to him.

Bob Lungwitz states that he resides at Bristow, Oklahoma; that he is 42 years of age; that he is legislative representative for Free Roads Association of Oklahoma; that he is paid the sum of $250.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) BOB LUNGWITZ.

Upon motion of Senator Collins, the request of Bob Lungwitz was granted and Lobby Permit ordered issued to him.

COMMITTEE REPORTS

Senator Worthington submitted the following Report of the Interim Committee on Penal Institutions and asked that the Report be incorporated in the Journal and consideration deferred until another legislative day, which was the order:

THE JOINT INTERIM COMMITTEE APPOINTED BY THE TWENTY-FIRST LEGISLATURE MAKES ITS FINAL REPORT TO THE TWENTY-SECOND LEGISLATURE.

Only two members of the Committee from the House were elected to the Twenty-Second Legislature. Four members of the Senate Committee serving in the Twenty-Second Session of the Legislature met in Room 415, Wednesday, January 12, 1949, and unanimously agreed upon the following report. The following members of the Committee were present: Senator White, Senator Speck, and Senator Worthington, and Representative Shumate, and Representative Smalley. Senator Counts was absent from the meeting.

Senator White moved the adoption of the report, seconded by Senator Speck. The vote was unanimously in favor of the report, and it is herewith attached.

THE INTERIM COMMITTEE
ON PENAL INSTITUTIONS
Senator Worthington,
Chairman

Senator White
Senator Speck
Representative Shumate
Representative Smalley.

THE INTERIM COMMITTEE APPOINTED UNDER SENATE JOINT RESOLUTION NO. 15 OF THE 21st LEGISLATURE HEREBY MAKES ITS FINAL REPORT TO THE 22nd LEGISLATURE CONVENING JANUARY 4, 1949.

The committee had two meetings in the State Capitol which were for the purpose of investigating alleged shortages and irregularities at the penitentiary at McAlester. The committee found that most of the alleged accusations were right and that McAlester was in a deplorable condition. A new Warden had been appointed to take over the supervision of the prison. Records of this meeting were worked out on all evidence presented to the committee. The Board of Affairs, the Governor, the Commissioner of Charities and Corrections met with the committee, and the Board of Affairs agreed that a study should be made in regard to the so called little Alcatraz that had been established at Granite by a former administration. The Board of Affairs agreed, and so did the Governor, that Granite was not a safe place for incorrigible prisoners, and that something would have to be worked out to remedy the situation.

At the second meeting held in the State Capitol at a later date, the Governor, Commissioner of Charities and Corrections, the Warden of the State Penitentiary, the Warden of the Oklahoma State Reformatory, and the Board of Affairs met with this committee and the conditions of this institution were discussed thoroughly and McAlester, according to the Board of Affairs and the Warden, had shown a slight improvement. The Board of Affairs, the Governor, each of the wardens, and the committee reached a decision regarding the removal of the incorrigible criminals from Granite back to McAlester, and it was agreed that Granite should be established as a reformatory. At this meeting, it was suggested to the warden at McAlester, by the committee, to establish the same system of handling cash as is now at Granite, and that no cash be allowed any prisoner and that coupon books be issued that are non-negotiable, and that the warden handle the prison the same as Warden Moore was handling his at Granite, and that he be permitted to employ all

personnel to work at this institution. The committee adjourned to meet at the call of the Chairman, at which time Granite, McAlester, and Stringtown would be visited by the committee and any other correctional institutions in the State that the committee deemed wise to visit.

On a former occasion the committee visited the Girls Training School at Tecumseh and found conditions that were very bad. Since that visit, we have been informed by the Commissioner of Charities and Corrections that he considers this school one of the best correctional schools in this state. The committee believes that the Legislature should make sufficient appropriations for this school so that vocational and other educational facilities can be provided for this school so that improvements, either in education or rehabilitation work can be given the girls of this institution.

The committee visited the Oklahoma State Reformatory at Granite. The committee went over the grounds, visited each and all of the buildings. When the institution was thoroughly gone over and all the departments looked into, the committee found the reformatory in good condition and the prisoners under control. The personnel was cooperative and very efficient. The prison was clean and each inmate was clean as to his personal dress. We found that the warden and his staff were running the prison well, and no prisoner had access to any of the prison records. We found also that the institution has long been handicapped for lack of funds and that many things are needed to give better training to the inmates. The much needed training facilities, such as, shops in wood work, tin work, plumbing, etc., are lacking. Also, there is no school for the younger prisoners.

Instructional benefits that are received at the reformatory may be summed up as follows: The leather shop furnishes training for 40 to 50 prisoners; the tannery, 20 prisoners; the dairy, 15 prisoners; and the farm, some 75 prisoners. Also, up to 300 prisoners are employed in the harvest during the season. These are in addition to various maintenance jobs about the institution.

The reformatory has some 2000 acres of fertile agricultural land that has a very high production record in cotton, wheat, oats, and field crops, along with sufficient vegetables for the institution in season. Not having any canning facilities, none of the vegetables are processed. We found that the reformatory has one of the best dairy herds in the State. All the livestock are in good condition and the well-managed dairy is operated at a nice profit to the institution.

We found that the prisoners were not allowed to have cash and that there is no money inside the walls. A prisoner is permitted to draw $5.00 each week from his account this is in non-transferable coupon books. Gambling is not allowed among the prisoners. Each prisoner is the owner of his coupons which he uses for purchases at the canteen. We believe this system is working to the advantage of the prison and that the use of non-transferable coupons eliminates any desire for gambling among the inmates. We found that all profit from the leather goods department is the property of the State and that such profit is given to the State. The prisoners employed in this department receive some compensation for their work, depending on the amount of work done, none of which exceeds $2.00 to $3.00 each, per month.

The warden has the prison under the best of control with the prisoners' respecting and obeying him and his employees. Segregation of first-termers and habitual criminals is practiced as far as possible under existing conditions.

We found that the employees are

receiving very low salaries. The custodial officers receive $125.00 for eight hours and $150.00 for twelve hours. The twelve-hour officers are also charged with the supervision of the prisoners on the yard and of the evening lock-up and count.

We believe that the salaries of the employees of the State Reformatory should be raised. We believe that there should be a training school set up and it be made compulsory for the inmates, who on the outside, have not obtained an eighth grade education, attend this school. We believe that the farm training received at this institution will be a great benefit to the State and at the same time give needed training to the inmates who will go into agricultural work after being released from the prison. We are of the opinion that the dairying and livestock farming program can be enlarged to some extent when funds are available to employ additional personnel, thus giving valuable experience to prisoners who will enter this field after completing their sentence.

We wish to commend the warden for the good job he has done in his handling of the prison at Granite, and we recommend that this reformatory be made the prison that it was intended to be by committing here-to only such first-termers of short sentences who are young and have a chance for rehabilitation. We also recommend that the Legislature prepare this institution as a State Reformatory, thereby giving the facilities and latitude for the restoration of men who have stepped aside, in order that they again may take their place in society.

The committee visited the Oklahoma State Penitentiary at McAlester and found most of the building very much in need of repairs. Most of the machinery that was used at the prison was in a run-down condition and much of it was in need of repairs. The committee did not have access to any of the records, but they did find that prisoners were handling and keeping the records and were working in the front offices. In the committee's opinion, it is a bad policy for the prisoners to handle and have access to vital records, and we believe that this part of keeping records should be done by competent help employed by the warden for such work. We found many prisoners on the yard during the work hours. Also, we found few prisoners actually engaged in gainful employment the day the committee visited the prison. We believe that the manufacturing establishments located at the prison at McAlester should be placed into operation to manufacture goods to supply other State institutions, and that all profits obtained therefrom be retained by the State, and that prisoners be paid in these departments as they are at Granite, at the rate of $2.00 to $3.00, per month.

The committee further believes that the canteen fund should not be built up to an excess and the profit from said canteen should be spent for recreational purposes for the inmates of said institution. The reason this canteen fund should not be built up to an enormous amount is that it might give someone an incentive to appropriate said funds or part of said funds to their own personal benefit as in the past.

The committee also found that there had been some improvements at McAlester, but other improvements are needed, i. e., gambling of any form should be abolished, that a new system in their coupons be established so that they would be non-negotiable, that the farming land at the prison be rebuilt by fertilizing and other land improvements so that vegetables and other crops can be grown to supply the prison with vegetables and any and all surplus be canned and distributed to other institutions and charged to these institutions, that all prisoners be placed in some gainful occupation. We also, believe that

the furniture manufactory should be in operation to supply needed furniture to other State institutions, that the mattress factory and all other industries should be placed into production.

We further believe that the brick plant should be continuously operated and that the Legislature provide means whereby the brick can be sold to other State institutions and school districts that are building new buildings. We believe that the dairy herd should be increased so that all the milk that is needed for the prison be produced at the prison. We further believe that better discipline should be had in the prison and that trusties be denied the privilege of leaving the prison proper without a guard.

We found that they had some poultry, including turkey, that was in good condition and we believe that the warden should encourage the growing of more poultry at the prison. We found that they were raising hogs and that they were showing a small profit to the institution and believe that with the farm land they now have, more livestock could be produced at the prison.

The following day the committee visited the white boys' training school located at Stringtown and in the committee's opinion, the Governor and the Board of Affairs were wise in transferring the institution from Helena, Oklahoma, to Stringtown, as this is an ideal location for a training school. The committee recommends to the Legislature the appropriation of sufficient funds to build this school up to standard for directing boys incarcerated in this school. We recommend that a fence be built, beginning at the highway and around all buildings as this will cut to minimum the number of escapes. We believe that the State owes these boys the best opportunity there is to rehabilitate and return to society. The committee suggests to the State Legislature the rewriting of most of the prison laws and that McAlester remain the maximum security institution and that Granite be made by law a State Reformatory, and that no long-term and incorrigible prisoners be sent to Granite, and that the best qualified men obtainable be employed to operate said prison.

We ask the committee of the House and Senate on Penal Institutions to make a further study in rewriting these bills so that a workable law, or laws, will be enacted that the warden can carry out the prison rules and regulations.

We also recommend that the employees at the prison be prohibited from trading or any other dealings with the prisoners.

It is further recommended that a ward be established in one of the mental institutions of the State whereby mental patients of these institutions might be transferred and treated. Also, it is recommended that the same procedure be employed for tubercular patients.

Submitted by

The Interim Committee
on
Penal Institutions
Henry W. Worthington,
Chairman.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HCR 1—Education.

By unanimous consent, **HCR 1**, as amended, was taken up for consideration and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1—By Russell.

A RESOLUTION REQUESTING EARLY ACTION BY CONGRESS WITH RESPECT TO THE QUESTION OF FEDERAL AID.

WHEREAS, the financing of public schools is one of the major problems confronting the Oklahoma Legislature and may be of importance to each of the forty-three state legislatures which convene in regular session in 1949, and

WHEREAS, the Oklahoma Legislature, pledges itself to exert every effort to adequately finance a program of public education in the State of Oklahoma, and

WHEREAS, the Oklahoma Legislature recognizes that there will be need for additional revenues for financing public education within the state,

THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

That the Eighty-first Congress of the United States be, and it is hereby respectfully petitioned and urged to enact suitable legislation providing for Federal Financial Aid for the public schools of the United States, said funds to be administered by the various states of the Union without federal control.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to each of the other forty-three state legislatures which convene in 1949 and to each member of the Oklahoma Congressional Delegation.

Senator Dacus moved the adoption of **HCR 1**, as amended, and upon a request for a roll call thereon being sustained, the result was as follows:

Ayes: Anderson, Baldwin, Boecher, Cartwright, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Carrier, Cobb, Cook, Howell, Leonard, Price, Speck.—7.

Excused: Counts, Ginder, Lowery—3.

Absent: Binns—1.

Not Voting: Ballinger, Gooldy—2.

HCR 1, as amended, was declared adopted and ordered referred for engrossment.

Senator Nance asked unanimous consent, which was granted, to have the following letter incorporated in the record:

January 12, 1949.

Senator James C. Nance
Capitol Building
Oklahoma City, Oklahoma

Dear Senator:

In compliance with your oral request of yesterday afternoon, I have the following report to submit to you in regard to Federal funds received in Oklahoma for educational purposes during the fiscal year, 1947-48:

Vocational Education	$ 551,801.46
School Lunch Program—	
Cash, $1,186,309.00; Value of Commodities, $828,861.40; Total	2,015,170.40
Indian Education	280,000.00
Oklahoma A. & M. College Extension and Experimental Stations	1,101,636.18
Langston University	9,966.00
Vocational Rehabilitation	323,567.29
Veterans' Agricultural Training Program (estimate)	3,000,000.00
Total	$7,282,141.33

This could be further broken down to say that the funds for Vocational Education, School Lunch Program, and Indian Education are spent for the benefit of the common schools of the State. This total is $2,846,971.86.

The institutions of higher learning received a total of $1,111,602.18. As noted above, this fund went to two colleges.

The fund for Vocational Rehabilitation and the training of veterans in the agricultural program could be classified as adult education and this figure amounts to $3,323,567.29.

In addition to the above amounts, the Veterans' Administration pays the tuition of veterans directly to the various colleges of the State. I have no way of securing this information as it is not a direct grant in aid. Of course, it contributed materially to the support of these colleges.

I wish to remind you also that our school land fund originated as a Federal fund although it is now considered to be a State fund. It was originally given to us in the form of lands and cash. The assets of this Department are now a total of $81,272,429.61. During the fiscal year ending June 30, 1948, the School Land Commission disbursed a total of $2,150,335.99 through the nine funds that are set up by the School Land Department.

In the case of Vocational Education, Vocational Rehabilitation, the veterans' program, and Indian Education, we entered into a contract with an approved plan with the Federal agency involved and so long as we follow this plan, the Federal agency exercises no control whatsoever over the expenditure of these funds. In the case of the School Lunch Program, the administration of this is left to us almost wholly. Likewise, I am told by the college authorities that no attempt is made to dictate the policy regarding the expenditures of the funds received for college purposes.

I trust this is the information you desire but if you would like further information or a breakdown of the funds listed above, I shall be happy to secure what information I can for you.

Sincerely yours,

(Signed) OLIVER HODGE,
State Superintendent.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 3 correctly Engrossed.

Engrossed **SR 3** was properly signed and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 3 correctly Enrolled.

Enrolled **SR 3** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 38—By Public Health Committee of the Senate—An Act relating to persons afflicted with tuberculosis; providing for quarantine and compulsory hospitalization and treatment.

SB 39—By Connell of the Senate and Coker of the House—An Act repealing Section 32, Chapter 6b, Title 19, Page 50, Oklahoma Session Laws 1945; authorizing and relating to the payment of designated mileage and expenses to County Sheriffs and their salaried deputies; providing for the payment to County Sheriffs of their actual expenses incurred in keeping, feeding and maintaining prisoners and fixing the maximum amounts thereof; repealing conflicting laws; and declaring an emergency.

SB 40—By Logan—An Act relating to the State Legislative Council; amending 74 O. S. 1941, Paragraph 461 as amended by Senate Bill 83, Regular Session, Twenty-first Legislature; creating an executive committee of the council and designating its duties: making appropriations, and declaring an emergency.

SB 41—By Gary—An Act making appropriations for the support of the office of the Lieutenant Governor for the fiscal years ending June 30, 1950 and June 30, 1951; creating certain po-

sitions therein and fixing the salaries therefor; authorizing the Lieutenant Governor to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 42—By Thompson—An Act to repeal Sections 1 to 17, inclusive, of Title 32, Oklahoma Session Laws of 1945, being Sections 66 to 81, inclusive of Title 32, O. S. Supplement 1947, relating to community property law; providing a method of preserving rights heretofore acquired under the Act and giving notice thereof to third persons; fixing the limitations for enforcing such rights; making provisions for severability; and declaring an emergency.

SB 43—By Thompson—An Act providing the method of determining tax liability under joint income tax return and gift tax return by husband and wife, and providing for marital deduction in estate tax return; and declaring an emergency.

SB 44—By Waller, Collins, Cowden, Gary—An Act making it a misdemeanor to sell or barter to any person under the age of twenty-one (21) years any beverage containing more than one-half (½) of one (1%) per cent alcohol by volume, and not more than three and two-tenths (3.2%) per cent by weight, and providing the penalty therefor; and declaring an emergency.

SB 45—By Gary—An Act making appropriation for the support of the office of State Treasurer for the fiscal year ending June 30, 1950 and June 30, 1951; authorizing the State Treasurer to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 46—By Dacus and Nevins—An Act relating to the Oklahoma Historical Society; creating a revolving fund in the Treasury to be known as the "Historical Society Revolving Fund"; prescribing regulations governing the expenditures and management of said fund; making an appropriation; and declaring an emergency.

SB 47—By Gary—An Act making appropriations for the support of the District Courts for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the District Courts to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 48—By Gary—An Act making appropriations for the support of the office of State Auditor for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Auditor to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 49—By Gary—An Act making appropriations for the support of the Corporation Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Corporation Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; making the provisions of this Act severable; repealing all laws in conflict herewith and declaring an emergency.

SB 50—By Gary—An Act making appropriations for the support of the Secretary of State for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Secretary of State to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SB 51—By Dacus and Nevins—An Act

making appropriations to the State Board of Vocational Education from the general revenue fund of the State for the respective fiscal years ending June 30, 1950 and June 30, 1951 for the purpose of carrying out the provisions of Title 70, O. S. 1941, Chapter 30, relating to vocational education and cooperating with the United States office of education in the promotion of vocational education; and declaring an emergency.

SB 52—By Dacus, Nevins and Gary—An Act making an appropriation to the State Board of Education to carry out the terms and provisions of Public Law 396 of the 79th Congress of the United States and any other laws of the United States Government enacted for the purpose of carrying out the school lunch program established by Public Law 396; authorizing the State Board of Education to create positions, make the appointment and fix the salary of such personnel as may be necessary to carry out the purpose for which these appropriations are made, and to incur and pay such expenses as may be necessary to carry out the provisions of Title 70, Chapter 31-E Session Laws 1947, Page 544, same being **HB 268**, R. S., Twenty-first Legislature; and declaring an emergency.

SB 53—By Gary—An Act making appropriations for the support of the Department of Charities and Corrections for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Commissioner of Charities and Corrections to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

SJR 3—By Thompson—A Joint Resolution proposing that the Governor shall inform the President of the United States, the Secretary of State of the United States, the Speaker of the House of Representatives of the United States, and the President Pro Tempore of the Senate of the United States, and each member of the Oklahoma delegation in Congress, that it is the wish of the people of Oklahoma that the delegates of the United States to the United Nations propose or support amendments to the Charter of the United Nations which will strengthen the United Nations and make it a world federal government able to prevent war; providing that this resolution shall not be effective until approved by the people; and providing for its submission.

SJR 4—By Price—A Joint Resolution designating and adopting the scissor-tailed flycatcher, muscivora forticata, as the state bird of Oklahoma.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 22—Appropriations.
SB 23—Appropriations.
SB 24—Appropriations.
SB 25—Appropriations.
SB 26—Appropriations.
SB 27—Appropriations.
SB 28—Appropriations.
SB 29—Appropriations.
SB 30—Appropriations.
SB 31—Appropriations.
SB 32—Appropriations.
SB 33—Appropriations.
SB 34—Appropriations.
SB 35—Appropriations.
SB 36—Appropriations.
SB 37—Business and Industry.
SJR 2—Revenue and Taxation.

GENERAL ORDER

Senator Rinehart asked for consideration of **SB 3** by Porter.

Section 1 was read.

Senator Ritzhaupt moved to amend **SB 3**, line 3½, page 8, by adding a new paragraph as follows: "(aa) Day time as used in this Act shall mean one-half hour before sunrise to one-half hour after sunset and night time shall mean

any other hour", which amendment was declared adopted.

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

The President Pro Tempore announced the presence of Governor Roy J. Turner, who was introduced to and spoke briefly to the members of the Senate and guests.

Section 2 was read.

Senator Grim moved to amend **SB 3,** line 12, page 9, by inserting after the word "address" and before the word "and" the following: "Names and addresses of all occupants of the vehicle up to 5. The amount of public liability and property damage insurance, if any, and the name and address of said Company", which amendment failed of adoption.

Senator Worthington moved to amend **SB 3,** line 72, page 10, by striking after the word "to" and before the word "officer," the words "a police" and insert the word "an", which amendment was declared adopted.

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

Section 3 was considered, the reading of which was dispensed with upon motion of Senator Nance.

Senator Connell moved to amend **SB 3,** line 18, page 12 and line 1, page 13 as follows: Line 18, page 12, by striking the word "daylight" and inserting the word "day"; Line 1, page 13, by striking the word "darkness" and inserting the word "night", which amendment was declared adopted.

Senator Cowden moved to amend **SB 3,** line 17, page 12, by striking after the word "be" and before the word "miles" the word and figures, "sixty (60)," and inserting the words and figures, "sixty-five (65)".

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

Ayes: Anderson, Boecher, Carrier, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Howell, Jelks, McClendon, Medlock, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—22.

Nays: Baldwin, Ballinger, Cartwright, Cobb, Dacus, Grim, Hope, Jarman, Leonard, Logan, Mahan, Nance, Nevins, Porter, Price, Thompson.—16.

Excused: Counts, Ginder, Lowery.—3.

Absent: Binns.—1.

Not Voting: Gooldy, Speck.—2.

Senator Cowden moved to amend **SB 3,** line 18, page 12, by striking after the word "and" and before the word "miles" the word and figures, "fifty (50)" and inserting the words and figures "fifty-five (55)", which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 3,** line 1½, page 14, by adding a new paragraph as follows and re-lettering the succeeding paragraphs: "(g) Whenever the movement of as many as 10 or more motor vehicles at normal legal speeds upon the highways of this State is being impeded by the slow movement of any other motor vehicle traveling thereon, it shall be the duty of the driver of such slow moving vehicle to pull the same to the shoulder of the highway at the first opportunity and permit the passage of all motor vehicles whose legal speeds are being impeded. Police officers are hereby authorized to enforce this provision by directions to drivers, and in the event of apparent wilful disobedience to this provision and refusal to comply with the direction of an officer in accordance herewith the continued slow operation by a driver shall be a misdemeanor and punishable as such."

Senator Ritzhaupt asked unanimous consent, which was granted, to strike from the last line of his amendment the words "be a misdemeanor and pun-

ishable as such" and insert the following: "be punishable as provided in Section 8 of this Act."

Upon motion of Senator Grim, the Ritzhaupt amendment, as amended, was tabled.

Senator Nance moved to amend **SB 3**, line 10, page 48, Section 11, by insertting after the word "pavement' a new sentence as follows: "Sections 583 and 584 of Title 69, O. S. 1941, and Sections 91, 92, 104 and 105 of Title 47, O. S. 1941, and Section 111, paragraph 4, subparagraphs (a), (b) and (c) of Title 47, O. S. Supplement, 1947, are hereby repealed" and correct title in conformity with this amendment, which amendment was declared adopted.

Senator Rinehart asked unanimous consent, which was granted, to defer further consideration of **SB 3** until the next legislative day, for the purpose of inviting members of the Honorable House into an executive session of the Senate.

Upon motion of Senator Rinehart, the Senate closed its doors and went into executive session, inviting the Governor and members of the Honorable House to remain in the Senate Chamber for the executive session.

*

The Senate reassembled in open session, with President Pro Tempore Logan presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Cobb, advised and consented to the confirmation of the recess appointment of ROBERT GOWAN, Sulphur, Oklahoma, as Member of Board of Pharmacy, for a term beginning May 24, 1947, and ending May 24, 1951.

The Senate, in executive session and upon motion of Senator Rinehart, advised and consented to the recess appointment of ARNOLD SAWALLISCH, El Reno, Oklahoma, as a Member of the State Board of Health, for a term beginning January 19, 1948, and ending June 30, 1956, from the 6th Congressional District.

The Senate, in executive session and upon motion of Senator Jelks, advised and consented to the confirmation of the recess appointment of DR. C. DAN PROCTER, Chickasha, Oklahoma, as a Member of the Board of Trustees of the Teachers' Retirement System of Oklahoma, for a term beginning June 30, 1948, and ending June 30, 1953.

The Senate, in executive session and upon motion of Senator Walker, advised and consented to the confirmation of the recess appointment of W. E. HARBER, Shawnee, Oklahoma, as a Member of State Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, for a term beginning April 2, 1948, and expiring April 2, 1956.

Senator Binns asked to be recorded present, which was the order.

Senator Rinehart asked unanimous consent, which was granted, that the Rules of the Senate be suspended for the purpose of permitting the Speaker of the House of Representatives, the Honorable Walter Billingsley, to address the Senate.

The Honorable Walter Billingsley, Speaker of the House of Representatives, spoke briefly to the Senate.

EXECUTIVE NOMINATIONS FROM THE GOVERNOR

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of
HAROLD P. HUTTON, Clinton, Okla., as president State Board of Agriculture, effective December 1, 1948, to fill

the unexpired term of the resigned president.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the appointment of

RALPH ENIX, Kingfisher, Okla.,

as member Board of Pharmacy, for a term beginning July 22, 1948 and ending July 22, 1952.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the appointment of

R. L. McLEAN, Anadarko, Okla.,

as member State Board of Education, for a term beginning April 14, 1948 and ending April 1, 1954.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6—By Berry and Wagner, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wallace (Custer), Wallace (Grady, Wallace (Oklahoma), Welch, Wiliams, Wolfe, and Mr. Speaker of the House and Cowden of the Senate.

IN MEMORIAM HONORABLE JACK THOMPSON, A MEMBER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH SESSION OF THE OKLAHOMA LEGISLATURE.

By order of the President Pro Tempore, **HCR 6** was ordered placed upon the Calendar.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 15**—by Harkey of the House and Gary of the Senate—An Act making appropriations to pay salaries, per diem, mileage, and expenses of members of the State Legislature, and the salaries, per diem, and expenses of Legislative employees, together with other expenses, including the purchase of supplies, materials, and equipment, and the printing of the Permanent Journals for the biennium beginning July 1, 1947, and ending June 30, 1949; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 10:00 a. m., tomorrow.

SEVENTH LEGISLATIVE DAY
Thursday, January 13, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—41.

Excused: Counts, Ginder, Gooldy.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Cobb asked unanimous consent, which was granted, to correct the Journals for the 4th and 5th Legislative days to show Senator Lowery excused.

LOBBY PERMIT

Ira M. Finley, age 62, resident of Oklahoma City, Oklahoma, with offices at 312½ West California, states he is State Legislative Representative of the Brotherhood of Maintenance of Way Employees and receives a salary of $15.00 per day for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) IRA M. FINLEY.

Upon motion of Senator Jarman the request of Ira M. Finley was granted and Lobby Permit ordered issued to him.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 54—By Jarman—An Act relating to taxes on motor vehicles, the transfer of title thereto, the use thereof, the registration thereof, and the issuance of certificates of title thereto, of licenses or certificates of registration and number plates therefor, in connection therewith, and the collection and disposition of fees and charges for services in connection therewith; abolishing the position of "motor license agent;" canceling and terminating all appointments of motor license agents made prior to the effective date hereof; providing that the County Clerk shall have all authority and duties heretofore conferred or imposed by law upon motor license agents of the Oklahoma Tax Commission, in any county in which said commission shall deem it necessary to have assistance in the collection of such taxes and the issuance of such certificates, licenses and number plates; authorizing the employment of additional deputy county clerks and the opening and maintaining of sub-offices when deemed necessary to enable county clerks to discharge the duties imposed hereby, and providing for the payment of the expense thereof; and amending 47 O. S. 1941 § § 22.1, 22.21, 22.22, 23.3, 23.6, and 23.12, to conform hereto.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 38—Public Health.

SB 39—Local, State, County and Federal Government.

SB 40—Appropriations.
SB 41—Appropriations.
SB 42—Judiciary.
SB 43—Revenue and Taxation.
SB 44—Judiciary.
SB 45—Appropriations.
SB 46—Appropriations.
SB 47—Appropriations.
SB 48—Appropriations.
SB 49—Appropriations.
SB 50—Appropriations.
SB 51—Appropriations.
SB 52—Appropriations.
SB 53—Appropriations.
SJR 3—Revenue and Taxation.
SJR 4.

Senator Price asked unanimous consent, to which Senator Nance objected, that **SJR 4** be ordered printed and placed upon the Calendar without reference to a Committee.

SJR 4—Game and Fish.

HB 15—Appropriations.

GENERAL ORDER

SB 6, by Gary of the Senate and Harkey of the House was read and considered.

Senator Nance presiding.

Upon motion of Senator Gary, **SB 6** was advanced to engrossment and third reading.

By unanimous consent, **SB 6** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 6 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—38.

Nays: Lowery and Nevins.—2.

Not Voting: Binns.—1.

Excused: Counts, Ginder and Gooldy.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—38.

Nays: Lowery and Nevins.—2.

Not Voting: Binns.—1.

Excused: Counts, Ginder and Gooldy.—3.

The emergency was declared passed.

SB 6 was referred for engrossment.

GENERAL ORDER

SB 7, by Gary of the Senate and Harkey of the House was read and considered.

Senator Gary asked unanimous consent, which was granted to correct the word "ended" in line 4, page 1, to read "ending".

Upon motion of Senator Gary, **SB 7,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 7** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 7 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope,

Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—40.

Not Voting: Ritzhaupt.—1.

Excused: Counts, Ginder, Gooldy.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—40.

Not Voting: Ritzhaupt.—1.

Excused: Counts, Ginder, Gooldy.—3.

The emergency was declared passed.

SB 7 was referred for engrossment.

GENERAL ORDER

SB 8, by Gary of the Senate and Harkey of the House was read and considered.

By unanimous consent, **SB 8** was advanced to engrossment and third reading.

By unanimous consent, **SB 8** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 8 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—39.

Not Voting: Rinehart, Waller.—2.

Excused: Counts, Ginder, Gooldy.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—39.

Not Voting: Rinehart, Waller.—2.

Excused: Counts, Ginder, Gooldy.—3.

The emergency was declared passed.

SB 8 was referred for engrossment.

GENERAL ORDER

SB 10, by Gary of the Senate and Harkey of the House was read and considered.

Upon motion of Senator Gary, **SB 10** was advanced to engrossment and third reading.

By unanimous consent, **SB 10** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 10 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Jelks, Ritzhaupt.—3.

Excused: Counts, Ginder, Gooldy.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Jelks, Ritzhaupt.—3.

Excused: Counts, Ginder, Gooldy.—3.

The emergency was declared passed.

SB 10 was referred for engrossment.

REPORT ON ENGROSSED AND ENROLLED BILLS

SCR 1 correctly engrossed.

Engrossed **SCR 1** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 3, by Porter, was taken up for further consideration.

Section 3 was re-read.

Senator Anderson moved to amend **SB 3,** by striking the words, "except that" and inserting the word "however" in line 12, page 12; line 1, page 13, line 4, page 13, line 14, page 13, line 7, page 14 and line 4, page 45, which amendment was adopted by unanimous consent.

Senator Waller moved to amend **SB 3,** pages 14 and 15, by striking sub-sections (i) and (j) and renumbering succeeding paragraphs, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 3,** line 1½, page 14, by adding a new paragraph, as follows: "On State and Federal Highways where the traffic count exceeds two thousand (2000) vehicles in twenty-four (24) hours, and there is a strip of road where the profile is of such nature and where sight vision is less than national recognized standards, to make it impossible for vehicles moving at a legal speed to pass slow moving vehicles. When such slow moving vehicle is impeding ten or more vehicles travelling at a legal speed, it shall be the duty of such slow moving vehicle to pull the same to the shoulder of the highway on turn-outs provided by the Oklahoma State Highway Commission and permit the passage of all motor vehicles whose legal speed is being impeded. Police officers are hereby authorized to enforce this provision by directions to drivers and in the event of apparent willful disobedience to this provision and refusal to comply with the direction of an officer in accordance herewith the continued slow operation by a driver shall be punishable as provided in Section 8 of this Act", which amendment failed of adoption.

Upon motion of Senator Porter, Section 3, as amended, was adopted.

Section 4 was read.

Senator Thompson moved to amend **SB 3,** page 23, by striking lines 14, 15 and 16, which amendment was declared adopted.

Senator Connell moved to amend **SB 3,** line 2, page 18, by adding a new sub-section 4 c (3) after the word "vehicle" (3) No vehicle which has more than six tires in contact with the road shall approach from the rear another vehicle which has more than six tires in contact with the road, closer than 300 feet except when passing such said vehicle," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 3,** line 14, page 23, by striking lines 14, 15 and 16, and adding a new paragraph as follows: "Nothing in this Act shall be construed to prevent the owner of real property used by the public

for purposes of vehicular travel by permission of the owner and not as matter of right from prohibiting such use, or from requiring other or different or additional conditions than those specified in this Act, or otherwise regulating such use as may seem best to such owner," which amendment failed of adoption.

Senator Cobb moved to amend **SB 3,** page 19, by striking lines 7 to 12, inclusive," which amendment failed of adoption.

Upon motion of Senator Porter, Section 4, as amended, was adopted.

Section 5 was read.

Senator Mahan moved to amend **SB 3,** line 14, page 27, by adding a new section as follows: "(g) All motor driven vehicles in use on the highways of the State of Oklahoma which are more than five (5) years old shall at all times have a sticker on the windshield, duly issued by a recognized garage or auto repair shop, showing that such vehicle has had a complete routine check of brakes and lights within the last ninety (90) days," which amendment failed of adoption.

Upon motion of Senator Porter, Section 5 was adopted.

Section 6 was read.

Senator Ritzhaupt moved to amend **SB 3,** line 7, page 30, by adding after the word, "vehicle" and before the word "equipped" the words, "when responding to emergency calls and", which amendment was adopted by unanimous consent.

Upon motion of Senator Porter, Section 6, as amended, was adopted.

Section 7 was read.

Senator White moved to amend **CB 3,** by striking Section 7, which amendment was declared adopted.

By unanimous consent, further consideration of **SB 3** was deferred for this legislative day.

Senator Leonard served notice that he would on some future legislative day move to reconsider the vote by which **HCR 1,** as amended, was adopted.

President Pro Tempore Logan presiding.

MESSAGES FROM THE HOUSE

Transmitting for signature Enrolled **HCRs 4** and **5.**

Enrolled **HCRs 4** and **5** were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 4 correctly Engrossed.

Engrossed **SR 4** was properly signed and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 4 correctly Enrolled.

Enrolled **SR 4** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

By unanimous consent, the following Bills and/or Resolutions were introduced and read the first time:

SB 55—By Medlock, Gooldy—An Act making an appropriation for 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 by Federal funds; and declaring an emergency.

SB 56—By Lowery—An Act relating to the members and President of the State Board of Agriculture; providing for the appointment, qualification, office, meetings and special meetings, terms, vacancies, compensation and expenses, duties and salary; providing for severability; repealing Sections One (1) and three (3), Title 2, O. S. 1941, and all Acts and parts of Acts in conflict herewith; and declaring an emergency.

SB 57—By Lowery—An Act making it unlawful to hunt or fish on private property without written consent of the owner or operator; providing penalties; repealing Section 129, Title 29 O. S. 1941; and declaring an emergency.

SB 58—By Lowery—An Act transferring the powers, duties and authorities now delegated by law to either the State Department of Agriculture, the President of the State Board of Agriculture or to any division or officer within the State Department of Agriculture to the State Board of Agriculture; making provisions of Act severable; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

SB 59—By Lowery—An Act relating to fluid market milk; dealing with labeling and grading of milk and milk products; prohibiting adulterated and misbranded milk and milk products; prescribing powers, duties, and functions of State Board of Health and State Commissioner of Health; providing for establishment and promulgation of rules and regulations; making violations of Act misdemeanors; providing that Act shall not prevent cities and towns from fixing higher standards of fluid market milk than those fixed by Act; and declaring an emergency.

SB 60—By Gary—An Act making appropriations for the support of the State Board of Cosmetology for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Board of Cosmetology to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

SB 61—By Nevins and Dacus—An Act making appropriations for the purpose of carrying out the provisions of Title 70, O. S. 41, Sections 1067 to to 1076 inclusive, as amended, and Chapter 13, Title 7, O. S. L. 47, for the fiscal years ending June 30, 1950 and June 30, 1951, in cooperation with the office of vocational rehabilitation of the Federal Security Agency in the promotion of the vocational rehabilitation of eligible disabled persons as authorized under the terms of Public Law 113, approved July 6, 1943, and in operating a concession stand program and providing other special services to blind persons; making provisions of this Act severable; and declaring an emergency.

SB 62—By Gary—An Act making a supplemental appropriation for the State Board of Public Welfare in the amount of eight thousand seven hundred and fifty dollars ($8,750.00) for the remainder of the fiscal year ending June 30, 1949, to be expended by said board in providing aid and assistance to destitute unemployables; and declaring an emergency.

SB 63—By Mahan—An Act amending Section 110 of Title 20 O. S. 1941, relating to transcript fees of official court reporter for the district court; and declaring an emergency.

EXECUTIVE NOMINATION FROM GOVERNOR

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature

Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

WILLIAM H. JORDAN,
Calumet, Okla.,

as member State Board of Arbitration and Concilliation for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

By the Governor of
The State of Oklahoma
ROY J. TURNER.

Attest
Wilburn Cartwright,
Secretary of State.

The above Executive Nomination was ordered referred to the Committee on Labor Relations.

Senator Lowery moved that the Recess Appointment of HAROLD P. HUTTON, Clinton, Oklahoma, as President State Board of Agriculture, effective December 1, 1948, to fill the unexpired term of the resigned President, previously referred to the Committee on Agriculture, be returned to the Chief Executive for the reason the appointment does not require confirmation by the Senate, which motion prevailed and the nomination was ordered returned.

Senator Connell asked unanimous consent, which was granted, to strike the name of "Coker" as the House author of **SB 39** and substitute the name "Seids".

Senator Boecher asked that the record show him "excused" on Monday, January 17, 1949, which was the order.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:30 p. m., Monday, January 17, 1949.

EIGHTH LEGISLATIVE DAY
Monday, January 17, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—37.

Excused: Binns, Boecher, Cobb, Counts, Leonard, Nevins and Porter.—7.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. M. E. Melvin, Pastor of Southminster Presbyterian Church, Oklahoma City.

The Journal for the last legislative day was declared approved.

LOBBY PERMIT

William Reid Johnson states that he resides at 1248 East 29th Place, Tulsa, Oklahoma; that he is 55 years of age; that he is legislative representative for the Christian Science Committee on Publication for Oklahoma; that he is paid the sum of $10.70 per day for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) WILLIAM REID JOHNSON.

Upon motion of Senator Price, the request of William Reid Johnson was granted and Lobby Permit ordered issued to him.

EXECUTIVE NOMINATIONS FROM GOVERNOR

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the appointment of

CORDIS MARTIN, Route 1,
Kiowa, Oklahoma

as a Member of the State Game & Fish Commission, from the 3rd Congressional District, to serve for a term ending February 15, 1951.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

E. B. HUNT, Wapanucka, Okla.,

as Member State Game & Fish Commission, 4th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1953.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

NORMAN MOODY, Muskogee, Okla., as Member State Game & Fish Commission, 2nd Congressional District, for a term beginning June 30, 1947, and ending February 15, 1951.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

JOHN R. KIPER, Clinton, Okla., as Member State Game & Fish Commission, 7th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1955.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

O. H. LACHENMEYER,
Cushing, Okla.,

as Member State Game & Fish Commission, 5th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1949.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

GEORGE F. SCHULTZ,
Medford, Okla.,

as Member State Game & Fish Commission, 8th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1953.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

DAVE A. WARE, Osage County,

as Member State Game & Fish Commission, 1st Congressional District, for a term beginning June 30, 1947, and ending February 15, 1949.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

To the President and Members
of the Honorable Senate
Twenty-Second Oklahoma Legislature
Gentlemen:

I hereby nominate and respectfully request that you advise and consent to the recess appointment of

ROBERT P. SCOTT, Lawton, Okla.,

as Member State Game & Fish Commission, 6th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1955.

By the Governor of
the State of Oklahoma,
ROY J. TURNER.

Attest:
Wilburn Cartwright,
Secretary of State.

The above executive nomination was ordered referred to the Committee on Game and Fish.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 7, 8 and 10 and HCR 1 each correctly engrossed.

Engrossed **SBs 6, 7, 8 and 10** were each properly signed and ordered transmitted to the Honorable House for consideration.

Notice of motion to reconsider the vote by which **HCR 1,** as amended, having been lodged, by Senator Leonard, Senator Rinehart asked unanimous consent, which was granted that further consideration of the Resolution be deferred until Senator Leonard returns, if within the next 2 legislative days.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 64—By Senate Committee on Veterans Affairs—An Act creating a revolving fund for the War Veterans Commission of Oklahoma; providing that the "W.V.C. Revolving Fund" be the legal successor of the "S.R.C. Revolving Fund", prescribing regulations for its expenditure and lending for the emergency financial aid of World War II veterans, their wives or widows, and creating a "Petty Cash Fund" as a part of said revolving fund, prescribing regulations for expenditure and reimbursement of said "Petty Cash Fund", and increasing said cash fund; authorizing the transfer of all moneys within the "S.R.C. Revolving Fund" to the "W.V.C. Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 65—By Senate Committee on Veterans Affairs—An Act creating a revolving fund for the Oklahoma State Veterans Hospital providing that the "Oklahoma State Veterans Hospital Revolving Fund" be the legal successor of the "S.R.C. Oklahoma State Veterans Hospital Revolving Fund", prescribing regulations for its expenditure under supervision of the War Veterans Commission and creating a "Petty Cash Fund" as a part of said revolving fund,

prescribing regulations for expenditures and reimbursement of said "Petty Cash Fund"; authorizing the transfer of all moneys within the "S.R.C. Oklahoma State Veterans Hospital Revolving Fund" to "Oklahoma State Veterans Hospital Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 66—By Speck—An Act making appropriations for the support of the office of the State Insurance Board for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the Secretary member of the State Insurance Board and authorizing the State Insurance Board to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 25, House Bill 438, R.S., Twenty-First Legislature; effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

SB 67—By Speck—An Act making appropriations for the support of the Insurance Department, under the administrative control of the State Insurance Commissioner, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Insurance Commissioner to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 24, House Bill 438, Regular Session, Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

SB 68—By Grim—An Act relating to the State Legislative Council, amending 74 O. S. 1941 § 451 and 74 O. S. 1941 § 461 as amended by Title 74, Chapter 16, Section 1, Oklahoma Session Laws 1947, so as to provide that the State Legislative Council shall consist of all members of the Legislature and that members of the Legislature shall not be paid any salary, per diem or other compensation for services rendered as members of the State Legislative Council or reimbursed for traveling or other expenses incurred in serving as a member of the State Legislative Council; providing for a committee on committees and standing committees; and repealing all laws and parts or laws in conflict herewith.

SB 69—By Gary of the Senate, and Harkey of the House—An Act making appropriations to the State Penal, Mental and Eleemosynary Institutions, to be contracted by the State Board of Public Affairs, for the construction of buildings on the grounds of said institutions, and for the purchase of equipment necessary to make buildings ready for occupancy; making appropriations for other capital improvements; making appropriations non-fiscal, and declaring an emergency.

SB 70—By Gary of the Senate, and Harkey of the House—An Act making appropriations to the State Penal, Mental and Eleemosynary Institutions to be contracted by the State Board of Public Affairs to repair, replace and modernize existing public buildings on the grounds of said institutions, including the replacement of fixed equipment necessary to place the heating, water and electrical systems in condition to supply the facilities at each of said institutions; and for the purchase of other equipment where indicated; and declaring an emergency.

SB 71—By Gooldy, Porter, Rogers, and Rinehart—An Act amending 82 O. S. 1941, Section 861, relating to powers of Grand River Dam Authority to develop additional streams and tributaries; amending 82 O. S. Powers, Rights and Privileges of Grand River Dam Authority; amending 82 O. S. 1941, Section 863, as amended, relating to the issuance of bonds of Grand River Dam Authority; amending 82 O. S. 1941, Re-

funding of Grand River Dam Authority Bonds; amending 82 O. S. 1941, Section 874, as amended, relating to sale and other disposition of property by the Grand River Dam Authority; repealing all acts or parts of acts in conflict therewith; repealing Senate Bill No. 88, 19th Legislature (Title 82, Section 863.1 O. S. A.), House Bill No. 232, 21st Legislature (Title 82, Sections 891, 892 and 893, O. S. A.), and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 54—Revenue and Taxation.
SB 55—Appropriations.
SB 56—Agriculture.
SB 57—Game and Fish.
SB 58—Agriculture.
SB 59—Public Health.
SB 60—Appropriations.
SB 61—Appropriations.
SB 62—Appropriations.
SB 63—Judiciary.

Senator Thompson presiding.

GENERAL ORDER

SB 3, by Porter, was taken up for further consideration.

Section 8 was read and adopted, upon motion of Senator Rinehart.

Senator Ritzhaupt moved to amend **SB 3,** line 18, page 36, by adding a new section as Section 9 and renumbering remaining sections: "Section 9. On State and Federal Highways where the traffic count exceeds thirty-five hundred (3500) vehicles in twenty-four (24) hours, and there is a strip of road where the profile is of such a nature and where sight vision is less than national recognized standards, to make it impossible for vehicles moving at a legal speed to pass slow moving vehicles. When such slow moving vehicle is impeding ten (10) or more vehicles travelling at a legal speed, it shall be the duty of such slow moving vehicle to pull the same to the shoulder of the highways on turn-out passing zone provided by the Oklahoma State Highway Commission and permit the passage of motor vehicles directly following, whose legal speed is being impeded. Police officers are hereby authorized to enforce this provision by direction to drivers and in the event of apparent willful disobedience to this provision and refusal to comply with the direction of an officer in accordance herewith the continued slow operation by a driver shall be punishable as provided in Section 8 of this Act."

Senator Ritzhaupt asked unanimous consent, which was granted, to amend his amendment by adding at the end thereof the following words: "This section does not apply to funeral processions or parade processions."

The vote occurring on the Ritzhaupt amendment, as amended, it was declared adopted.

Senator Dacus asked unanimous consent, to which Senator Rinehart objected, to reconsider the vote by which Sub-section (c) of Section 3, page 12, as to traffic speed, was amended.

Senator Dacus moved that the vote be reconsidered by which Sub-section (c) of Section 3, as to traffic speed, was amended, which motion was tabled upon motion of Senator Cowden.

Senator Lowery moved that **SB 3,** as amended, be advanced to engrossment and third reading, which motion failed of adoption.

Section 9, being renumbered Section 10, was read.

Senator Porter's prepared amendment was submitted and adopted, upon motion of Senator Nance:

Mr. President: I move to amend **SB 3,** by adding the following paragraph after sub-paragraph (e) of Section 10: "(f) That the provisions of Section 10 shall not apply to emergency vehicles or to

vehicles while engaged in construction, maintenance, or removal of any property used to serve the public, provided that warning signals or devices required by law are displayed."

PORTER.

Senator Worthington moved to amend **SB 3**, line 12, page 37, by striking after the word "any" and before the word "officer" the word "police," which amendment was declared adopted.

Upon motion of Senator Rinehart, Section 10, as amended, was adopted.

Section 11 was read.

Senator Rinehart asked unanimous consent, which was granted, that line 9, page 44, be stricken.

Upon motion of Senator Rinehart, Section 11, as amended, was adopted.

Section 12 was read.

Senator Grim moved to amend **SB 3**, line 6, page 46, by striking lines 6 to 11, inclusive, which amendment failed of adoption.

Senator Grim moved to amend **SB 3**, line 12, page 46, by striking lines 12 to 14, inclusive, which amendment was declared adopted.

Senator Grim moved to amend **SB 3**, line 15, page 46, by striking lines 15 and 16, which amendment was declared failed of adoption.

Senator Rinehart asked unanimous consent, which was granted, that the severable clause, being lines 11 to and including line 14, page 48, be numbered as Section 13.

Senator Anderson moved to amend **SB 3**, line 2, page 48, by inserting after the word "feet" a comma and striking the word "to," which amendment was declared failed of adoption.

Upon motion of Senator Rinehart, Section 12, as amended, was adopted.

Section 13, being the severable clause, was read and adopted upon motion of Senator Rinehart.

Upon motion of Senator Rinehart, **SB 3**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 3**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 3 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.—35.

Nays: Grim and Mahan.—2.

Excused: Binns, Boecher, Cobb, Counts, Leonard, Nevins and Porter.—7.

The bill was declared passed.

SB 3 was referred for engrossment.

GENERAL ORDER

SB 4, by Porter, was taken up for consideration.

Senator Nance asked unanimous consent, which was granted, that the record show were Senator Porter present he would be "busy and helping perfect **SB 4** and would vote for it."

Section 1 was considered by sub-sections.

Sub-sections (a), (b) and (c) were read and adopted, upon motions of Senator Rinehart.

Sub-section (d) was read.

Senator Seaman moved to amend **SB 4**, line 14, page 4, by striking the word "one" and inserting the word "two," which amendment was adopted by unanimous consent.

Upon motion of Senator Rinehart,

Sub-section (d), as amended, was adopted.

Senator Rinehart asked unanimous consent, which was granted, to read an invitation extended the Senate to see the picture "Snakepit," at 3:00 p. m., Wednesday, at the Ritz Theater, following which the Senate, upon motion of Senator Ballinger declined, with regret, the invitation.

Referring further to **SB 4:**

Subsections (e), (f), (g), (h), (i), (j), (k), (l), (m) and (n) were read and adopted, upon motions of Senator Rinehart.

Senator Rogers moved to amend **SB 4,** line 5, page 27, by inserting after the word "trailer" and before the word "of" the words "and pole trailers," which amendment was declared adopted.

Senator Rogers moved to amend **SB 4,** lines 13 and 14, page 27, by striking after the word "applied" the rest of line 13 and line 14, which amendment was declared adopted.

By unanimous consent, Sub-section (x), as amended, was adopted.

Senators Fine and Worthington moved to amend **SB 4,** line 5, page 36, by adding the following proviso: "For the purpose of sub-section a-6, the definition of trucks shall not include pick-up farm trucks or farm trailers attached to a farm truck, automobile or tractor but each farm trailer and farm pick-up shall carry and be equipped with reflectors, the number, location and size of which shall be prescribed and approved by the Commissioner of Public Safety," which amendment was declared adopted.

Upon motion of Senator Grim, **SB 4,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 4,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Rinehart asked unanimous consent, which was granted, that the title of **SB 4** be considered amended to conform with the adopted amendments to the bill.

THIRD READING

SB 4 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Hope, Jarman, Jelks, Logan, Lowery, Medlock, Nance, Rinehart, Rogers, Speck, Walker, Waller, and Worthington.—24.

Nays: Grim, Howell, Price, Thompson and White.—5.

Excused: Binns, Boecher, Cobb, Counts, Leonard, Nevins and Porter.—7.

Not voting: Cartwright, Emery, Ginder, Gooldy, McClendon, Mahan, Ritzhaupt and Seaman.—8.

The bill was declared passed.

SB 4 was referred for engrossment.

Senator Rinehart moved that when the Clerk's desk is cleared, the Senate adjourn to meet as provided under the Rules, which motion prevailed.

FIRST READING

By unanimous consent the following Bills were introduced and read the first time:

SB 72—By Collins—An Act to repeal Section 149, Title 74, OS 1941, relating to the powers of the State Highway Patrol as peace officers; and declaring an emergency.

SB 73—By Lowery—An Act relating to milk; establishing and defining grades of milk; making sanitary regulations; providing for tests of milk, and grading of milk purchased, obtained or received from producers for commercial purposes, and dealing with prices therefor; requiring milk grader licenses, fixing fees therefor, and providing for issuance and revocation thereof; providing

for payment of certain fees according to butterfat purchased, and disposition thereof, and enforcement and administration of Act; making certain acts misdemeanors; and declaring an emergency.

SB 74—By Gary—An Act relating to State purchasing; defining terms and exemptions therefrom; creating the position of supervisor of purchases under the State Board of Public Affairs; making said board responsible for all State purchasing and authorizing adoption and promulgation of rules and regulations to effectuate the board's duties and responsibilities and for the delegation of purchasing to other State agencies; prescribing a system of competitive bidding and the manner of awarding contracts; making unlawful the purchase of articles or contractual services contrary to the provisions of this Act and for the enforcement thereof; creating an inventory replacement revolving fund in the official depository division of the State Treasury and providing for its control and use by the State Board of Public Affairs, and the transfer of funds thereto from the State Surplus Property Fund; creating a standardization committee of State purchasing officials and prescribing its duties; establishing a State testing program; authorizing and requiring the State Board of Public Affairs to provide certain centralized office services for all State agencies located at the State Capitol; authorizing employment of necessary personnel, fixing of salaries, bonding of employees, and incurring of all other necessary expenditures for effective administration of this Act and making an appropriation therefor; making provisions of Act severable and providing Act shall become effective July 1, 1949; repealing Sections 64 and 64a, Title 74, OS 1941, and other laws or parts of laws in conflict herewith; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 2**—By McCarty, Box, Wallace (Oklahoma), Reynolds (Oklahoma), Brickell and Cunningham—An Act amending 47 O. S. 1941 § 22.22; relating to Motor License Agents, and to registration fees collected in connection with applications for motor vehicle licenses; making specific provisions in relation to counties having a population in excess of two hundred forty thousand (240,000), according to the 1940 or any succeeding federal decennial census; and declaring an emergency.

The above numbered HB and/or HRs was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Eng. **SCR 1**, as amended.

HA to **SCR 1** read as follows and concurred in upon motion of Senator Nance:

Amendment No. 1: Page 1, by adding all members of the House of Representatives as Co-Authors of Senate Concurrent Resolution No. 1.

SCR 1, as amended by the Honorable House, was read at length, and adopted upon motion of Senator Nance.

House Amendment was properly signed and above numbered Resolution, as amended, was referred for enrollment.

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

NINTH LEGISLATIVE DAY

Tuesday, January 18, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Binns, Boecher, Cobb, Ginder, Leonard, Nance, Porter.—7.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Senator Mahan presiding.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

David Fudge states that he resides at 1013 N. E. 21, Oklahoma City; that he is 44 years of age; that he is legislative representative for the Oklahoma Municipal League; that he is paid an annual salary as Executive Secretary of the Oklahoma Municipal League; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents. He further states that he receives no additional, special or further compensation for acting as legislative representative for said organization.

(Signed) DAVID FUDGE.

Upon motion of Senator Jarman, the request of David Fudge was granted and Lobby Permit ordered issued to him.

O. L. "Jack" Martin, age 64, resident of Oklahoma City, Oklahoma, states he is State Legislative Chairman of the Brotherhood of Locomotive Engineers and receives a daily salary of $13.00 for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interests of the organization he represents.

(Signed) O. L. "JACK" MARTIN.

Upon motion of Senator Jarman, the request of O. L. "Jack" Martin was granted and Lobby Permit ordered issued to him.

Reuben G. Martin, age 53, resident of Oklahoma City, Oklahoma, states he is State Legislative Representative of the Brotherhood of Locomotive Firemen and Enginemen and receives a daily salary of $10.00 for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interests of the organization he represents.

(Signed) REUBEN G. MARTIN.

Upon motion of Senator Jarman, the request of Reuben G. Martin was granted and Lobby Permit ordered issued to him.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 75—By Anderson of the Senate and Carmichael of the House—An Act authorizing the State Game and Fish Commission to bomb crows' roosts;

making appropriation therefor; and declaring an emergency.

SB 76—By Anderson of the Senate and Carmichael of the House—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.

SB 77—By Gooldy—An Act to amend Section 94, Chapter 5, Title 4, O. S. Supplement 1945, being Section 1, Chapter 5, Title 4, Oklahoma Session Laws 1945, Page 21, relating to herd law; and declaring an emergency.

SB 78—By Gary of the Senate and Russell and Reynolds of the House—An Act creating and establishing an employee classification and wage administration system; providing for the allocation of employees to all agencies of the State and for the fixing of salaries and wages; providing for the proper administrative organization and personnel to carry the foregoing into effect; making the provisions of this Act severable; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

SB 79—By Cook—An Act continuing and reappropriating certain appropriations made to the western Oklahoma State Hospital, Clinton, Oklahoma, by the Twenty-first Legislature; changing the purpose for which said appropriations may be contracted and expended; making an additional appropriation to said institution for the construction and equipping of a kitchen and storage room, and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 64—Military and Veterans Affairs.

SB 65—Military and Veterans' Affairs.

SB 66—Appropriations.

SB 67—Appropriations.

SB 68—Rules and Committees.

SB 69—Appropriations.

SB 70—Appropriations.

SB 71—Local, State and Federal Government.

SB 72—Local, State and Federal Government.

SB 73—Public Health.

SB 74—Appropriations.

Engrossed **HB 2**—Revenue and Taxation.

GENERAL ORDER

HCR 6, by Berry, et al of the House and Cowden of the Senate was taken up for consideration, read at length as follows and adopted upon motion of Senator Cowden:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6—By Berry, Wagner, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Bethell, Biles, Black, Blalock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent,

Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Welch, Williams, Wolfe, and Mr. Speaker of the House, and Cowden of the Senate.

WHEREAS, the Honorable Jack Thompson, a member of the House of Representatives of the Twentieth Session of the Oklahoma Legislature, was called to his final rest by the Eternal Father of us all, departing this life on October 23, 1947; and

WHEREAS, this respected and faithful servant of the people of Lincoln County was the honored spokesman for his fellow citizens in the lawmaking body of our state; and

WHEREAS, he also served for many years as a county officer, rendering honest and true service, with deep integrity and high purpose; and

WHEREAS, he was constantly a worker for a better community and a better state, and devoted his efforts daily to the establishment of good government and the brotherhood of all men, working ever in the spirit of service to his fellowman and to his God; and

WHEREAS, we are ever mindful of our great loss in his passing, and do mourn him deeply.

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

That the Twenty-second Legislature of the State of Oklahoma, and the members thereof, hereby express their deepest appreciation of the outstanding official and personal life and activities of the said Jack Thompson, and extend our sympathy to his wife, Margaret Ann, his daughter, Mrs. Claude Sullivan, and to his son, Shirley, and by this Resolution extend to said members of his family their sincere appreciation for his distinguished service to the people of this State, and direct that this Resolution be printed in the Journals of the House and Senate and that duly authenticated copies thereof be transmitted by the Clerk of the House to the above members of his family.

HCR 6 was properly signed and ordered returned to the Honorable House.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, with Senator Mahan presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Counts, advised and consented to the recess appointment of T. H. McCARLEY, M. D. McAlester, Oklahoma, as a Member of the State Board of Health, for a term beginning July 1, 1948, and ending July 1, 1957, from the 3rd Congressional District.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 7—By Wallace (Grady), Cunningham, Johnston, Eubanks, Lance, Black, Bailey (Kay), of the House, and Jelks of the Senate.

A HOUSE CONCURRENT RESOLUTION AUTHORIZING THE APPOINTMENT OF A JOINT LEGISLATIVE COMMITTEE TO STUDY THE NEEDS OF LANGSTON UNIVERSITY, INCLUDING THE PHYSICAL PLANT, INSTRUCTIONAL EQUIPMENT AND CURRICULUM, AND TO MAKE A REPORT TO THE GOVERNOR AND THE LEGISLATURE.

Engrossed **HCR 7** was ordered referred to the Committee on Education.

Senator Gary asked unanimous con-

sent, which was granted, to add the name of Representative Reynolds (Oklahoma County) as a co-author of **SB 78,** by Gary of the Senate and Russell of the House.

Upon motion of Senator Rinehart, the Senate recessed to meet at 4:00 p. m., this day.

The Senate reassembled at 4:00 p. m., with President Pro Tempore Logan presiding.

Senators Ginder and Nance asked to be recorded present, which was the order.

Senator Cowden moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet as provided under the rules, which motion prevailed.

Senator Walker presiding.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 80—By Seaman—An Act amending Title 84, Section 55, Oklahoma Statutes, 1941, which provides requirements as to signing and attestation of wills, requiring attestation by two witnesses in prescribed manner and place of signatures, by reenacting the present section and by adding thereto paragraphs pertaining to wills and codicils executed on or after January 1, 1950 containing more than one sheet of paper and making requirements pertaining thereto including subscription of testators name on each page thereof, same to be attested by the subscribing witnesses, in the manner specified, and making the provisions of this Act severable.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 44—Judiciary.

DO PASS, as amended:

SB 9—Local, State and Federal Government.

SB 14—Local, State and Federal Government.

SB 42—Judiciary.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 81—By Ginder—An Act amending Section 172, Title 12, OS 1941 relating to service by publication; and declaring an emergency.

As provided under the Cowden motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TENTH LEGISLATIVE DAY

Wednesday, January 19, 1949

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Cowden, who was designated by President Pro Tempore Logan so to do.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Binns, Cobb, Gooldy, Leonard, Mahan.—5.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Porter asked unanimous consent, which was granted, that the Journal show had he been present at the time of Third Reading and final passage of **SB 3**, he would have voted AYE.

Senators Counts and Nevins asked unanimous consent, which was granted, that the Journal show had they been present at the time of Third Reading and final passage of **SBs 3** and **4**, they would have voted AYE.

Senator Ritzhaupt asked unanimous consent, which was granted, that 300 copies each, be printed of **SBs 56, 58, 59** and **73**, for the use of a Joint Meeting of the House and Senate Committees on Agriculture and Public Health, at 10:00 a. m., Tuesday, January 25, 1949, in Room 428-a.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 40**—By Russell, Billingsley, Riggs, Allen, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Black, Bohannon, Box, Brannon, Brickell, Brown (Pottawatomie), Bullard, Burkhart, Cannon, Cantrell, Carmichael, Cunningham, Davidson, Dillon, Disney, Duke, Eubanks, Evans, Forsythe, Fronterhouse, Garvin, Harkey, Haworth, Hawthorne, Henry, Jennings, Kouns, Laing, Lance, Langley (Adair), Larason, Long, McCarty, McColgin, McGahey, Ozmun, Pazoureck, Pitman, Reynolds (Oklahoma), Sherman, Shibley, Shumate, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Wallace (Grady), Wallace (Oklahoma), and Williams—An Act amending Section 4, Chapter 1, Title 36, Page 123, Oklahoma Session Laws 1945; relating to the reporting and disbursement of fees and taxes collected under Section 1 of said chapter; and declaring an emergency.

The above numbered HB was read for the first time.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

WITHOUT RECOMMENDATION:

SB 5—Revenue and Taxation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 82—By Jelks of the Senate, and

Wallace and Lance of the House—An Act relating to the Court Fund of counties having a population of less than fifty (50,000) thousand, and having a certain bonded indebtedness, and having a surplus in the Court Fund of seventy-five thousand ($75,000.00) dollars, or more; providing for transfer of the surplus of such fund to the Sinking Fund and to a special fund created herein; and declaring an emergency.

SB 83—By Jelks of the Senate, and Lance, Wallace (Grady) of the House—An Act amending Title 47, Oklahoma Statutes 1941, Section 297, relating to the revocation and issuance of operators' and chauffeurs' licenses; providing that any person adjudged guilty of driving a motor vehicle while under the influence of intoxicating liquor shall not be granted another license without securing a public liability and property damage insurance policy to be approved by the Commissioner of Public Safety; and declaring an emergency.

SB 84—By Judiciary Committee—An Act relating to procedure in the Courts of the State, and making it the duty of the Justices of the Supreme Court and the Judges of the Criminal Court of Appeals to make a continuous study of the Rules of Procedure and Statutes for the purpose of recommending correction or change in statutes for the improvement of the administration of justice, providing that the members of each of said court shall confer with appropriate committees of the Legislature, requiring acceptance of provisions of the Act, fixing the compensation of said Justices and Judges for said service: and declaring an emergency.

SB 85—By Gary—An Act making appropriations for the support of the Mining Board for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Mining Board to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; and declaring an emergency.

SB 86—By Senate Appropriation Committee—An Act making supplemental appropriations for the support and maintenance of the Oklahoma State Penitentiary located at McAlester, Oklahoma, for the fiscal year ending June 30, 1949, and declaring an emergency.

SB 87—By Gary—An Act making appropriations for the support of the State Fire Marshal for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the State Fire Marshal and authorizing the State Fire Marshal to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 23, House Bill 438, R.S., Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

SB 88—By Gary—An Act making appropriations for the support of the Department of Labor for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Department of Labor to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 19, House Bill 438, Regular Session, Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 75—Appropriations.
SB 76—Appropriations.
SB 77—Agriculture.
SB 78—Appropriations.
SB 79—Appropriations.
SB 80—Judiciary.
SB 81—Judiciary.

GENERAL ORDER

SB 9, by Gary of the Senate and Harkey of the House was read and considered.

Senator Gary asked unanimous consent, which was granted, that the title of **SB 9** be amended to conform to the Bill, as amended.

Upon motion of Senator Gary, **SB 9,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 9,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 9 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington. —35.

Excused: Binns, Cobb, Gooldy, Leonard, Mahan.—5.

Not Voting: Baldwin, Ginder, Logan, Speck.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington. —35.

Excused: Binns, Cobb, Gooldy, Leonard, Mahan.—5.

Not Voting: Baldwin, Ginder, Logan, Speck.—4.

The emergency was declared passed.

SB 9 was referred for engrossment.

GENERAL ORDER

SB 14, by Price was read and considered.

Senator Waller moved to amend **SB 14,** line 16, page 2, by inserting after the word "process" and before the word "if" the words "or in making criminal investigation." which amendment was declared adopted.

Senator Connell moved to amend **SB 14,** line 4, page 1, by striking subparagraphs (a) and (b) and inserting Section 2-a as follows: "Section 2. (a) Each sheriff and salaried deputy sheriff of this State, in addition to the salary provided therefor by law, shall be paid by the county seven and one-half (7½c) cents per mile for each mile actually and necessarily traveled in this State.

(1) In serving or endeavoring to serve any writ, warrant, order, process or command,

(2) In transporting to and from state institutions, prisoners, insane patients and such other persons as he is authorized by law to so transport,

(3) In investigating any complaint made to the sheriff or county attorney that a criminal law of this State is being or has been violated in a county, and

(4) In pursuing any fugitive from justice.

(b) In addition to the payment of mileage as above authorized, the sheriff or his salaried deputy, shall be paid by the county the actual and necessary expenses incurred thereby for meals and lodging for himself, prisoners, insane patients and such other persons as he is authorized by law to so

transport, and of any necessary assistants, while on such transportation, but in no event shall mileage be paid to more than one individual on any one trip when an automobile or other motor vehicle is used."

Upon motion of Senator White, further consideration of **SB 14** was deferred until some future legislative day.

Senator Thompson asked unanimous consent, which was granted, that consideration of **SB 42,** by Thompson, be deferred until some future legislative day.

Senator Binns asked to be recorded present, which was the order.

RESOLUTION

Senator Nance asked unanimous consent, which was granted, to submit the following Resolution which was read at length and considered:

SENATE CONCURRENT RESOLUTION NO. 2—By Nance, Rogers, Fine, Connell, Emery, Jelks, Thompson, Waller, of the Senate and Smalley, Coleman, Autry, Boatman, Disney, Douglas (Bryan), Easterly, Hert, Horton, Larason, McCarty, Ozmun, Pazoureck, Reeder, Russell, Shumate, Welch, of the House of Representatives.

A RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE DIRECTOR OF THE VETERANS ADMINISTRATION TO REVIVE AND RESTORE A PROGRAM OF HOSPITALS FOR THE TREATMENT AND HOSPITALIZATION OF VETERANS IN OKLAHOMA AS HERETOFORE ANNOUNCED AND APPROVED BY SAID VETERANS ADMINISTRATION.

WHEREAS, the Veterans Administration of the United States Government has heretofore approved and announced the location of hospitals for treatment and hospitalization of veterans in Oklahoma, and

WHEREAS, the veterans of the United States Armed Forces, residents of Oklahoma, had looked with great favor and anticipation upon the establishment of such hospitals and facilities in this State, and

WHEREAS, no other veteran hospital facility sufficient to meet the general and special needs of the ailing veterans of Oklahoma has been heretofore established or provided, and

WHEREAS, the need for hospitalization and treatment for veterans in Oklahoma has reached desperate proportions, and

WHEREAS, the nearest similar facilities are located at inconvenient and long distant places, and such facilities are now over-crowded and unable to meet the need of the ailing veterans residing in Oklahoma, and

WHEREAS, more than 300,000 veterans of the Armed Forces reside in Oklahoma and of that number it is now estimated that more than 6% of said veterans are needing and applying for medical treatment and hospital facilities, and

WHEREAS, unless said hospital facilities heretofore programmed for construction and operation in Oklahoma, are immediately provided, the veterans of Oklahoma will be denied special and essential services, and

WHEREAS, the demand and need for veterans hospitalization and treatment in Oklahoma is sufficient to justify and support the construction of such hospital facilities, and

WHEREAS, the veterans speaking individually and through veterans organizations are calling for a continuation of the proposed program and an early completion of said hospital facilities, and

WHEREAS, due to the revision of the hospital program recently announced at Washington, the proposal to construct a hospital for the treat-

ment of Neuro-Psychiatric patients has been abandoned, and the proposal to construct a general hospital has been materially reduced, and

WHEREAS, such announcement has brought great disappointment to the veterans of Oklahoma:

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

That the President of the United States and the Director of the Veterans Administration be formally advised of the emergency conditions prevailing and arising in Oklahoma concerning the treatment and hospitalization of veterans, and

BE IT FURTHER RESOLVED that the President of the United States and the Director of the Veterans Administration be formally requested to revive and restore said original program for treatment and hospitalization heretofore planned and announced by the Veterans Administration, and

BE IT FURTHER RESOLVED that the Veterans Administration be further respectfully requested to take immediate steps to speed the program of hospital facilities for the veterans of the State of Oklahoma, and

BE IT FURTHER RESOLVED that a copy of these resolutions be immediately dispatched to the President of the United States and to the Director of the Veterans Administration, and to each member of the Oklahoma Delegation in the National Congress.

Senator Ritzhaupt moved to amend **SCR 2,** line 22, page 2, by adding after the word "restore" and before the word "said" the words "an adequate portion of," which amendment failed of adoption.

Senator Nance asked unanimous consent, which was granted, that all members of the Senate and all members of the Honorable House be made co-authors of **SCR 2.**

Upon motion of Senator Nance, **SCR 2,** as amended, was adopted and ordered referred for engrossment.

Senator White presiding.

GENERAL ORDER

SB 44, by Waller, Collins, Cowden and Gary, was read and considered.

Senator Waller asked unanimous consent, which was granted, that **SB 44** be re-referred to the Judiciary Committee, but retain its place on the Calendar.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 89—By Ritzhaupt—An Act amending 74 O. S. 1941 § 451; creating and relating to a State Legislative Council; repealing conflicting laws; and declaring an emergency.

SJR 5—By Ritzhaupt—A Joint Resolution proposing an amendment to article 10 of the Constitution of Oklahoma; relating to the taxation of electric light and power companies and gas companies; and providing for the submission of the amendment to the people for their approval or rejection at a special election.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 1 correctly enrolled.

Enrolled **SCR 1** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the

Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, with Senator Rogers presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the recess appointment of M. G. YOUNG, Oklahoma City, Oklahoma, as State Fire Marshal, for a term beginning July 21, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the recess appointment of MOSS PATTERSON, Oklahoma City, Oklahoma, as a Member of the State Board of Public Affairs, for a term beginning April 15, 1948, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the recess appointment of BYRON V. BOONE, Tulsa, Oklahoma, as Member Oklahoma Aviation Commission, for a term beginning June 5, 1947, and ending October 3, 1954.

The Senate, in executive session and upon motion of Senator Rogers, advised and consented to the recess appointment of A. W. HAYS, Muskogee, Oklahoma, as a Member of the Oklahoma Aviation Commission, for a term beginning October 3, 1947, and ending October 3, 1955.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 7.**

The above numbered Bills and/or Resolutions were referred for enrollment.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 90—By Ginder—An Act making appropriations for the support of the State Banking Department for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the Bank Commissioner and authorizing the Bank Commissioner to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 20, House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

SB 91—By Ginder—An Act permitting banks and other designated financial institutions to close on one business day of each week and permitting Acts authorized, required or permitted to be performed on such business day at or by any bank or designated financial institution to be performed on the next succeeding business day; and declaring an emergency.

Senator Rinehart presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 2 correctly engrossed.

Engrossed **SCR 2** was properly signed and ordered transmitted to the Honorable House for consideration.

The Senate was declared at ease.

The Senate reassembled, with Senator Rinehart presiding.

MESSAGES FROM THE HOUSE

Advising adoption and returning of Engrossed **SCR 2.**

Engrossed **SCR 2** was ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 2 correctly enrolled.

Enrolled **SCR 2** was properly signed and ordered transmitted to the Hon-

orable House for the signature of the Speaker.

The Senate was declared at ease.

The Senate reassembled, with Senator Rinehart presiding.

MESSAGES FROM THE HOUSE

Advising signing of and returning Enrolled **SCR 2.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

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

ELEVENTH LEGISLATIVE DAY

Thursday, January 20, 1949

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Lowery who was designated by President Pro Tempore Logan so to do.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Cartwright, Cobb, Counts, Leonard, Logan, Rogers.—6.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

PETITION

Senator Howell presented and had read a Petition, signed by 33 members of the Kay County Bar Association, urging enactment of legislation which would amend our present state income tax law to conform to the new Federal "split-income principle as between husband and wives, thus extending the benefits of the community property principle to Oklahoma taxpayers for state tax purposes," following enactment of which legislation they urged the repeal of the present Oklahoma Community Property Law.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 92—By Gary—An Act making appropriations for the support of the Chief Mine Inspector for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Chief Mine Inspector to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 18 House Bill 438, R.S., Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith, and declaring an emergency.

SJR 6—By Public Health Committee—A Joint Resolution directing the Secretary of the State to refer to the people, for their approval or rejection, a proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma, and ordering a special election therefor.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 82—Local, State and Federal Government.

SB 83—Revenue and Taxation.

SB 84—Local, State and Federal Government.

SB 85—Appropriations.

SB 86—Appropriations.

SB 87—Appropriations.

SB 88—Appropriations.

SB 89—Rules and Committees.

SB 90—Appropriations.

SB 91—Business and Industry.

SJR 5—Revenue and Taxation.

Engrossed **HB 40**—Revenue and Taxation.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the

Calendar unless otherwise indicated:

DO PASS, as amended:

SB 38—Public Health.

Senator Ritzhaupt moved that the President Pro Tempore of the Senate be authorized to purchase and have hung venetian blinds for the Senate gallery windows.

Senator Grim moved to table the Ritzhaupt motion, which motion failed of adoption.

The vote occurring on the Ritzhaupt motion, it was declared adopted.

GENERAL ORDER

SB 14, by Price, was read and considered.

Senator Connell asked unanimous consent, which was granted, to withdraw his amendment to **SB 14,** submitted on the last legislative day.

Senator Anderson moved to amend **SB 14,** page 2, Section 1, by striking subsection (b) and inserting the following: "(b) In serving or endeavoring to serve criminal process, and on investigations, if it is necessary to go outside of the county, the sheriff or his deputy shall be paid by the county seven and one-half (7½c) cents per mile in lieu of his actual and necessary expenses, however, the county attorney shall approve all outside the county mileage claims; provided further that the sheriff or his deputy shall be allowed seven and one-half (7½c) cents per mile for each mile actually and necessarily traveled while transporting prisoners, or insane patients to or from state institutions. In addition thereto the sheriff or his deputy shall be allowed the actual and necessary expenses of meals and lodging for himself, prisoners, patients, and any necessary assistants on such transportation, but in no event shall mileage be paid more than one individual on any one trip," which amendment was declared adopted.

Senator Anderson moved to amend **SB 14,** lines 1 and 2, page 4, by striking the words and figures, "One ($1.00) Dollar" and inserting the words and figures, "One Dollar and fifteen cents ($1.15)," which amendment was declared adopted.

Senator Anderson moved to amend **SB 14,** line 4, page 4, by striking the words and figures, "eighty-five (.85c) cents" and inserting the words and figures, "One ($1.00) Dollar," which amendment was declared adopted.

Senator Anderson moved to amend **SB 14,** line 6, page 4, by striking the words and figures, "seventy-five (.75c) cents," and inserting the words and figures, "eighty-five (.85c) cents," which amendment was declared adopted.

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

Upon motion of Senator Anderson, **SB 14,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 14,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 14 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Howell, Jarman, Jelks, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Baldwin.—1.

Excused: Cartwright, Cobb, Counts, Leonard, Logan, Rogers.—6.

Not Voting: Binns, Fine, Gooldy, Hope, Nance.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Howell, Jarman, Jelks, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Baldwin.—1.

Excused: Cartwright, Cobb, Counts, Leonard, Logan, Rogers.—6.

Not Voting: Binns, Fine, Gooldy, Hope, Nance.—5.

The emergency was declared passed.

SB 14 was referred for engrossment.

The Senate was declared at ease.

The Senate reassembled, with Senator Lowery presiding.

RESOLUTION

Senator Nance asked unanimous consent, which was granted, to submit the following Resolution, which was read at length:

SENATE RESOLUTION NO. 5—By Lowery, Rinehart, Nance, Gary.

A RESOLUTION COMMENDING THE CORPORATION COMMISSION FOR ITS PROMPT AND DETERMINED ACTION IN RESISTING UNREASONABLE AND UNSUPPORTED INCREASES IN TELEPHONE RATES IN THE STATE OF OKLAHOMA, AND CONDEMNING THE ACTION OF SOUTHWESTERN BELL TELEPHONE COMPANY IN ATTEMPTING TO CIRCUMVENT AND IGNORE LAWFUL PROCESSES HERETOFORE PROVIDED FOR SETTLEMENT OF RATE CASES.

WHEREAS, the Southwestern Bell Telephone Company, by proceedings Commenced before the Corporation Commission of Oklahoma, did seek a permanent increase in telephone rates in the State of Oklahoma, and

WHEREAS, the said company did thereafter, by similar proceedings, seek temporary increases in telephone rates before the Corporation Commission, and

WHEREAS, upon proper hearing and due consideration by the Corporation Commission of said applications, the rate sought in said application were denied the said Southwestern Bell Telephone Company, and

WHEREAS, said order denying said rate heretofore issued by Corporation Commission was appealed to the Supreme Court of the State of Oklahoma, and

WHEREAS, the Southwestern Bell Telephone Company did seek and obtain an order from the Supreme Court of Oklahoma superseding and suspending the order of the Corporation Commission, denying said temporary telephone rate increases, and

WHEREAS, pursuant to said order supersedeas issued by the Supreme Court, the Southwestern Bell Telephone Company did on the 17th day of July, 1948, place in effect said temporary rate increases designed to produce an additional gross annual income or revenue in the amount of $3,077,661, and

WHEREAS, on the 18th day of January, 1949, the Southwestern Bell Telephone Company notified the Corporation Commission that it intended to and would on the 26th day of January, 1949, impose further additional temporary rate increases upon the telephone patrons, designed to produce a net $3,000,000 in telephone revenue, which in addition to the gross revenue also being produced by the temporary rates heretofore imposed under the supersedeas order issued by the Supreme Court, and which two increases will provide additional gross annual income for said company of $6,077,661, and

WHEREAS, the Corporation Commission did issue its order declaring that, in its opinion, after due hearing, that said rates in excess of those now in

effect, would be unjustified and without authority of law, and

WHEREAS, the Corporation Commission of the State of Oklahoma did, in addition to issuance of such order, apply to the Supreme Court of the State of Oklahoma for an order restraining the Southwestern Bell Telephone Company from placing in effect any additional temporary rates until the authority for said rates had been approved and authorized as by law provided,

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of Oklahoma, Twenty-second Session, in regular session,

(1) That the members of the Corporation Commission be and are hereby commended for their firm, able, and steadfast action in defending telephone patrons against unreasonable and unauthorized and unsupported rate increases;

(2) That the members of the Corporation Commission be and are hereby specifically commended for their prompt action in behalf of the telephone patrons of the Southwestern Bell Telephone Company of the State of Oklahoma, in resisting the efforts of the Southwestern Bell Telephone Company to further unreasonably burden their patrons in the State with additional increased telephone rates;

(3) The Senate of the State of Oklahoma does hereby condemn the action of the Southwestern Bell Telephone Company in attempting to impose additional increased temporary telephone rates in the sum of $3,000,000 on its own motion and without further hearing before the Corporation Commission. The Senate hereby further condemns the policy pursued by said Southwestern Bell Telephone Company in attempting to evade, circumvent and ignore the lawful processes heretofore provided for settlement of all rate cases.

(4) That a copy of this Resolution be forwarded to each member of the Corporation Commission and officials of the Southwestern Bell Telephone Company.

Senators Worthington, Connell, McClendon, Cook, Hope, Nevins, Emery, Jelks, Collins and Ballinger asked to be made co-authors of **SR 5**, which was the order.

Senator Nance moved that **SR 5**, as amended, be adopted, which motion prevailed, the Presiding Officer declaring **SR 5** adopted by unanimous vote of the Senate on this the Inauguration Day of President Truman, January 20, 1949.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

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 Mahan, advised and consented to the confirmation of the recess appointment of DAVE A. WARE, Osage County, as Member State Game and Fish Commission, 1st Congressional District, for a term beginning June 30, 1947, and ending February 15, 1949.

The Senate, in executive session and upon motion of Senator Gary, seconded by Senator Porter, advised and consented to the confirmation of the recess appointment of E. B. HUNT, Wapanucka, Oklahoma, as Member State Game and Fish Commission, 4th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1953.

The Senate, in executive session and upon motion of Senator Cowden, advised and consented to the confirmation of the recess appointment of PAUL

WILSON, Stroud, Oklahoma, as Member Oklahoma Turnpike Authority, from Lincoln County, for a term beginning August 7, 1947, and ending July 1, 1951.

The Senate, in executive session and upon motion of Senator Collins, advised and consented to the recess appointment of O. H. LACHENMEYER, Cushing, Okla., as Member State Game and Fish Commission, 5th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1949.

The Senate, in executive session and upon motion of Senator Cook, seconded by Senator Dacus, advised and consented to the confirmation of the recess appointment of JOHN R. KIPER, Clinton, Oklahoma, as Member State Game and Fish Commission, 7th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1955.

The Senate, in executive session and upon motion of Senator Howell, advised and consented to the confirmation of the recess appointment of GEORGE F. SCHULTZ, Medford, Oklahoma, as Member State Game and Fish Commission, 8th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1953.

The Senate, in executive session and upon motion of Senator Nevins, advised and consented to the confirmation of the recess appointment of R. B. PATTON, Henryetta, Oklahoma, as Bank Commissioner of the State of Oklahoma, for a term beginning October 1, 1948, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Howell, advised and consented to the confirmation of the recess appointment of JAY G. PARIS, Ponca City, Oklahoma, as Member Oklahoma Employment Security Commission, for a term beginning June 10, 1947, and ending May 20, 1949.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of WYATT BARBEE, Oklahoma City, Oklahoma, as Member Oklahoma Employment Security Commission, for a term beginning on May 26, 1947, and ending May 20, 1951.

The Senate, in executive session and upon motion of Senator Jelks, advised and consented to the confirmation of the recess appointment of DAVE O. VANDIVIER, Chickasha, Oklahoma, as Member Oklahoma Employment Security Commission, for a term beginning August 6, 1947, and ending May 20, 1953.

The Senate, in executive session and upon motion of Senator Collins, advised and consented to the confirmation of the recess appointment of C. W. GASTON, Cushing, Oklahoma, as a Member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of PETER NOVAK, Jr., Oklahoma City, Oklahoma, as a Member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jelks, advised and consented to the confirmation of the recess appointment of GEORGE BEELER, Chickasha, Oklahoma, as a Member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation

of the recess appointment of DAN TANKERSLEY, Oklahoma City, Oklahoma, as a Member of the State Board of Arbitration and Conciliation, for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Nance, advised and consented to the confirmation of the recess appointment of JOE M. BEAVER, Purcell, Oklahoma, as Secretary of State Insurance Board, for a term beginning July 11, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Lowery, advised and consented to the confirmation of the recess appointment of ROBERT P. SCOTT, Lawton, Oklahoma, as Member State Game and Fish Commission, 6th Congressional District, for a term beginning June 30, 1947, and ending February 15, 1955.

The Senate, in executive session and upon motion of Senator Rinehart, advised and consented to the confirmation of the recess appointment of WILLIAM H. JORDAN, Calumet, Oklahoma, as Member State Board of Arbitration and Conciliation for a term beginning September 2, 1947, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of LOIS MUEGGE, Oklahoma City, Oklahoma, as a Member of the Fraternal Insurance Board, for a term ending May 1, 1951.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of J. WILEY RICHARDSON, Oklahoma City, Oklahoma, as Member Oklahoma Turnpike Authority, from Oklahoma County, for a term beginning August 7, 1947, and ending July 1, 1955.

The Senate, in executive session and upon motion of Senator Collins, advised and consented to the confirmation of the recess appointment of RALPH P. (Bob) MATTHEWS, Sapulpa, Oklahoma, as a Member Oklahoma Turnpike Authority, from Creek County, for a term beginning August 7, 1947, and ending July 1, 1957.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of the recess appointment of JOE R. JARBOE, Tulsa, Oklahoma, as Member Oklahoma, as Member Oklahoma Turnpike Authority, from Tulsa County for a term beginning August 7, 1947, and ending July 1, 1953.

The Senate, in executive session and upon motion of Senator Nance, advised and consented to the confirmation of the recess appointment of D. H. BROWN, Noble, Oklahoma, as Member State Soil Conservation Board, Area No. 2, for a term beginning June 30, 1947, and ending June 30, 1952.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 93—By Ritzhaupt, White, Dacus, Gary, Walker, Porter, Nance, Anderson, Cowden, Collins, Mahan, Nevins, Cook, Jelks, Waller, Connell, Boecher, Hope, Medlock—An Act adding to the State Examiner and Inspector certain duties not heretofore imposed upon him by law by authorizing and requiring that he counsel with the State Budget Director and report to him relative to the degree of compliance by the Finance Officers of the several State Boards, Commissions and Departments to the rules, regulations, forms, and accounting procedure prescribed by the Budget Director and assisting him in their enforcement; fixing additional compensa-

tion for such additional duties; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 8**, as amended.

HAs to **SB 8** read as follows, and concurred in upon motion of Senator Gary:

Amendment No. 1. Page 1, Section 1, Line 14, of Engrossed **SB 8**, by striking the figure "57" after the word "Title" and before the word "Oklahoma," and place in lieu thereof the figure "56".

Also, in the Title, Line 4, striking the figure "57" and place in lieu thereof the figure "56".

SB 8, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Boecher, Carrier, Collins, Connell, Cook, Dacus, Emery, Gary, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Excused: Cartwright, Cobb, Counts, Cowden, Leonard, Logan, Rogers.—7.

Not Voting: Anderson, Baldwin, Ballinger, Binns, Fine, Ginder, Gooldy.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Boecher, Carrier, Collins, Connell, Cook, Dacus, Emery, Gary, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Excused: Cartwright, Cobb, Counts, Cowden, Leonard, Logan, Rogers.—7.

Not Voting: Anderson, Baldwin, Ballinger, Binns, Fine, Ginder, Gooldy.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 6**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

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

Senator Grim, as a substitute, moved that when the Clerk's desk is cleared of matters the Senate adjourn to meet at 1:30 p. m., Tuesday, January 25, 1949, which motion failed on a tie vote.

Senator Rinehart asked unanimous consent, which was granted, to withdraw his motion to adjourn to meet on tomorrow.

Senator Rinehart moved when the Clerk's desk is cleared, the Senate adjourn to meet at 1:30 p. m., Tuesday, January 25, 1949, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 94—By Rinehart—An Act amending Section 6, Title 57, Oklahoma Statutes 1947, Page 344, relating to the authority to arrest a parolee; repealing Section 7, Title 57, Page 344, Oklahoma Statutes 1947; providing for the cancellation of all accumulated credits for work and good behaviour of parolees upon revocation of parole and declaring an emergency.

SB 95—By Rinehart—An Act relating to penal institutions; creating a classification committee; providing for the appointment, salaries, compensation and duties of such committee; providing for

classification officers; their salaries and duties; providing for transfer of prisoners; relating to cancellation of credits for good behaviour; and declaring an emergency.

REPORT ON ENGROSSED AND ENROLLED BILLS

SB 9 correctly engrossed.

SB 7 correctly enrolled.

Engrossed **SB 9** was properly signed and ordered transmitted to the Honorable House for consideration.

SB 7 was read the fourth time, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., Tuesday, January 25, 1949.

TWELFTH LEGISLATIVE DAY
Friday, January 21, 1949

NO SESSION

THIRTEENTH LEGISLATIVE DAY
Tuesday, January 25, 1949

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Porter who was designated so to do by President Pro Tempore Logan, who is ill at his home.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Binns, Counts, Gooldy, Logan, Rogers.—5.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain, Rev. Edward M. Brown, of the Congregational Church, Carrier, Oklahoma.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 5, SBs 3, 4 and **14** each correctly engrossed.

SB 8 correctly enrolled.

Engrossed **SR 5** properly signed and referred for enrollment.

Engrossed **SBs 3, 4** and **14** properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 8** properly signed, after fourth reading, and ordered transmitted to Honorable House for signature of Speaker.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 5 correctly enrolled.

Enrolled **SR 5** properly signed and ordered referred to Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 36**—by Larason—An Act relating to dogs which chase, worry, kill or injure sheep, other livestock or poultry; amending 4 O. S. 1941 § 41; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

Engrossed **HB 39**—By Davidson, Forsythe, Oliver, Allen, Disney, Andrews and Jennings of the House, and Price of the Senate—An Act providing for County planning outside incorporated areas of the County, including provisions for the control of platting of subdivisions in unincorporated areas of the County, building line regulations along major highways, and zoning regulations controlling the use of lands and buildings, heights and bulk of buildings and the density of population; providing for fees; providing penalties for violations; creating a County Planning Commission and a County Board of Adjustment, authorizing the appointment of the members thereof and prescribing the respective powers and duties thereof; providing the appeals to the District Court and to the supreme Court; authorizing the employment of necessary personnel and incurring of necessary expenses; authorizing appropriations therefor; limiting the application of this Act to counties having not less than 100,000 nor more than 244,000 population, according to the last preceding Federal Decennial Census or any future Federal census; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 6,** as amended.

HA to **SB 6** read as follows, rejected upon motion of Senator Rinehart, and conference requested, Senate Conferees to be appointed later:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 6 —By Gary of the Senate, and Harkey of the House.

AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FROM THE EMERGENCY APPROPRIATION FUND FOR THE SUPPORT AND MAINTENANCE OF THE WHITAKER STATE ORPHANS HOME, PRYOR, OKLAHOMA, FOR THE FISCAL YEAR ENDED JUNE 30, 1949, AND FOR THE PURCHASE OF EQUIPMENT AND CERTAIN CAPITAL IMPROVEMENTS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations are hereby appropriated and authorized to be paid as hereinafter provided from the Emergency Appropriation Fund for the several purposes specified, which amounts shall be available for the fiscal year indicated. The appropriations herein made are appropriated out of the surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ended June 30, 1948.

Emergency Appropriation
Fund Fiscal Year Ending
June 30, 1949

WHITAKER STATE ORPHANS HOME
PRYOR, OKLAHOMA

For expenses of maintenance and operation in accordance with the following schedule ..$44,200.00

SCHEDULE

Food	$17,000.00
Heat, light, water and power	9,700.00
Communication	500.00
Repairs to equipment	1,800.00
Clothing	6,500.00
Fuel	500.00
Feed	5,000.00
Medical and laboratory supplies	600.00
Other supplies and materials	2,600.00
TOTAL OF SCHEDULE	$44,200.00

For the purchase of equipment in accordance with the following schedule $ 9,590.00

SCHEDULE

100 Chairs for study hall	$ 660.00
300 Chairs for dining hall	1,980.00
1 General-purpose Carry-all Vehicle	1,925.00
20 Refrigerators for dormitories and cottages	4,500.00
5 Singer sewing machines	525.00
TOTAL SCHEDULE	$ 9,590.00

Household equipment for dormitories ..$ 4,055.00

For capital improvements in accordance with the following schedule ..$35,700.00

This item non-fiscal for contractural or expenditure purposes

SCHEDULE

Construction of dairy barn and pasteurizing plant and equipment	$35,700.00
TOTAL OF SCHEDULE	$35,700.00

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 7.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGE FROM THE HOUSE

Advising signing of and returning Enrolled **SCR 1.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 96—By Public Health Committee of the Senate—An Act relating to reservoirs; giving the State Commissioner of Health authority to make rules and regulations governing the collection and disposal of wastes, garbage, trash or contaminating material within 660 feet of the high-water line of any reservoir or within 660 feet of the high-water line of each shore of any stream flowing into any reservoir, and of any wastes originating in such areas; authorizing cooperative enforcement agreements; making violation of this Act or of the rules and regulations promulgated hereunder a misdemeanor; providing that the terms of this Act shall be cumulative; and declaring an emergency.

SB 97—By Public Health Committee of the Senate—An Act relating to vital statistics; dealing with the interment and transportation of bodies and making certain requirements as to burial, removal and transit permits; providing for payment of fees to local registrars; amending 63 O. S. 1941 § 101; amending paragraph B of Section 11, and Section 12, of Chapter 14, Title 63, Oklahoma Session Laws 1947; fixing punishment for violations of Act; and declaring an emergency.

SJR 7—By Ritzhaupt—A Joint Resolution proposing an amendment to Section 6, Article XI, of the Constitution of Oklahoma, so as to provide that not exceeding a total of Twenty-Five Million Dollars ($25,000,000.00) of the Permanent Common School and other educational funds may be invested in secured loans to persons serving in the armed forces of the United States in any war in which the United States participated as a belligerent, still in service or released under honorable conditions, and giving preference to such loans; and providing for the submission of the amendment to the people for their approval or rejection at a special election.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 92—Appropriations.

SB 93—Local, State and Federal Government.

SB 94—Judiciary.

SB 95—Penal Institutions.

SJR 6—Revenue and Taxation.

GENERAL ORDER

SB 38, by Public Health Committee, was read and considered.

Upon motion of Senator Thompson, **SB 38** was ordered re-referred to the Committee on Public Health for further consideration.

Senator Mahan presiding.

Referring further to Engrossed **SB 6,** as amended by the Honorable House:

The Presiding Officer announced the appointment of Senators Gary, Lowery, Gooldy, Porter and Rogers, as the Senate Conferees under **SB 6.**

Upon motion of Senator Rinehart, the Senate adjourned to meet as provided under the Rules on the next legislative day.

FOURTEENTH LEGISLATIVE DAY
Wednesday, January 26, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Binns, Counts, Gooldy, Rogers.—4.

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 Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 78—Appropriations.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 98—By Grim—An Act amending 58 OS 1941 § 331, relating to notice to creditors in probate proceedings; providing that notice to creditors shall not be necessary where the decedent whose estate is being probated has been dead more than three (3) years prior to the institution of such proceedings; and declaring an emergency.

SB 99—By Dacus, Nevins, Cartwright, Lowery, Waller, Medlock, Price, Carrier, Cook, Ritzhaupt—An Act vitalizing Article 13-B of Oklahoma Constitution, being Senate Joint Resolution Number Sixteen (16), Twenty-First Oklahoma Legislature, and adopted by referendum vote in the State Primary General Election held July 6, 1948, and ratifying said Article 13-B, Oklahoma Constitution; providing the manner and method of appointment of the members of said Board of Regents of Oklahoma Colleges; 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 board, prescribing their duties; repealing all laws in conflict herewith; and declaring an emergency.

SJR 8—By Waller of the Senate, and Smith (Rogers) of the House — A Joint Resolution authorizing and directing the Board of Regents of Oklahoma Military Academy to offer for sale Eighty (80) acres of land lying adjacent to the campus of said school; providing the conditions and disposition of the proceeds thereof; and declaring an emergency.

SJR 9—By Waller of the Senate, and Smith (Rogers) of the House.—A Joint Resolution authorizing and directing the Board of Regents of the Oklahoma Military Academy to sell to the City of Claremore, Oklahoma, a municipal corporation, a tract of 25 acres, now forming part of the campus of Oklahoma Military Academy, and no longer needed therefor; and prescribing conditions and disposition of proceeds of such sale.

SJR 10—By Ritzhaupt, McClendon and Dacus—A Joint Resolution authoriz-

ing and directing the Oklahoma Tax Commission to extend without penalty the time for renewal of motor vehicle licenses for the year 1949 until March 1, 1949; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 96—Public Health.

SB 97—Public Health.

SJR 7—Revenue and Taxation.

Senator Dacus asked to be made co-author of **SJR 7,** which was the order.

Engrossed **HB 36**—Agriculture.

Engrossed **HB 39**—County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 6**—By Sherman, Reynolds (Oklahoma), McCarty, Wallace (Oklahoma), Cunningham, Box, Brickell and Pazoureck of the House, and Jarman and Rinehart of the Senate—An Act providing for the nomination and election of six (6) Judges in District Court Judicial District No. 7 of the State of Oklahoma; providing for the appointment of an additional Judge, as authorized hereby, and for the appointment of an additional Court Reporter; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 10**—By Smalley of the House, and Porter of the Senate—An Act making certain changes in the expiration date of driver's licenses; changing certain requirements as to issuance of chauffeur's and operator's licenses and the fees therefor; changing the amount of the fee that the auto license agent may retain for the issuance of operator's and chauffeur's licenses and renewals; all acts or parts of acts in conflict herewith are hereby repealed.

Engrossed **HB 70**—By Larason—An Act amending 68 O.S. Par. 15.4 relating to the definition of personal property for the purpose of taxation; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising conference granted on **SB 6** and House Conferees named, as follows: Harkey, Bethell, Hert, Smith (Cherokee) and Field.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 8.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

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The Senate reassembled, in open session, with President Pro Tempore Logan presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of C. J. MASTERSON, Oklahoma City, Oklahoma, as a Member of the Board of Pharmacy, for a term beginning May 12, 1948, and ending May 24, 1950.

The Senate, in executive session and upon motion of Senator Boecher, advised and consented to the confirmation of the executive nomination of RALPH ENIX, Kingfisher, Oklahoma, as Member Board of Pharmacy, for a term beginning July 22, 1948, and ending July 22, 1952.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of

the recess appointment of OLLIE BELLE STINES, Tulsa, Oklahoma, as a Member of the State Board of Electrology, for a term beginning August 21, 1947, and ending August 21, 1950.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of FAITH TRITCH, Oklahoma City, Oklahoma, as Secretary-Treasurer State Board of Electrology, for a term beginning August 21, 1947, and ending August 21, 1949.

The Senate, in executive session and upon motion of Senator Speck, advised and consented to the confirmation of the recess appointment of ROY L. FISHER, M. D., Frederick, Oklahoma, as a Member of the State Board of Health, 7th Congressional District, for a term beginning December 14, 1948, and ending June 30, 1953.

The Senate, in executive session and upon motion of Senator Mahan, advised and consented to the confirmation of the executive nomination of DON FREIDAY, Bartlesville, Oklahoma, as a Member of the Board of Pharmacy, to serve an unexpired term ending May 24, 1949.

Senator Lowery asked unanimous consent, which was granted, that **HB 36,** by Larason, be ordered withdrawn from the Committee on Agriculture, printed and placed upon the Calendar.

Senator Rinehart moved that it be the sense of the Senate that it meet in regular session on Friday morning, January 28, 1949, at 10:00 a. m., which motion was declared adopted.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 100—By Public Health Committee of the Senate—An Act relating to food; dealing with adulteration, misbranding, contamination and false advertising of food; prescribing powers, duties and functions of State Board of Health and State Health Commissioner; fixing penalties for violations of Act and providing for injunctions by district courts; and declaring an emergency.

SB 101—By Cobb, Carrier—An Act to prevent the fraud and deception of the public; to make unlawful the manufacture for sale within this State, the sale, barter, exchange, possession with the intent to sell or exchange or to offer for sale or exchange "filled milk" as defined herein; to provide for the administration and enforcement of this Act, and to prescribe penalties for its violation; and declaring an emergency.

Upon motion of Senator Rinehart, the Senate recessed to meet at 4:30 p. m., this day.

The Senate reassembled at 4:30 p. m., with Senator Price presiding.

RESOLUTION

Senator Lowery asked unanimous consent, which was granted, to submit the following Resolution and consider it immediately:

SENATE CONCURRENT RESOLUTION NO. 3—By Lowery of the Senate, and Bullard and Garvin of the House of Representatives.

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO BRING TO THE ATTENTION OF THE UNITED STATES STATE DEPARTMENT THE IMMEDIATE NEED OF DRASTICALLY CURTAILING THE IMPORTATION OF CRUDE OIL FROM FOREIGN COUNTRIES TO THE UNITED STATES UNTIL SUCH TIME AS THERE IS A NEED FOR THE IMPORTATION OF CRUDE OIL TO TAKE CARE OF THE MARKET DEMAND FOR CRUDE OIL WITHIN THE CONTINENTAL UNITED STATES.

WHEREAS, it appears that the increase in stocks of crude oil and refined products have increased 105,000,000 barrels during the last year, resulting in a curtailment in production of oil in Oklahoma and in other States of the Union because of lack of storage facilities, and

WHEREAS, above-ground storage of crude oil in abnormal amounts results in great waste of natural resources, and

WHEREAS, the importation of crude oil in the United States during the past year have increased approximately 150%, and that approximately 600,000 barrels of crude oil is being imported daily into the United States, and

WHEREAS, such importation of crude oil results in building up of the abnormal amount of the stocks of crude oil and refined products on hand, which has caused Oklahoma to decrease the allowable production of oil approximately 40,000 barrels daily, and

WHEREAS, the importation of crude oil from foreign countries is a direct threat to the stability of the oil industry in Oklahoma and in the other oil producing States, and to the tax structure in Oklahoma, and

WHEREAS, unless the importation of crude oil from foreign countries is materially decreased, Oklahoma will be forced to curtail the allowable production of oil within the respective producing areas.

NOW, THEREFORE, BE IT RESOLVED by the Senate of the Twenty-second Legislature, the House of Representatives concurring therein, that the Congress of the United States bring to the attention of the United States State Department the important fact that the importation of crude oil from foreign countries to the United States should be drastically curtailed until such time as there is a need for the importation of crude oil to take care of the market demand for crude oil within the continental United States, and that the Congressional Delegation from Oklahoma do all within its power to carry out the purpose and intent of this resolution. That a copy of this resolution be forwarded by the Secretary of the Senate to each member of the Congressional Delegation from Oklahoma, and to the Honorable Dean Acheson, Secretary of State, Washington, D. C.

Upon motion of Senator Lowery, **SCR 3** was adopted and ordered referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO NOT PASS:

SB 39—Local, State and Federal Government.

DO PASS, as amended:

HCR 7—Education.

Senator Leonard, having served notice that he would, moved that the vote be reconsidered by which **HCR 1**, as amended, was adopted.

Senator Nevins moved to table the Leonard motion.

Senator Ritzhaupt asked unanimous consent, which was ordered granted, that Senator Leonard be given opportunity to make statements in support of his motion to reconsider the vote.

Discussion by Senator Leonard followed.

Senator Nevins raised a point of order against further discussion by Senator Leonard, stating he had exceeded the time alloted by the Senate Rules.

Senator Lowery asked unanimous consent, to which Senator Nevins objected, that Senator Leonard be given sufficient time to discuss his motion

to reconsider the vote by which **HCR 1,** as amended, was adopted.

Senator Cobb moved that Senator Leonard be given all the time necessary to discuss his motion to reconsider the vote, which motion was seconded by Senator Ritzhaupt.

Senator Nevins asked unanimous consent, which was granted, to withdraw his objection voiced against the Lowery request.

Further discussion followed by Senator Leonard.

The vote occurring on the Nevins motion, to table the Leonard motion, it was declared failed of adoption.

Senator Cobb was recognized to and did speak on privileges of the Senate.

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

Aye: Anderson, Ballinger, Carrier, Cartwright, Cobb, Cook, Emery, Grim, Howell, Jarman, Leonard, Lowery, Price, Speck, Walker, White.—16.

Nay: Connell, Dacus, Fine, Gary, Jelks, Nance, Nevins, Porter, Ritzhaupt, Thompson, Worthington.—11.

Excused: Binns, Counts, Gooldy, Rogers.—4.

Not Voting: Baldwin, Boecher, Collins, Cowden, Ginder, Hope, Logan, McClendon, Mahan, Medlock, Rinehart, Seaman, Waller.—13.

Upon motion of Senator Nance, further consideration of **HCR 1,** as amended, was made a Special Order for 2:30 p. m., tomorrow.

RESOLUTION

Senator Porter asked unanimous consent, which was granted, to introduce and consider immediately the following Resolution, which was read at length:

SENATE RESOLUTION NO. 6—By Porter.

A RESOLUTION EXPRESSING THE PROFOUND APPRECIATION OF MEMBERS OF THE REGULAR SESSION OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA, OF THE HONORABLE JOHN P. LOGAN, UNITED STATES MARSHAL FOR THE NORTHERN DISTRICT OF OKLAHOMA, TULSA, OKLAHOMA, WHO WILL RETIRE FEBRUARY 11, 1949.

WHEREAS, the Honorable John P. Logan, United States Marshal for the Northern District of Oklahoma, Tulsa, Oklahoma, has served since July 1, 1933 as United States Marshal and will retire from active duty on February 11, 1949; and

WHEREAS, not only has John P. Logan served as United States Marshal for approximately sixteen years, but he originally entered the service of the United States Government in 1916; and

WHEREAS, he was State Senator in the Arkansas State Legislature for twelve years and had the admiration and respect of his colleagues, both in the House and Senate; and

WHEREAS, the said John P. Logan has always been an advocate of honest government and served with credit and distinction throughout the years, during which time his honesty and integrity were unimpeachable; and

WHEREAS, his contribution to the State of Oklahoma is worthy of commemoration.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

1. That the Senate of the State of Oklahoma express this tribute to the life, work, ideals, and high principles of the Honorable John P. Logan, and extend to him and his family our deep appreciation of the work he has done for this State by serving as United States Marshal for the Northern District of Oklahoma, Tulsa, Oklahoma.

2. That a copy of this resolution be spread upon the Journal of the Senate and an engrossed copy of this resolution be forwarded by the Secretary to John P. Logan and family.

Senator Nance asked to be made co-author of **SR 6**, which was the order.

Upon motion of Senator Porter, **SR 6** was adopted and ordered referred for engrossment.

Senator Nevins moved that when the Clerk's desk is cleared of matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 86—Appropriations and Education.

SE 72—Local, State and Federal Government.

HB 40—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 3 correctly engrossed.

Engrossed **SCR 3** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Nevins motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FIFTEENTH LEGISLATIVE DAY
Thursday, January 27, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Binns, Counts, Rogers.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Rinehart advised the Senate of the Re-burial service on tomorrow at 10:15 a. m., of Robert Nelson Berry, who served with the Rainbow Division in World War II, who was killed in Germany, December 6, 1945, and who is the son of Honorable James E. Berry, President of the Senate.

Upon motion of Senator Rinehart, the President Pro Tempore appointed a Committee, composed of Senators Collins, as Chairman, Fine and Thompson, to prepare proper Resolutions and attend, on behalf of the Senate, the Reburial services of Roger Nelson Berry at the Berry home in Stillwater at 10:15 a. m., tomorrow.

Senator Nevins, on behalf of the Students and Faculty of the Oklahoma A. & M. College School of Technical Training of Okmulgee, presented to President Pro Tempore Logan a Walnut Gavel, carved and engraved by the students of the School, which was accepted, on behalf of the Senate, by the President Pro Tempore.

RESOLUTIONS

By unanimous consent, the following Resolution was introduced and taken up for immediate consideration, upon request of Senator Ritzhaupt:

SENATE RESOLUTION NO. 7—By Ritzhaupt.

A RESOLUTION COMMENDING THE STATE HIGHWAY DEPARTMENT, ITS OFFICERS AND EMPLOYEES, FOR THE GREAT SERVICE RENDERED BY THEM IN KEEPING THE STATE AND FEDERAL HIGHWAYS IN THE STATE OF OKLAHOMA OPEN FOR PUBLIC TRAFFIC DURING THE UNPRECEDENTED SLEET, ICE AND SNOW BLIZZARD DURING THE WEEK COMMENCING JANUARY TWENTY-FOURTH, 1949.

WHEREAS, the State of Oklahoma has been visited with unprecedented sleet, ice and snow blizzard which covered the State and Federal Highways of the State with a coat of sleet and snow several inches in depth; and

WHEREAS, the State Highway Department, through its officers and employees, has rendered a valued service in keeping the State and Federal Highways of the State open for public traffic, which service was done by long hours of service in cold and disagreeable weather.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That the State Highway Department, its officers and employees, be highly commended for this great service to the people of the State of Oklahoma, and that the employees actually doing

the manual work necessary to keep said highways in traveling condition and in performing long hours of service in disagreeable weather, both by day and night, be specially commended for such service.

BE IT FURTHER RESOLVED: That a copy of this resolution, duly certified, be forwarded to Honorable H. E. Bailey, Director of the State Highway commission, and to each Member of the State Highway Commission, and to the various District Offices.

Senators Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Seaman, Speck, Thompson, Walker, Waller, White and Worthington asked to be made coauthors of **SR 7,** which was the order.

Senator Cowden moved to amend **SR 7,** line 27, page 1, by adding at the end of the sentence the following: "Provided further that a copy of this Resolution shall be distributed by the District Engineer to the employees who have actually done the work", which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **SR 7,** as amended, was adopted and ordered referred for engrossment.

By unanimous consent, the following Resolution was introduced and taken up for immediate consideration, upon request of Senator Fine:

SENATE CONCURRENT RESOLUTION NO. 4—By Fine of the Senate, and Taylor of the House.

A RESOLUTION PETITIONING THE SECRETARY OF STATE OF THE UNITED STATES TO USE HIS FRIENDLY OFFICES IN BEHALF OF CONNIE W. SEIGRIST, A PILOT IN THE UNITED STATES AIR FORCE IN THE LATE WORLD WAR II, WHO IS NOW IMPRISONED IN BATAVIA BY THE DUTCH GOVERNMENT.

WHEREAS, from recent press reports and other reliable information, it appears that Connie W. Seigrist, of Vian, Oklahoma, and two companions are imprisoned in Batavia by the Dutch Government on charges of transportation of arms in violation of law; and

WHEREAS, Connie W. Seigrist was a pilot in the United States Air Force in World War II and rendered brave service to the United States and was even decorated for valor in aiding the Dutch Government in said war; and

WHEREAS, such valiant service demands that his Government come to his aid and not leave him neglected and in prison so far from home and among strangers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE CONCURRING THEREIN:

That the Secretary of State of the United States be, and he is hereby petitioned and requested to use his good offices in behalf of the said Connie W. Seigrist, that he may not be further imprisoned, and that injustice be not done him.

BE IT FURTHER RESOLVED:

That a copy of this Resolution, duly certified, be Air-Mailed to the Honorable Secretary of State of the United States, to Honorable Elmer Thomas, United States Senator, and to Honorable W. G. Stigler and Honorable Mike Monroney, Members of Congress.

Upon motion of Senator Fine, **SCR 4** was adopted and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 6 correctly engrossed.

Engrossed **SR 6** was properly signed and ordered referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 41**—By Hawthorne—An Act waiving and cancelling all penalties which have accrued upon delinquent real and personal taxes which have been assessed against such property for 1945 and all prior years; provided nothing in Act shall affect 1949 resale or advertising therefor; and declaring an emergency.

Engrossed **HB 88**—By Liang—An Act amending Section 1, Paragraph (H), Chapter 6H, Title 19, page 199, Oklahoma Session Laws 1947, fixing the salaries of certain deputy county officers; and declaring an emergency.

Engrossed **HJR 3**—By Dyer and Harkey of the House, and McClendon of the Senate—A Joint Resolution declaring the fox to be a predatory animal in McCurtain and Pushmataha counties, suspending the effect of Title 29, Section 222, Oklahoma Statutes 1941, insofar as it affects McCurtain and Pushmataha counties; providing for the declaration of the end of the emergency and Fish Committee; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 3**—By Cantrell—A Resolution memorializing the Congress by Resolution of the Oklahoma Game of the United States to provide funds for construction of the Eufaula Reservoir as originally planned by the corps of engineers, U. S. Army; and to expedite construction thereof.

The above numbered Resolution was ordered referred to the Committee on Local, State and Federal Government.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 102—By Dacus, Carrier, Cook, Gary, Nance, Walker, and Ritzhaupt—An Act relating to the public schools of Oklahoma; establishing a code for the public school system of the State; prescribing the powers, duties and functions of the State Board of Education, State Superintendent of Public Instruction, school districts and boards of education; creating county education committees, the State Textbook Committee and local textbook committees and prescribing their powers, duties and functions; establishing a system for the retirement of teachers and other employees and activities of public schools and educational institutions; abolishing position of County Superintendent of Public Instruction and providing for appointment and compensation of a County Superintendent of Schools in each county in the State and prescribing his powers, duties and functions; providing for financial aid to schools and school districts; dealing with teachers, textbooks, curriculum, bonds, separate schools, enumeration and school attendance of children, annexation, consolidation and reorganization of school districts, transfer and transportation of school children, audio-visual education, education of physically handicapped children, vocational education and rehabilitation, and other educational courses and classes; repealing Chapters 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 29, 30 and 31 of Title 70, Oklahoma Statutes 1941, and Sections 24, 25, 26, 27, 28, 29, 30, 31, 36, 39, 661, 662, 663, 664, 665, 666, 667, 668, 669, 681, 682, 683, and 684, of Title 70, Oklahoma Statutes 1941, and Chapters 5, 5a, 6, 16, 21a, 21b, 24, 26, 28, 29, 31 and 45a of Title 70, Oklahoma Session Laws 1943, and Chapter 10 of Title 68, Oklahoma Session Laws 1944, and Chapter 21 of Title 70, Oklahoma Session Laws 1944, and Chapters 3, 5, 7, 9, 27, 27a, 28 and 31 of Title 70, Oklahoma

Session Laws 1945, and Chapters 6, 9, 19, 22, 23, 23a, 23c, 24, 24a, 25, 27, 28, 28a, 30, 31, 31a, 31b, 31c, 31d, 31e and 31f of Title 70, Oklahoma Session Laws 1947, and Sections 3, 4, 5, 6, and 7 of Article I, and Articles II and III, of Chapter 21, Title 70, Oklahoma Session Laws 1947, and conflicting laws; fixing effective date of Act; and declaring an emergency.

SB 103—By Porter and Gary—An Act making appropriation out of the "Depletion, Management and Sale" Fund as established by 64 O. S. 1941, Section 87A and amendments thereto; requiring deposit in "Special Fund" in State Treasury; providing method of disbursement, and declaring an emergency.

SB 104—By Nance—An Act relating to moneys recovered or recaptured through sale of State property or equipment, or as reimbursement for warrant issued and cashed through mistake or error; treating such moneys as recovery only and not as revenue, and restoring or increasing like appropriation in the amount recaptured; requiring accounting at cost; and declaring an emergency.

SB 105—By Medlock—An Act amending Sub-Division B of Section 805, Title 2, O.S. 1941.

Senator Dacus asked unanimous consent, to which objection was voiced, to have 2500 copies ordered printed of **SB 102.**

Upon motion of Senator Rinehart 1200 copies of **SB 102** were ordered printed.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 98—Judiciary.
SB 99—Education.
SB 100—Public Health.
SB 101—Public Health.
SJR 8—Military Affairs.
SJR 9—Military Affairs.
SJR 10—

Senator Ritzhaupt asked unanimous consent, which was granted, that **SJR 10** be ordered printed and placed upon the Calendar without reference to a Committee.

Engrossed **HB 6**—Judiciary.

Engrossed **HB 10**—Revenue and Taxation.

Engrossed **HB 70**—Revenue and Taxation.

SPECIAL ORDER

The hour of 2:30 p. m., having arrived and **HCR 1,** as amended, having been set for Special Order, the Resolution was taken up for consideration.

Senator Leonard moved to amend **HCR 1,** as amended, by striking all of the adopted Senate amendments and by striking lines 23, 24, 25 and 26 of said Engrossed **HCR 1.**

Senator Leonard asked unanimous consent, which was granted, to amend his amendment to **HCR 1,** by striking the words and figures after the words, "said amendments".

Senator Porter presiding.

Senator Ritzhaupt presiding.

The vote occurring on the Leonard amendment, as amended, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Baldwin, Ballinger, Carrier, Cartwright, Cobb, Cook, Emery, Grim, Howell, Leonard, Logan, Lowery, Price, Rinehart, Ritzhaupt, Speck.—16.

Nays: Boecher, Collins, Connell, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Jarman, Jelks, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Thompson, Walker, Waller, Worthington.—21.

Excused: Binns, Counts, Rogers.—3.

Not Voting: Anderson, Ginder, Seaman, White.—4.

Senator Baldwin moved that **HCR 1** as amended, be adopted, which motion

was adopted, the roll call thereon being as follows:

Ayes: Baldwin, Boecher, Collins, Connell, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Thompson, Walker, Waller, Worthington.—26.

Nays: Ballinger, Carrier, Cartwright, Cobb, Cook, Emery, Howell, Leonard, Lowery, Price, Speck.—11.

Excused: Binns, Counts, Rogers.—3.

Not Voting: Anderson, Ginder, Seaman, White.—4.

Engrossed **HCR 1,** together with Engrossed **SA** thereto, were properly signed and ordered transmitted to the Honorable House for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 6 correctly enrolled.

Enrolled **SR 6** was properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore Logan presiding.

GENERAL ORDER

HB 40, by Russell, et al, was read and considered.

Senator Leonard asked that further consideration of **HB 40** be deferred until the next legislative day, which was the order.

Senator Rinehart moved that the President Pro Tempore appoint a Committee, composed of Senators Grim, Worthington and Mahan, for the purpose of checking certain provisions in **HB 40,** with instructions to make report on the next legislative day, which motion prevailed.

RESOLUTIONS

By unanimous consent, Senator Lowery introduced the following Resolution which was read at length, as follows, and considered:

SENATE RESOLUTION NO. 8—By Lowery.

A RESOLUTION COMMENDING THE OBSERVANCE OF SOIL CONSERVATION AND IMPROVEMENT WEEK IN OKLAHOMA, BEING FEBRUARY 6TH TO 13TH, 1949, AND PLEADING FOR SOIL CONSERVATION EVERY DAY IN THE YEAR.

WHEREAS, every man, woman and child must depend on the soil for their very existence; and

WHEREAS, the population of our country is rapidly increasing while the tillable acres of soil from which we feed our people is decreasing; and

WHEREAS, many of our citizens, particularly the men and women who follow agriculture as a way of life, are already awake to the requirements and responsibilities of conserving and improving our soil, and are prosecuting much valuable and constructive work in that connection, ably assisted by the various agencies and institutions of State and Federal Government charged with responsibility in the field; and

WHEREAS, many others of our citizens need to be challenged by the importance of the undertaking, and invited to join in the common cause of all peoples of every calling whatsoever, which is the protection and improvement of the soil which gives them life; and

WHEREAS, those already enrolled in the campaign for soil conservation and improvement, find encouragement and inspiration in the formal observance of an official period of recognition and enlistment in behalf of the program; and

WHEREAS, February 6th to 13th, 1949 has been proclaimed by Governor Roy J. Turner as "SOIL CONSERVATION AND IMPROVEMENT WEEK IN OKLAHOMA".

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Week of February 6th to 13th, 1949, be commended as "SOIL CONSERVATION WEEK" and call upon all the people of the State to observe it with suitable celebration and demonstration, and to plead that they practice soil conservation every day in the year.

Upon motion of Senator Lowery, **SR 8** was adopted and referred for engrossment.

By unanimous consent, Senator Lowery introduced the following Resolution which was read at length, as follows, and considered:

SENATE RESOLUTION NO. 9—By Lowery.

A RESOLUTION RECOGNIZING THE ACCOMPLISHMENTS OF OKLAHOMA FUTURE FARMERS OF AMERICA IN THEIR MAJOR WINNINGS AT THE NATIONAL WESTERN STOCK SHOW AT DENVER, COLORADO, JANUARY 14-20, 1949.

WHEREAS, It has come to the attention of the State Senate of Oklahoma, that The Oklahoma Future Farmers of America has again brought outstanding recognition to the State of Oklahoma by its excellent showing at the National Western Stock Show held at Denver, Colorado, January 14-20, 1949, and

WHEREAS, The Freedom, Oklahoma F.F.A. Chapter Livestock Judging Team won first place in the National Livestock Judging Contest, and

WHEREAS, The team also had 1st, 2nd and 3rd high individual scores of the Contest, and

WHEREAS, Donald Lee of the Moore Oklahoma F.F.A. Chapter showed the Grand Champion Lamb of the Junior Division, Reserve Grand Champion of the open show, and also Champion Pen of 3 on his Southdowns, and

WHEREAS, The Moore F.F.A. Chapter showed 3 of the 5 Breed Champion Barrows in the show, and

WHEREAS, Robert Wittmyer, Frederick, Oklahoma, F.F.A. Chapter, won the Reserve Champion showman in the Sheep show and,

WHEREAS, Those participating in the winning at the Denver show include Willis Nichelson, Dean Spencer, Harold Hepner, Jr. Cummins, coached by Jesse Mitchell, all of the Freedom Chapter and Donald Lee, Norman Bewley, Melvin Kysela, Wyndol Sudik, and Van Hall of the Moore Chapter and Robert Wittmyer of the Frederick Chapter, and

WHEREAS, The Oklahoma F.F.A. winnings at Denver include 7 champions, 14 first place, 10 second place, 5 third place and 2 fourth place winnings,

NOW, THEREFORE, BE IT RESOLVED by the State Senate of the Twenty-second Oklahoma Legislature that the Oklahoma State Senate does by this resolution recognize the outstanding accomplishments of these young Future Farmers of Oklahoma for the honor that they have brought to the State of Oklahoma through their efforts

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to each of the various members participating in the above mentioned winnings, and also a copy to J. B. Perky, State Director of Vocational Agriculture at Stillwater, Oklahoma.

Upon motion of Senator Lowery, **SR 9** was adopted and referred for engrossment.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 37—Business and Industry.

SB 84—Local, State and Federal Government.

SB 91—Business and Industry.

DO PASS, as amended:

SB 1—School Lands.

SB 93—Local, State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 4 correctly engrossed.

Engrossed **SCR 4** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 10:00 a. m., tomorrow, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 106—By Mahan of the Senate and Burkhart of the House—An Act authorizing and relating to the establishment and maintenance of a Municipal Hospital by the governing board of any municipality of this State; authorizing said board to appoint a board of control for said hospital; and prescribing its authority and duties; and declaring an emergency.

SB 107—By Cobb—An Act repealing Chapter 1c of Title 29 of the Oklahoma Session Laws of 1947, being **SB 181,** relating to a certain appropriation for the raising of Lake Murray dam and Whitesboro dam and the improvement of the same; providing for the disposition of the unexpended balance of the said appropriation; and declaring an emergency.

SB 108—By Lowery—An Act creating a State Livestock Sanitary Committee; providing manner of appointment, qualifications, tenure, duties, and compensation; providing for apopintment of assistants and employees and their duties and compensation; repealing all Acts in conflict herewith; and declaring an emergency.

SB 109—By Gary—An Act continuing and reappropriating certain appropriations made to the Central State Hospital, Norman, Oklahoma, by the Twenty-first Legislature; making said appropriations non-fiscal; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 56**—By Bullard—An Act amending Subsection (d) of Section 876, Subsection (b) of Section 878, Subsection (j) of Section 880, Subsection (k) of Section 880, Section 883, and Section 899, Title 68, O. S. 1941, and repealing Section 914, Title 68, O. S. 1941, relating to income taxes; providing methods of filing returns; assessing amounts of taxes due; providing for certain deductions; providing methods of determining tax liability on distribution of employee's trusts; and providing for refunds.

Engrossed **HB 57**—By Bullard—An Act amending Sections 22.1, 22.4, 22.13, and 22.15, Title 47, O. S. 1941; relating to motor vehicles and the registration of same; defining certain terms; providing for the displaying of number plates on vehicles; relating to licensing of new vehicles and those coming from other states for fractional parts of the year; providing for the date when license plates shall go on sale each year; providing for the issuance to new and used car dealers and transporters of such vehicles; providing the date this Act shall become effective; and declaring an emergency.

Engrossed **HB 69**—By Committee on Public Health—An Act amending 63 O. S. 1941 § 332; providing that certain houses, cabins and other structures shall be deemed rooming houses; and declaring an emergency.

Engrossed **HB 106**—By Hawthorne and Autry—An Act relating to the nomination and election of representatives from LeFlore County to the Legislature of Oklahoma; and repealing Section 1, Chapter 3, Title 14, Page 35, Oklahoma Session Laws 1943, in so far as said Section relates to the nomination and election of such representatives.

The above **HBs** and/or **HRs** were read for the first time.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 10:00 a. m., Friday, January 28, 1949.

SIXTEENTH LEGISLATIVE DAY
Friday, January 28, 1949

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

Upon roll call, it resulted as follows:

Present: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Excused: Anderson, Binns, Cartwright, Counts, Ginder, Rogers, Thompson.—7.

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 Ballinger, Miss Jeanne Anne Jacobson, young daughter of Mrs. Myrtle Jacobson, Secretary to the President Pro Tempore, was made Honorary Assistant Journal Clerk for this legislative day.

LOBBY PERMIT

W. M. "Bill" Morgan states that he resides at 1216 N. W. 38th, Oklahoma City, Oklahoma; that he is 47 years of age; that he is legislative representative for the Oklahoma Lumbermen's Association; that he is paid an annual salary as Manager of the Oklahoma Lumbermen's Association; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents. He further states that he receives no additional, special or further compensation for acting as legislative representative for said organization.

(Signed) W. M. "Bill" MORGAN.

Upon motion of Senator Jarman, the request of W. M. "Bill" Morgan was granted and Lobby Permit ordered issued to him.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 110—By Waller—An Act repealing Article 2 of Chapter 21 of Title 70 of the 1947 Session Laws of the State of Oklahoma, relating to annexation of school districts; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 102—Revenue and Taxation.
SB 103—Appropriations.
SB 104—Revenue and Taxation.
SB 105—Agriculture.
SB 106—Public Health.
SB 107—Appropriations.
SB 108—Agriculture.
SB 109—Appropriations.

Engrossed **HB 41**—Revenue and Taxation.

Engrossed **HB 56**—Revenue and Taxation.

Engrossed **HB 57**—Revenue and Taxation.

Engrossed **HB 69**—Public Health.

Engrossed **HB 88**—

Senator Speck asked unanimous consent, which was granted, that **HB 88** be ordered printed and placed upon the Calendar without reference to a Committee.

Engrossed **HB 106**—Local, State, County and Federal Government.

Engrossed **HJR 3—**

Senator McClendon asked unanimous consent, which was granted, that **HJR 3** be ordered printed and placed upon the Calendar without reference to a Committee.

Senator Gary asked unanimous consent, which was granted, that 600 copies of **SB 74,** by Gary, be ordered printed.

GENERAL ORDER

By unanimous consent, **SJR 10,** by Ritzhaupt, McClendon and Dacus, was taken up for consideration and read.

Senator Ritzhaupt moved to amend **SJR 10,** line 9, page 1, by striking the word "March" and inserting the word "February," which amendment was declared adopted by unanimous consent.

Upon motion of Senator Rinehart, **SJR 10,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SJR 10,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 10 was read for the third time at length.

On the question of passage of the Resolution, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Walker, Waller, White, Worthington.—36.

Excused: Anderson, Binns, Cartwright, Counts, Ginder, Rogers, Thompson.—7.

Not Voting: Seaman.—1.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Walker, Waller, White, Worthington.—36.

Excused: Anderson, Binns, Cartwright, Counts, Ginder, Rogers, Thompson.—7.

Not Voting: Seaman.—1.

The emergency was declared passed.

SJR 10 was referred for engrossment.

GENERAL ORDER

HB 40, by Russell, et al, was re-read and considered.

Senator Nance moved that the Senate Committee amendments to **HB 40** be ordered stricken, which motion prevailed.

Senator Leonard moved that **HB 40** be returned to the Revenue and Taxation Committee for further consideration, which motion was tabled, upon motion of Senator Medlock.

Upon motion of Senator Rinehart, **HB 40** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 40** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 40 was read for the third time at length.

On the question of passage of the Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter,

Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Excused: Anderson, Binns, Cartwright, Counts, Ginder, Rogers, Thompson.—7.

The Bill was declared passed.

On the question of passage of the emergency, the roll call was as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Excused: Anderson, Binns, Cartwright, Counts, Ginder, Rogers, Thompson.—7.

The emergency was declared passed.

HB 40 was properly signed and ordered returned to House.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet as provided under the Rules on Monday, January 31, 1949, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 99**—By Cannon, Haworth and Langley (Muskogee)—An Act relating to separate schools; amending 70 O. S. 1941 § 907.7, relating to county separate school improvement bonds to confer certain authority over the expenditure of the proceeds thereof upon the Board of Education of independent school districts located in counties having a population of not less than sixty-five thousand nine hundred (65,900) and not more than sixty-five thousand nine hundred fifty (65,950) according to the next preceding federal decennial census; and declaring an emergency.

Engrossed **HB 109**—By Speakman, Allard and Shibley of the House and Collins of the Senate—An Act authorizing the County Attorney, the County Judge, and the District Judge or judges of any county in this State which has no indebtedness for the erection of a county courthouse to direct the Court Clerk to transfer by voucher any surplus moneys and/or securities not in excess of ten thousand dollars ($10,000.00) in such court fund to a special fund or account, to be used only for certain specified purposes; and making provisions to meet the requirements herein; and fixing the time limit of transfers hereunder; and providing for the termination of this Act; and declaring an emergency.

The above numbered **HBs** were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 8, 9 and **SJR 10** correctly engrossed.

Engrossed **SRs 8** and **9** were each properly signed and ordered referred for enrollment.

Engrossed **SJR 10** was properly signed and ordered transmitted to the Honorable House for consideration.

SRs 8 and **9** correctly enrolled.

Enrolled **SRs 8** and **9** were each properly signed and ordered transmitted to the Secretary of State.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, January 31, 1949.

SEVENTEENTH LEGISLATIVE DAY
Monday, January 31, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Absent: Binns, Leonard, Mahan.—3.

Excused: Cartwright, Counts.—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.

RESOLUTION

SCR 5, by Logan, was introduced and by unanimous consent taken up for immediate consideration, being read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 5—By Logan.

A CONCURRENT RESOLUTION, JOINING THE CHIEF EXECUTIVE OF THE STATE OF OKLAHOMA IN EXTENDING AN INVITATION TO HIS EXCELLENCY, THE PRESIDENT OF THE UNITED STATES, TO ATTEND THE PREMIERE OF "THE LAWTON STORY," DEPICTING THE LIFE OF REVEREND MARK WALLOCK AND THE DEVELOPMENT OF HOLY CITY AND THE WICHITA MOUNTAINS EASTER SUNRISE SERVICE, IN LAWTON, OKLAHOMA, ON THE FIRST DAY OF APRIL, 1949.

WHEREAS, the Honorable Roy J. Turner, Governor of the State of Oklahoma, has extended an invitation to his Excellency, the President of the United States to attend the Premiere of the Hollywood made picture, "The Lawton Story," which depicts the remarkable life of the Reverend Mark Wallock and the origin of the Wichita Mountains Easter Sunrise Service which he created, and

WHEREAS, Holy City in the Wichita Mountains was constructed with the help of funds of the United States Government which were made available by the late President of the United States, Franklin D. Roosevelt, and the Congress of which Harry S. Truman was a member, and

WHEREAS, The President of the United States served as a Captain of Field Artillery at Fort Sill, Oklahoma, which is near the Holy City, during World War I, and

NOW, THEREFORE, The Senate of the Twenty-second Legislature, the House of Representatives concurring therein, hereby join the Honorable Roy J. Turner, Governor of the State of Oklahoma, in extending a sincere invitation to his Excellency, the President of the United States to attend the Premiere of "The Lawton Story," at Lawton, Oklahoma, on April 1, 1949, and to visit Fort Sill, Oklahoma, where Captain Harry S. Truman served in World War I.

The Secretary of the Senate is hereby instructed to send a duly authenticated copy of this resolution to the President of the United States and a copy to each Member of Congress from Oklahoma.

Upon motion of Senator Rinehart, **SCR 5** was adopted and ordered referred for engrossment.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 111—By Baldwin—An Act amending § 263 of Title 29 of Oklahoma Statutes 1947 cumulative supplement, relating to the manner of taking fish; and declaring an emergency.

SB 112—By Rinehart of the Senate—An Act authorizing the State Board of Public Affairs to pay off and discharge any lien existing on State owned lots or land, which was created according to law, and declaring an emergency.

SJR 11—By Logan—A Joint Resolution calling a constitutional convention on the first Tuesday in September, 1951, 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; providing for a constitutional survey committee, making an appropriation therefor; and providing for the submission of this Act to the people for their approval; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 110—Education.
Engrossed **HB 99**—Education.
Engrossed **HB 109**—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 7 correctly engrossed.

Engrossed **SR 7** was properly signed and ordered referred for enrollment.

Senator Nance asked unanimous consent, which was granted, that **HB 41**, by Hawthorne, be ordered withdrawn from the Committee on Revenue and Taxation, printed and placed upon the Calendar, it being substituted for **SB 5**, by Thompson, Waller and Counts.

Senator Nance asked unanimous consent, which was granted, that **SJR 2**, by Jelks, be ordered withdrawn from the Committee on Revenue and Taxation and referred to the Committee on Military and Veterans' Affairs.

Senator Ritzhaupt asked unanimous consent, which was granted, that **SJR 7**, by Ritzhaupt, be ordered withdrawn from the Committee on Revenue and Taxation and referred to the Committee on Military and Veterans' Affairs.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 7 correctly enrolled.

Enrolled **SR 7** was properly signed and ordered referred to the Secretary of State.

GENERAL ORDER

SB 86, by Senate Appropriations Committee, was read and considered.

Senator Gary moved to amend **SB 86**, page 3, by striking lines 5 and 6, which amendment was declared adopted.

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

Upon motion of Senator Gary, **SB 86**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 86**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 86 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nev-

ins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Nays: Grim.—1.

Excused: Cartwright, Counts.—2.

Absent: Binns, Leonard, Mahan.—3.

Not Voting: Ginder, Jarman, Nance.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Nays: Grim.—1.

Excused: Cartwright, Counts.—2.

Absent: Binns, Leonard, Mahan.—3.

Not Voting: Ginder, Jarman, Nance.—3.

The emergency was declared passed.

SB 86 was referred for engrossment.

Senator Rogers asked unanimous consent, which was granted, that **HB 99,** by Cannon, et al, be ordered withdrawn from the Committee on Education, printed and placed upon the Calendar.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with President Pro Tempore Logan presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of the executive appointment of R. L. McLEAN, Anadarko, Oklahoma, as Member State Board of Education, for a term beginning April 14, 1948 and ending April 1, 1954.

The Senate, in executive session and upon motion of Senator Carrier, advised and consented to the confirmation of the recess appointment of LLOYD J. ANDERSON, Garber, Oklahoma, as Member State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1950.

The Senate, in executive session and upon motion of Senator Grim, advised and consented to the confirmation of the recess appointment of C. ROY CRAIG, Leedey, Oklahoma, as Member State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1949.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of the recess appointment of F. E. STANLEY, Tulsa, Oklahoma, as Member Board of Regents Oklahoma Military Academy, for a term beginning July 11, 1947, and ending June 30, 1952.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of T. MURRAY ROBINSON, Oklahoma City, Oklahoma, as a Member of the Board of Regents Oklahoma Military Academy, for a term beginning July 1, 1948, and ending July 1, 1953.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of the recess appointment of C. X. DOWLER, Tulsa, Oklahoma, as Member Board of Trustees Teachers Retirement System, for a term beginning June 30, 1947, and ending June 30, 1952.

The Senate, in executive session and upon motion of Senator Nevins, advised and consented to the confirmation

of the recess appointment of JOE N. CROOM, Okmulgee, Oklahoma, as Member State Board of Education, for a term beginning June 2, 1947, and ending April 1, 1953.

The Senate, in executive session and upon motion of Senator Rogers, advised and consented to the confirmation of the recess appointment of NORMAN MOODY, Muskogee, Oklahoma, as Member State Game and Fish Commission, 2nd Congressional District, for a term beginning June 30, 1947, and ending February 15, 1951.

The matter of re-carpeting the Senate Chamber was discussed.

Senator Ballinger moved that further consideration of the matter of re-carpeting the Senate Chamber be postponed until the next session of the legislature.

Senator Porter presiding.

Upon a roll call, resulting as follows, the Presiding Officer declared the Ballinger motion adopted:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Howell, Jarman, Jelks, McClendon, Medlock, Nevins, Rogers, Seaman, Walker, Waller, White, Worthington.—27.

Nays: Gary, Logan, Lowery, Nance, Porter, Price, Ritzhaupt, Speck, Thompson.—9.

Excused: Cartwright, Counts.—2.

Absent: Binns, Leonard, Mahan.—3.

Not Voting: Gooldy, Hope, Rinehart. —3.

The matter of properly preparing Room 428-a for use of the Appropriations Committee, as to acoustics, lighting and carpeting was discussed and upon motion of Senator Fine, the President Pro Tempore was authorized to proceed immediately with the matter.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 8** — By Langley (Adair), Allard, Bacon, Bailey (Craig), Bethell, Biles, Box, Brannon, Brewer, Cantrell, Cunningham, Duke, Eubanks, Haworth, Henry, Horton, Johnston, Laing, Munson, Ownby, Pitman, Reeder, Roberson, Sherman, Shumate, Smith (Cherokee), Speakman, Sugg, Sumrall, Taylor, Tiffany and Wallace (Custer)— A House Concurrent Resolution requesting the Oklahoma delegation to the Congress of the United States to promote and support legislation changing the old age assistance program to a direct pension program and providing for pension payments of at least Sixty Dollars ($60.00) per month.

Engrossed **HCR 8** was ordered referred to the Committee on Social Welfare.

MESSAGE FROM THE HOUSE

Advising adoption of and returning **SCR 3**, as amended.

HAs to **SCR 3** read as follows, and concurred in upon motion of Senator Lowery:

Amendment No. 1—Page 1, Between Line 30 and 31, by adding the following paragraphs:

WHEREAS, the importation of foreign oil is a direct threat to the military security of the United States of America in that all initiative for the future development of the oil resources is stifled, and

WHEREAS, the petroleum industry has continually developed new methods of discovering new resources when there is a proper demand for oil, and

WHEREAS, the country is primarily dependent on American oil in time of war and these resources are only discovered when initiative is not stifled.

Amendment No. 2—Page 1, by adding the following Co-Authors: Ownby, Reynolds (Oklahoma), Riggs, Shibley and Wallace (Grady) of the House.

Engrossed **SCR 3**, as amended by the Honorable House, was read at length,

and adopted upon motion of Senator Lowery.

Engrossed **HAs** to **SCR 3** were properly signed and the Resolution as amended referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 40.**

Enrolled **HB 40,** after fourth reading, was properly signed and ordered returned to the Honorable House.

Senator Thompson moved that it be adopted as the policy of the Senate that it start meeting as of 10:00 o'clock a. m., on succeeding legislative days, which motion was seconded by Senator Nance, but failed of adoption.

Senator Nevins moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 56—Agriculture.

SB 58—Agriculture.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 113—By Waller—An Act relating to traveling expense of County Commissioners, amending Chapter 10, Title 19, Session Laws 1947, to permit purchase of suitable motor vehicles out of County Highway Funds and allotment thereof of record to such commissioners for travel on official business in lieu of mileage for the use of personally owned vehicles; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 86 correctly engrossed.

Engrossed **SB 86** was properly signed and ordered transmitted to the Honorable House for consideration.

LOBBY PERMIT

Carl F. Kueffer states that he resides at 912 N. W. 48, Oklahoma City, Oklahoma; that he is 46 years of age; that he is legislative representative for Oklahoma Chiropractic Association; that he is paid an annual salary for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) CARL F. KUEFFER.

Upon motion of Senator Ritzhaupt, the request of Carl F. Kueffer was granted and Lobby Permit ordered issued to him.

As provided under the Nevins' motion, the Senate was declared adjourned.

EIGHTEENTH LEGISLATIVE DAY
Tuesday, February 1, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Cartwright.—1.

Absent: Counts, Leonard.—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.

PETITION

Senator Cobb presented and had read a resolution passed by the Murray County Bar Association, resolving "that the Murray County Bar Association does unanimously recommend to the State Legislature that legislation be passed giving the District Courts of the State of Oklahoma concurrent jurisdiction with the State Industrial Commission in all types of Industrial cases."

MESSAGE FROM THE HOUSE

Advising **SAs** to Engrossed **HCR 1** rejected, conference requested and House Conferees named as follows: Fronterhouse, Reeder, Brannon, Wallace (Custer), and Russell.

Upon motion of Senator Rinehart, the request of the Honorable House for a conference on Engrossed **HCR 1,** as amended, was granted and the President Pro Tempore appointed as Senate Conferees thereunder Senators Dacus, as Chairman, Waller, Cobb, Lowery and Cowden.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 4.**

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 5 correctly engrossed.

Engrossed **SCR 5** was properly signed and ordered transmitted to the Honorable House.

COMMITTEE REPORTS

The following Bills and-or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 4—Game and Fish.

SJR 8—Military and Veterans Affairs.

SJR 9—Military and Veterans Affairs.

SB 13—Game and Fish.

SB 64—Military and Veterans Affairs.

SB 65—Military and Veterans Affairs.

GENERAL ORDER

HCR 7, by Wallace, et al, of the House, and Jelks of the Senate, as amended, was taken up for consideration, read at length and adopted, upon motion of Senator Rinehart.

HCR 7, as amended, was ordered referred for engrossment.

A Committee from the Honorable House was received, composed of Representatives Douglas (Bryan), Cannon and Doty, who invited the Senate to

meet in Joint Session, advising the Honorable House is at ease, awaiting the presence of the Senate.

Upon motion of Senator Rinehart, the Senate accepted the invitation of the Honorable House to meet in Joint Session.

Upon motion of Senator Rinehart, the Senate was declared recessed until the conclusion of the Joint Session.

JOINT SESSION

The Senate and Honorable House, in Joint Session assembled, was called to order by President Pro Tempore Logan.

Upon motion of Senator Rinehart, the attendance roll call of the Senate for this legislative day was declared the roll call of the Senate in Joint Session, it being as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Counts, Leonard.—2.

Excused: Cartwright.—1.

Upon motion of Representative Smalley, the attendance roll call of the Honorable House for this legislative day was declared the roll call of the House in Joint Session, it being as follows:

Present: Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Huff, Jennings, Johnston, Jones, Kouns, Laing, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Welch, Williams, Wolfe, Mr. Speaker.—111.

Excused: Camp, Horton, Klinglesmith, Peak.—4.

President Pro Tempore Logan declared a quorum of the Senate and Honorable House present.

Representative Smalley moved that a Committee of 5 be appointed to notify the Governor that the House and Senate are assembled in Joint Session and ready to receive him and his guests, which motion prevailed, the President Pro Tempore appointing as such Committee, Representative Smalley, as Chairman, Senator Gooldy, Representative Bailey (Craig) and Munson and Senator Nevins.

Upon motion of Senator Rinehart, the Joint Session was declared at ease, awaiting the arrival of the Governor and his guests.

The Joint Session was called to order by President Pro Tempore Logan, who advised the presence of the Governor and his guests, they being escorted to the Speaker's desk.

President Pro Tempore Logan introduced to the Joint Session the three Oklahoma Members of the Regional Council for Education, as follows: Dr. H. C. Bennett, President of Oklahoma

A. & M. College; Dr. George Cross, President of Oklahoma University and Dr. G. L. Harrison, President of Langston Agricultural University; also introduced Honorable W. J. McGlothlin, Associate Director of the Regional Council for Education, as well as Honorable Frank Bane, Chicago, Director of the Council on State Governments.

President Pro Tempore Logan presented Governor Roy J. Turner to the Joint Session who introduced former Governor Millard F. Caldwell of Florida who addressed the Joint Assembly at length on Regional Education.

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

*

The Senate reassembled, in its Chamber, with President Pro Tempore Logan presiding.

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

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 114—By Ritzhaupt, Rogers, Fine, Carrier, Rinehart, Hope, Medlock, Porter —An Act adding to the State Treasurer certain duties not heretofore imposed upon him by law, by authorizing and requiring that he record in a register maintained in his office, all bonds, notes or other obligations issued to finance self-liquidating projects at State Institutions and other agencies of the State before such obligations shall be delivered to the purchaser, requiring said register to show the due date of said obligations including the due date of coupons attached thereto; requiring the State Treasurer to furnish the State Budget Director a transcript thereof; providing additional compensation to the State Treasurer for added duties imposed upon him by this Act subsequent to his election; providing method of payment of such compensation: repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SJR 12—By Jelks—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 10 of the Constitution of the State of Oklahoma, same to be a new section designated as Section 25a, providing for the issuance of State bonds amounting to One Hundred Fifty Million Dollars ($150,000,000.00), to be retired and the interest thereon paid from State revenues from the sale and distribution of alcoholic beverages under any authorized State monopoly system, providing for use of the proceeds of said bonds in specified sums for construction and improvement of State and Federal highways and rural secondary or farm-to-market roads, and prescribing the authority and duties of the Legislature and the State Department of Highways.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 111—Game and Fish.

SB 112—Local, State and Federal Government.

SB 113—Local, State and Federal Government.

SJR 11—Revenue and Taxation.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 69—Public Health.

SB 97—Public Health.

SB 100—Public Health.

DO PASS, as amended:

SB 96—Public Health.

GENERAL ORDER

By unanimous consent, **SB 37,** by Counts, was read and considered.

Upon motion of Senator Counts, **SB 37** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and **SB 37** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 37 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White.—35.

Nays: Nevins.—1.

Excused: Cartwright.—1.

Not Voting: Anderson, Ballinger, Ginder, Mahan, Seaman, Thompson, Worthington.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White.—35.

Nays: Nevins.—1.

Excused: Cartwright.—1.

Not Voting: Anderson, Ballinger, Ginder, Mahan, Seaman, Thompson, Worthington.—7.

The emergency was declared passed.

SB 37 was referred for engrossment.

GENERAL ORDER

HB 99, by Cannon, et al, of the House, and Rogers of the Senate, was read and considered.

Upon motion of Senator Rogers, **HB 99** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended and **HB 99** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 99 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—39.

Excused: Cartwright.—1.

Not Voting: Anderson, Ballinger, Seaman, Thompson.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—39.

Excused: Cartwright.—1.

Not Voting: Anderson, Ballinger, Seaman, Thompson.—4.

The emergency was declared passed.

HB 99 was properly signed and ordered returned to House.

GENERAL ORDER

HB 88, by Laing, was read and considered.

Upon motion of Senator Speck, **HB 88** was advanced to engrossment and third reading.

Upon motion of Senator Speck, the rules of the Senate were suspended and **HB 88** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 88 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Cartwright.—1.

Not Voting: Anderson, Carrier, Cook, Cowden, Nevins, Seaman.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Cartwright.—1.

Not Voting: Anderson, Carrier, Cook, Cowden, Nevins, Seaman.—6.

The emergency was declared passed.

HB 88 was properly signed and ordered returned to House.

GENERAL ORDER

HB 41, by Hawthorne, was read and considered.

Senator Thompson moved to amend **HB 41,** by striking Sections 1, 2 and 3, and substituting the following:

"Section 1. All penalties, interests, costs and fees which have accrued upon delinquent ad valorem taxes on real property in this State for 1945 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 March 19, 1949.

"Section 2. Nothing contained in this Act shall be construed as affecting, delaying or cancelling the holding and conduct of the 1949 resale of real estate for delinquent taxes, or the advertisement of any real estate for resale in 1949.

"Section 3. Immediately after this Act takes effect the County Treasurer of each county shall publish a notice, in the form prescribed by Section 4 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 Section 1 may be paid on or before March 19, 1949, 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 4. The notice referred to in Section 3 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 1945 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 on or before March 19, 1949.

Dated this——day of————, 1949.

County Treasurer.

"Section 5. 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 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 Thompson asked unanimous consent, which was granted, to amend his amendment by adding the words "and personal property" following the words "on real property" and before the words "in this State for 1945" in Section 1; also in Section 4, by adding the same words following the words "on any real estate" and before the words "in this State for the year 1945".

The vote occurring on the Thompson amendment, as amended, it was declared adopted.

Senator Thompson moved to amend **HB 41** by striking therefrom the title and substituting the following: "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; PROVIDING THAT IN ORDER TO SECURE BENEFITS OF ACT THE TAXES ON BALANCE DUE ON THE PRINCIPAL AMOUNT THEREOF MUST BE PAID IN FULL ON OR BEFORE MARCH 19, 1949; PROVIDING NOTHING IN THIS ACT SHALL AFFECT 1949 RESALE OR ADVERTISING THEREFOR; REQUIRING COUNTY TREASURER TO GIVE NOTICE OF THE PROVISIONS OF ACT BY PUBLICATION; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY," which amendment was declared adopted.

Upon motion of Senator Thompson, **HB 41**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended and **HB 41**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 41 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Hope, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—26.

Nays: Boecher, Carrier, Cobb, Connell, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Lowery, Mahan, Price, Ritzhaupt.—14.

Excused: Cartwright.—1.

Not Voting: Anderson, Baldwin, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Hope, Jelks, Logan, Lowery, McClendon, Mahan, Medlock Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Carrier, Cobb, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Price, —9.

Excused: Cartwright.—1.

Not Voting: Anderson, Baldwin, Speck.—3.

The emergency was declared passed.

HB 41 was referred for engrossment.

Senator Rinehart moved that when the Senate adjourns today it adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 7 correctly engrossed.

SCRs 3 and 4 each correctly enrolled.

Engrossed **HCR 7,** together with Engrossed Senate Amendments thereto, properly signed and ordered returned to the Honorable House.

Enrolled **SCRs 3** and 4 were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 115—By Cowden and Collins—An Act abolishing the Oklahoma Turnpike Authority; repealing Chapter 6, Title 69, Oklahoma Session Laws 1947; and declaring an emergency.

SB 116—By Porter and Ritzhaupt—An Act relating to County Attorneys; amending 19 O. S. 1941 § 185b, so as to provide that the County Attorney of any county of this State having a population not exceeding 50,000 according to the next preceding Federal Decennial Census may engage in the private practice of law in civil cases and civil matters not in conflict with the interests of his county: repealing all laws and parts of laws in conflict with the provisions of this Act; and declaring an emergency.

SB 117—By Porter, Waller and Fine of the Senate, and Johnston and Munson of the House—An Act relating to the taking, catching or killing of non-game fish; amending Section 1, Chapter 6, Title 29, page 103, Oklahoma Session Laws 1943, so as to provide that the State Game and Fish Commission shall have authority to designate areas, lakes or streams or parts of lakes or streams where it shall be unlawful to take, catch or kill non-game fish by the use of gigs or spears; and declaring an emergency.

SB 118—By Baldwin—An Act amending § 352 of Title 47, OS 1941, relating to the appointment and qualification of the Commissioner of Public Safety; fixing the effective date of this Act.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 10.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 3**—By Ozmun—An Act authorizing the County Attorney, the County Judge, the Court Clerk, and the District and/or Superior Judge or Judges of any County and/or Judicial District in this State, by majority vote, to direct the Court Clerk to transfer by voucher any surplus moneys, not in excess of Sixty Thousand Dollars ($60,000.00), in the Court Fund of the county to a special fund or account to retire any indebtedness created under the Constitution or Statutes of this State; and fixing the time limit for transfer hereunder; and providing for the termination of this Act; and declaring an emergency.

Engrossed **HB 51**—By Williams and Sims—An Act legalizing acknowledgments of all deeds, mortgages, oil and gas leases, powers of attorney and other

instruments of writing for the conveyance or incumbrance of any lands, tenements or hereditaments situated within the State heretofore executed and acknowledged or proved in any State, Territory, District of Columbia or foreign country in conformity with the laws of such state, territory, District of Columbia or foreign country or in conformity with the Federal Statutes; and declaring an emergency.

Engrossed **HB 59**—By Allen, Andrews, Davidson, Disney, Forsythe, Henry, Jennings and Oliver—An Act relating to and providing for nomination and election of four Judges of District Court Judicial District Number Fourteen; providing for the appointment for an additional Judge as authorized hereby and for the appointment of an additional Court Reporter; providing that one of said Judges shall be a legal resident of and nominated from Pawnee County and three of said Judges shall be legal residents of and nominated from Tulsa County; providing that nothing in this Act shall affect or disturb the tenure of office of the present Judges of said district and repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 7**—By Gary of the Senate and Harkey of the House—An Act making an appropriation for the payment of presidential electors in accordance with the provisions of Chapter 15, Title 26, Oklahoma Statutes 1941; and declaring an emergency.

Enrolled **SB 8**—By Gary of the Senate and Harkey of the House—An Act making an appropriation for the payment of pensions to confederate veterans and widows in accordance with the provisions of Chapter 5, Title 56, Oklahoma Session Laws 1947, Page 342, and Section 131, Title 72, Oklahoma Statutes 1941, and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 10 correctly enrolled.

Enrolled **SJR 10**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Ritzhaupt, the Senate adjourned.

NINETEENTH LEGISLATIVE DAY
Wednesday, February 2, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Cartwright, Nance.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 99.**

Enrolled **HB 99** was read for the fourth time, the enrolled copy properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

WITHOUT RECOMMENDATION:

SJR 3—Revenue and Taxation.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 114—Local, State and Federal Government.

SB 115—Roads and Highways.

SB 116—Judiciary.

SB 117—Game and Fish.

SB 118—Roads and Highways.

SJR 12—Revenue and Taxation.

Engrossed **HB 3**—Judiciary.

Engrossed **HB 51**—Judiciary

Engrossed **HB 59**—Judiciary.

GENERAL ORDER

SB 84, by Judiciary Committee, was taken up for consideration.

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

Upon motion of Senator Rinehart, **SB 84** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 84** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 84 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Counts, Cowden, Emery, Gary, Ginder, Grim, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Baldwin, Cobb, Cook, Dacus, Fine, Howell, Price.—7.

Excused: Cartwright, Nance.—2.

Not Voting: Gooldy, Hope, Jelks, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Collins, Connell,

Counts, Cowden, Emery, Gary, Ginder, Grim, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Baldwin, Cobb, Cook, Dacus, Fine, Howell, Price.—7.

Excused: Cartwright, Nance.—2.

Not Voting: Gooldy, Hope, Jelks, Porter.—4.

The emergency was declared passed.

SB 84 was referred for engrossment.

Senator Porter asked unanimous consent, which was granted, that the record show, had he been present at the time of third reading and final passage of **SB 84**, he would have voted Aye on the bill and emergency.

GENERAL ORDER

SB 93, by Ritzhaupt, et al, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 93** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 93** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 93 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Cartwright, Nance.—2.

Not Voting: Dacus, Hope, Nevins, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Cartwright, Nance.—2.

Not Voting: Dacus, Hope, Nevins, Porter.—4.

The emergency was declared passed.

SB 93 was referred for engrossment.

Senators Dacus and Porter asked unanimous consent, which was granted, that the record show, had they been present at the time of third reading and final passage of **SB 93**, they would have voted Aye on the bill and emergency.

Senator Lowery asked unanimous consent to strike **SB 42**, by Thompson, from the Calendar.

Senator Thompson, as a substitute request, asked unanimous consent, which was granted, to re-refer **SB 42** to the Committee on Revenue and Taxation.

Senator Ritzhaupt asked unanimous consent, which was granted, to present Mr. C. A. Patterson, District Manager, Halophone Co., Inc., New York, for the purpose of advising the Senate in the matter of properly lighting the Senate Chamber.

GENERAL ORDER

SB 78, by Gary of the Senate, and Russell and Reynolds of the House, was taken up for consideration.

Senator Rinehart presiding.

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

Section 3 was read.

Senator Fine moved that further consideration of **SB 78** be indefinitely postponed.

Senator Cobb, as a substitute, moved that further consideration of **SB 78** be set for Special Order at 2:00 p. m., Wednesday, February 9, 1949, which motion was adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 41 and **SB 37** correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 41,** as amended, were properly signed and the bill ordered returned to the Honorable House.

Engrossed **SB 37** was properly signed and ordered transmitted to the Honorable House for consideration.

RESOLUTION

Senator Rogers asked unanimous consent, which was granted, to introduce the following Resolution and consider it at this time, the Resolution being read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 6—By ROGERS.

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO MAKE SUITABLE APPROPRIATION FOR THE CARE AND SUPPORT OF NEEDY AND DESTITUTE INDIANS.

WHEREAS, it appears from press reports and general information that there are in the United States thousands of Indians in needy and destitute circumstances, and that the present unprecedented cold wave sweeping over the greater part of the United States has augmented this needy and destitute condition; and

WHEREAS, recent press reports show that two hundred (200) families representing an estimated one thousand (1,000) members in the Five Civilized Tribes of Oklahoma, are in need of welfare relief, previous allowance for this purpose having been exhausted.

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

That the Congress of the United States be petitioned and memorialized to promptly make sufficient appropriation to provide food, clothing, fuel and medicine for the thousands of needy and destitute Indians of the United States.

BE IT FURTHER RESOLVED: That a copy of this Resolution be mailed to the Secretary of the Interior, Commissioner of Indian Affairs, and to each Member of the Oklahoma Delegation in Congress.

Upon motion of Senator Rogers, **SCR 6** was adopted and ordered referred for engrossment.

Senator Medlock asked to be excused for the remainder of this legislative day, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 55**—By Bullard—An Act levying an annual franchise or excise tax on certain domestic and foreign corporations, associations, and organizations for the privilege of existing as such and exercising corporate or quasi corporate functions by using, investing or employing capital in the State of Oklahoma and thusly enjoying the protection of the laws of Oklahoma and the accompanying benefits, or doing or attempting to do business within the State of Oklahoma; defining "doing business"; prescribing the rate of tax and the method and manner of computing same; fixing the minimum and maximum amount of tax; defining capital and capital stock; providing for the filing of annual returns and the information that shall be set forth therein; providing for penalties on failure to comply with this Act; providing for the issuance of certificates and the fees therefor; exempt-

ing certain entities from the tax hereby levied; providing for the suspension of charters and other instruments of organization and for the reinstatement of charters and other instruments of organization suspended or cancelled, and providing for a reinstatement fee; making it the duty of county clerks to deliver to the tax commission copies of instruments filed with their office providing for the organization of common law trusts or other like organizations; stating the intent of the Legislature under former corporate license laws to be the same as herein expressed; stating the intention of the Legislature in enacting this Act; repealing conflicting laws, and particularly Sections 634 to 643, Title 68, O. S. 1941; providing that this Act shall not affect or repeal any existing corporation tax law, and the enforcement provisions thereof, in so far as same apply to taxes accruing thereunder; and providing that this Act shall not become effective until July 1, 1949.

Engrossed **HB 74**—By Nix—An Act relating to proofs of loss required by insurance policies, or by law; providing when the insurance company may assert the failure to render a proof of loss; providing for the furnishing of blank forms for proof of loss and warning the insured of the necessity for execution of the same, with an extension of time for rendering such proof of loss; and providing that the requirements hereof cannot be waived.

Engrossed **HB 108**—By Wallace (Oklahoma), Allen, Box, Brickell, Cunningham, Disney, Oliver, Reynolds (Oklahoma), and Sherman—An Act relating to the courts of common pleas; fixing the salaries of official court reporters thereof in all counties of the State of Oklahoma having a population in excess of two hundred twenty-five thousand (225,000) people, according to the last decennial census; authorizing the payment of a portion thereof from the court fund of the county; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 5.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 10.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising signing of and returning Enrolled **SCRs 3** and **4.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 88.**

Enrolled **HB 88** was properly signed, after fourth reading, and ordered returned to the Honorable House.

FIRST READING

By unanimous consent the following Resolution was introduced and read the first time:

SJR 13—By Seaman and Binns of the Senate, and Larason and Meigs of the House—A Joint Resolution authorizing the State Board of Public Affairs to exchange certain state-owned lands for other lands, privately owned, upon the basis of the comparative appraised values thereof; directing said Board to execute a contract and deed for that purpose; making an appropriation therefor; providing for appraisal and payment, and for disposition of proceeds thereof.

RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length as follows and taken up for immediate consideration:

SENATE CONCURRENT RESOLUTION NO. 7—By Cobb.

A CONCURRENT RESOLUTION REQUESTING THE STATE HIGHWAY DEPARTMENT TO PROVIDE ADDITIONAL AUTO PARKING GROUNDS ADJOINING AND IN CLOSE PROXIMITY TO THE STATE CAPITOL AND THE STATE CAPITOL OFFICE BUILDING.

WHEREAS, there is at present a growing shortage of space for auto parking around the State Capitol and the State Capitol Office Building for the officers and employees of the State and for the public in general having business at the State Capitol; and

WHEREAS, the State is the owner of certain lands adjoining and in close proximity to the State Capitol Grounds and State Capitol Office Building, on which there are located producing oil wells; and

WHEREAS, it is believed that these grounds so owned by the State can be made useful for additional auto parking space without danger to the public and without interfering with the operation of said oil wells.

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

That the Department of Highways of the State be requested to open the grounds owned by the State which adjoin or are in close proximity to the State Capitol Grounds and State Capitol Office Building, and on which are located certain oil wells, and properly prepare the same for auto parking, to be done in such manner as to make such auto parking safe and at the same time not interfere with the operation of said oil wells.

Upon motion of Senator Cobb, **SCR 7** was adopted and ordered referred for engrossment.

GENERAL ORDER

HJR 3, by Dyer and Harkey of the House, and McClendon of the Senate, was read and considered.

Senator Lowery moved to amend **HJR 3,** lines 2, 5 and 7, page 1 and lines 10, 13 and 17, page 2, by inserting after the word "Pushmataha" and before the word "Counties" the word "Stephens" and by amending the title to conform to the Resolution, as amended, which amendment was declared adopted.

Upon motion of Senator McClendon, **HJR 3,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator McClendon, the rules of the Senate were suspended and **HJR 3,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Cobb presiding.

THIRD READING

HJR 3 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Cartwright, Medlock, Nance.—3.

Not Voting: Binns, Connell, Counts, Cowden, Gooldy, Leonard, Mahan, Seaman, Speck.—9.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Cartwright, Medlock, Nance. —3.

Not Voting: Binns, Connell, Counts, Cowden, Gooldy, Leonard, Mahan, Seaman, Speck.—9.

The emergency was declared passed.

HJR 3 was referred for engrossment.

Senator Rinehart presiding.

President Pro Tempore Logan presiding.

GENERAL ORDER

SB 1, by Grim, was read and considered.

Senator Leonard moved to amend **SB 1,** line 5, page 1, by deleting the period and inserting a comma after the word "Act," and adding the following: "except as to land on which there is actual production of oil, gas or other minerals or as to lands sold to any town, city, municipality or other agency of government," which amendment was declared adopted.

Senator Cook moved to amend **SB 1,** line 5, page 1, by adding before the word "after" the following: "which property has been or maybe hereafter acquired by foreclosure proceedings," which amendment was declared adopted.

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

Upon motion of Senator Grim, **SB 1,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Grim, the rules of the Senate were suspended and **SB 1,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 1 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Nays: Nevins Thompson.—2.

Not Voting: Baldwin, Binns, Counts, Gooldy, Jarman.—5.

Excused: Cartwright, Medlock, Nance. —3.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Nays: Nevins Thompson.—2.

Not Voting: Baldwin, Binns, Counts, Gooldy, Jarman.—5.

Excused: Cartwright, Medlock, Nance. —3.

The emergency was declared passed.

SB 1 was referred for engrossment.

Senator Rinehart moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet as provided under the Rules, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 84, 93 and **SCR 5** correctly engrossed.

Engrossed **SBs 84** and **93** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 5** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of **HB 41**, as amended.

MESSAGE FROM GOVERNOR

Advising approval by him of:

Enrolled **SJR 10**—By Ritzhaupt, McClendon, Dacus—A Joint Resolution authorizing and directing the Oklahoma Tax Commission to extend without penalty the time for renewal of motor vehicle licenses for the year 1949 until March 1, 1949; and declaring an emergency.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TWENTIETH LEGISLATIVE DAY
Thursday, February 3, 1949

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Nevins who was delegated by President Pro Tempore Logan so to do.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—41.

Excused: Cartwright, Counts, Waller. —3.

The Presiding Officer announced a quorum present.

Prayer was offered by the Chaplain, Rev. Joe Bishop, Pastor of the Nazarine Church, Mangum, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Rogers asked unanimous consent, which was granted, that the record show had he been present at the time of third reading and final passage of **HB 40,** he would have voted **Aye** on the bill and emergency.

RESOLUTION

Senator Connell introduced the following Resolution which by unanimous consent was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 10—By Connell of the Senate and Seids of the House.

A RESOLUTION OF RESPECT TO THE MEMORY OF FRANK F. RITTHALER, A DISTINGUISHED CITIZEN OF NOBLE COUNTY; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA TO THE BEREAVED FAMILY.

WHEREAS, in the providence of God, Frank F. Ritthaler, a distinguished citizen of Noble County, Oklahoma, has been called from his earthly labors; and

WHEREAS, his services as County Assessor of Noble County for a continuous period of twenty-eight years gives proof of his great ability and faithfulness as a public official and of courteous treatment to the public; and

WHEREAS, during these twenty-eight years of public service, he held many positions of honor with the State Assessors' Association and was recognized as authority on tax matters, and his citizenship and public spirit was of the highest order.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

First, that the State Senate of the State of Oklahoma go on record as being highly appreciative of the long and faithful public service that Frank F. Ritthaler rendered to his county and state in his twenty-eight years of service as County Assessor of Noble County, Oklahoma.

Second, that we recognize in his life and attainments the elements of leadership and great ability, and that we commend such leadership, citizenship and zeal as worthy of our emulation and the emulation of all good citizens.

Third, that we express to his bereaved family our genuine sorrow in the loss of so valued a citizen, a devoted husband and dutiful father, and share

with them a personal loss in the passing of a true friend and distinguished and valuable citizen.

Fourth, that a copy of this Resolution, duly certified to by the Secretary of the Senate, be mailed to the wife and children of the said Frank F. Rithaler.

Senator Nance asked unanimous consent, which was granted, that the rules of the Senate be suspended for the purpose of permitting the name of a House Member to appear as co-author of **SR 10.**

Upon motion of Senator Connell, **SR 10** was adopted and ordered referred for engrossment.

A Communication from Honorable James E. Berry, President of the Senate, and Mrs. Berry, was read, thanking the Senate for "the lovely floral piece which the Senate sent to us in connection with the services for our son."

A Communication from Honorable Jno. P. Logan, U. S. Marshal, was read, thanking the Senate for the adoption and receipt of Enrolled **SR 6.**

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 41.**

Enrolled **HB 41,** after fourth reading, was properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 80—Judiciary.
SB 81—Judiciary.
SB 98—Judiciary.
SB 107—Appropriations.
HB 109—Judiciary.

DO PASS, as amended:

SB 63—Judiciary.
SB 106—Public Health.
HCR 8—Social Welfare.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 3, SCRs 6 and **7** and **SB 1** each correctly engrossed.

Engrossed **SB 1** and **SCRs 6** and **7** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HJR 3,** as amended, were properly signed and ordered returned to the Honorable House.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 119—By Baldwin—An Act amending § 184 of Title 26 O. S. 1941, relating to the time that the inspectors shall appear and receive the ballot box and supplies.

SB 120—By Porter—An Act prohibiting commercial fishing within the State of Oklahoma; prescribing penalties for violation of the Act; and declaring an emergency.

SB 121—By Leonard of the Senate and Field of the House—An Act to conserve natural gas in the State of Oklahoma, to prevent waste; providing for the rateable and equitable taking thereof, governing the production, marketing, purchase and sale thereof, supplementing laws now in effect relative thereto, supplementing the authority of and conferring authority on the corporation commission; making provisions of this Act severable; and declaring an emergency.

SB 122—By Ritzhaupt—An Act appropriating thirty-five thousand dollars ($35,000.00) out of the Emergency Appropriation Fund to be expended by the State Board of Public Affairs to install an adequate water system and fire fighting apparatus and system at the State Capitol to prevent fire loss;

making said appropriation non-fiscal; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SJR 13—Appropriations.

Engrossed **HB 55**—Revenue and Taxation.

Engrossed **HB 74**—Insurance.

Engrossed **HB 108**—Local, State and Federal Government.

GENERAL ORDER

SB 65, by Senate Committee on Veterans' Affairs, was read and considered.

Upon motion of Senator Rogers, **SB 65** was advanced to engrossment and third reading.

By unanimous consent, **SB 65** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 65 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—33.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Ballinger, Binns, Boecher, Gary, Gooldy, Jarman, Jelks, Seaman.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—33.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Ballinger, Binns, Boecher, Gary, Gooldy, Jarman, Jelks, Seaman.—8.

The emergency was declared passed.

SB 65 was referred for engrossment.

GENERAL ORDER

SB 64, by Senate Committee on Veterans' Affairs, was read and considered.

Upon motion of Senator Rogers, **SB 64** was advanced to engrossment and third reading.

By unanimous consent, **SB 64** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 64 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—39.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Fine, Gooldy.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritz-

haupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—39.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Fine, Gooldy.—2.

The emergency was declared passed.

SB 64 was referred for engrossment.

President Pro Tempore Logan presiding.

GENERAL ORDER

SB 56, by Lowery, was read and considered.

Senator Lowery moved to amend **SB 56,** line 3, page 3, by striking after the word "Board" and before the word "He" line 5, all of the sentence.

Senators Ritzhaupt and Worthington, as a substitute, moved to amend **SB 56,** line 2, page 3, by striking after the word "Agriculture" and before the word "shall" the rest of line 2 and all of lines 3 and 4 and the words "State. He" in line 5.

The vote occurring on the Ritzhaupt-Worthington amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Collins, Connell, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, McClendon, Medlock, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—19.

Nays: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Cook, Gary, Ginder, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Rinehart, Thompson.—20.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Ballinger, Gooldy.—2.

The vote occurring on the Lowery amendment, it was declared adopted.

Senator Cobb moved to amend **SB 56,** line 1, page 2, by adding the following: "Provided however that for the purpose of such appointments, the State shall be divided into five (5) districts, based upon population, and one member shall be appointed from each District." which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 56,** line 9½, page 3, by adding a new Section 3 and re-numbering following Sections: "Section 3. The State Board of Agriculture is authorized to appoint advisory or consulting committees from the citizens of the State who are interested in the various divisions of agriculture either in conservation, production, processing, regulation or sale of agricultural products," which amendment was declared adopted.

Upon motion of Senator Lowery, **SB 56,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and **SB 56,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 56 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Cook, Gary, Ginder, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Thompson.—21.

Nays: Collins, Connell, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, McClendon, Medlock, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—18.

Excused: Cartwright, Counts, Waller. —3.

Not Voting: Ballinger, Gooldy.—2.

The bill was declared failed of passage.

Senator Rinehart moved that the vote be reconsidered, by which **SB 56,** as amended, failed of passage.

Senator Rinehart moved that when the

Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., Monday, February 7, 1949, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 123—By Cook, Nance, Fine and Price—An Act creating an advisory committee; providing for the appointment, tenure, duties and compensation; making an appropriation to pay salaries; and declaring an emergency.

SJR 14—By Worthington—A Joint Resolution proposing an amendment to Section 31, Article 6 of the Constitution of Oklahoma; creating and relating to a Department of Agriculture and the Office of Commissioner of Agriculture; providing the qualifications of members of said department and of said commissioner and for their appointment and election; fixing their compensation; prescribing their powers and duties; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 112 — Local, State and Federal Government.

HB 106 — Local, State and Federal Government.

DO PASS, as amended:

SB 71 — Local, State and Federal Government.

SB 114 — Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 9**—By Coleman, Allen, Bacon, Bethell, Boatman, Card, Cunningham, Field, Garvin, Hert, Larason, McColgin, Riggs, Shibley, Tate, Wagner, and Williams, of the House and Rogers of the Senate.—A Concurrent Resolution commending the reserve officers association for its leadership in establishing National Security Week, pleading fullest cooperation and urging all citizens to join in the observance.

Engrossed **HCR 9** was ordered referred to the Committee on Military and Veterans' Affairs.

MESSAGE FROM HOUSE

Advising signing of and returning Enrolled **SCR 5.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Secretary of State.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, February 7, 1949.

TWENTY-FIRST LEGISLATIVE DAY
Monday, February 7, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Hope asked unanimous consent, which was granted, that Kenneth Baird, of Maysville, Oklahoma, be made an Honoroary Page for this and the next legislative day.

Senator Ritzhaupt asked unanimous consent, which was granted, that **SB 114,** by Ritzhaupt, et al, be withdrawn from the Calendar and re-referred to the Committee on Local, State and Federal Government.

Senator Ritzhaupt asked unanimous consent, which was granted, that **SB 100,** by Committee on Public Health, be withdrawn from the Calendar and re-referred to the Committee on Public Health.

COMMUNICATIONS

Communications from Dr. G. L. Cross, President of the University of Oklahoma, and C. B. (Bud) Wilkinson, Head Football Coach of the University of Oklahoma, were read, thanking the Senate for the adoption and receipt of Enrolled **SCR 1.**

Communications from U. S. Senator Elmer Thomas, Congressmen Mike Monroney and W. G. Stigler, were read, acknowledging receipt of copies of Enrolled **SCR 4** and advising that copies had been filed with the Secretary of State.

A Communication from Mrs. Myrtle Creason, Secretary of the Choctaw-Chickasaw Confederation, was read, expressing appreciation for the adoption of Enrolled **SCR 6.**

A Communication from Mrs. Lewis R. Morris was read, acknowledging with deep appreciation receipt of Enrolled **SR 2.**

LOBBY PERMIT

Durward McDaniel states that he resides at 213 N. E. 7th, Oklahoma City; that he is 33 years of age; that he is legislative representative for the Oklahoma Association of the Blind; that he receives no compensation for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) DURWARD McDANIEL.

Upon motion of Senator Jarman, the request of Durward McDaniel was granted and Lobby Permit ordered issued to him.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 10, SBs 64 and **65** correctly engrossed.

Engrossed **SR 10** was properly signed and ordered referred for enrollment.

Engrossed **SBs 64** and **65** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 10 correctly enrolled.

Senator Connell presiding.

Enrolled **SR 10** was properly signed and ordered transmitted to the Secretary of State.

The President presiding.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 124—By Cook—An Act relating to school districts; amending Section 2, Article II, Chapter 21, Title 70, Oklahoma Session Laws 1947 (70 O. S. Supp. 1947 § 896.2) to permit the governing board of the school district to which disorganized territory is annexed to lease the school building and appendages thereto of the disorganized school district under certain conditions; repealing all laws or parts of laws in conflict with the provisions of this Act; and declaring an emergency.

SB 125—By Leonard of the Senate, and Field of the House—An Act providing effective date and manner of payment in full of any paving installment after the expiration of the period provided by law for cash payment without interest; repealing all acts and parts of acts in conflict herewith; making provisions of this Act severable; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 119—Judiciary.

SB 120—Game and Fish.

SB 121—Oil and Gas.

SB 122—Appropriations.

SB 123—Appropriations.

SJR 14—Revenue and Taxation.

MOTION LODGED—THIRD READING

Senator Rinehart, having lodged a motion to reconsider the vote by which **SB 56**, by Lowery, failed of passage on the last legislative day, asked for consideration of that motion, which was the order.

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

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Gary, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Thompson, Waller.—29.

Nays: Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Medlock, Ritzhaupt, Rogers, Walker, White, Worthington.—13.

Not Voting: Seaman, Speck.—2.

Senator Lowery moved that the previous question be now put, which motion, by unanimous consent, he withdrew.

On the question of passage of **SB 56**, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Gary, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Thompson.—25.

Nays: Collins, Connell, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, McClendon, Medlock, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—19.

The bill was declared passed.

Senator Rinehart asked unanimous consent, which was granted, that the roll call on the emergency section to **SB 56** be deferred until another legislative day.

Senator Thompson presiding.

GENERAL ORDER

SB 58, by Lowery, was read and considered.

Senator Leonard moved to amend **SB 58,** line 7, page 1, by striking after the word "enforcement" the balance of Section 1, which amendment was declared adopted by unanimous consent.

Senator Rogers asked to be excused, which was the order.

Upon motion of Senator Lowery, **SB 58,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 58,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 58 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, Worthington.—38.

Nays: Grim, McClendon.—2.

Excused: Rogers.—1.

Not Voting: Baldwin, Seaman, White. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, Worthington.—38.

Nays: Grim, McClendon.—2.

Excused: Rogers.—1.

Not Voting: Baldwin, Seaman, White. —3.

The emergency was declared passed.

SB 58 was referred for engrossment.

GENERAL ORDER

SB 81, by Ginder, was read and considered.

Upon motion of Senator Ginder, **SB 81** was advanced to engrossment and third reading.

Upon motion of Senator Ginder, the rules of the Senate were suspended and **SB 81** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 81 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, Worthington.—32.

Excused: Rogers.—1.

Not Voting: Baldwin, Binns, Carrier, Cook, Emery, Logan, Lowery, Nance, Seaman, Speck, White.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, McClendon,

Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, Worthington.—32.

Excused: Rogers.—1.

Not Voting: Baldwin, Binns, Carrier, Cook, Emery, Logan, Lowery, Nance, Seaman, Speck, White.—11.

The emergency was declared passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 106, by Mahan of the Senate, and Burkhart of the House, was read and considered.

Senator Mahan moved to amend **SB 106,** line 9, page 5, by striking the words "Board of Control" and inserting in lieu thereof the word "Municipality" and on line 11 the same, which amendment was declared adopted.

Senator Mahan moved to amend **SB 106,** line 16, page 5, by striking the words, "first day of March" and insert the word and figures "June 30", which amendment was declared adopted.

Senator Logan moved to amend **SB 106,** line 14, page 5 by striking after the word "of" and before the word "in" the word "April" and inserting the word "July", which amendment was adopted.

Upon motion of Senator Mahan, **SB 106,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended and **SB 106,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 106 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Rogers.—1.

Not Voting: Baldwin, Binns, Carrier, Cartwright, Ginder, Jarman, Nance, Seaman.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Rogers.—1.

Not Voting: Baldwin, Binns, Carrier, Cartwright, Ginder, Jarman, Nance, Seaman.—8.

The emergency was declared passed.

SB 106 was referred for engrossment.

GENERAL ORDER

SB 13, by Collins and Porter of the Senate and Allard of the House, was read and considered.

Senator Collins moved that **SB 13** be advanced to engrossment and third reading.

Senator Jarman asked unanimous consent, which was granted, to be excused.

Senator Counts, as a substitute, moved that further consideration of **SB 13** be deferred until some future legislative day, the bill to retain its place on the calendar, which motion prevailed.

SB 98, by Grim, was read and considered.

The President presiding.

Senator Cobb presiding.

Senator Rinehart moved to amend **SB 98,** line 6, page 1, by striking the

word "less" and inserting the word "more", which amendment was declared adopted.

Upon motion of Senator Grim, **SB 98** was advanced to engrossment and third reading.

Upon motion of Senator Grim, the rules of the Senate were suspended and **SB 98** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 98 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Mahan, Medlock, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Jarman, Rogers.—2.

Not Voting: Baldwin, Cartwright, Emery, Jelks, Lowery, McClendon, Nance, Nevins, Rinehart.—9.

The bill was declared passed.

Senator Mahan moved that the emergency Section to **SB 98** be stricken, which motion, by unanimous consent, he withdrew.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder; Gooldy, Grim, Hope, Howell, Leonard, Logan, Mahan, Medlock, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Jarman, Rogers.—2.

Not Voting: Baldwin, Cartwright, Emery, Jelks, Lowery, McClendon, Nance, Nevins, Rinehart.—9.

The emergency was declared passed.

SB 98 was referred for engrossment.

Senator Rogers asked to be recorded present, which was the order.

Senator Nevins 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 REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 6—Judiciary.

MESSAGES FROM THE HOUSE

Advising passage of and tranmitting for consideration:

Engrossed **HB 54**—By Committee of Public Health—An Act amending Section 1, Chapter 1b, Title 63, Oklahoma Session Laws 1945; providing that 1945 act dealing with hospitals, sanitoriums, rest homes, nursing homes, and related institutions shall not apply to certain places; and declaring an emergency.

Engrossed **HB 31**—By House Appropriations Committee—An Act making an appropriation out of the Emergency Appropriation Fund of the State of Oklahoma to the Oklahoma State Regents for Higher Education to be allocated to the constituent institutions of the Oklahoma State system of higher education for operating expenses for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 67**—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the Western Oklahoma Tuberculosis Sanatorium, Cinton, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 68**—By Harkey of the

House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the School for the Deaf, Sulphur, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 94** — By Wallace (Grady) and Lance of the House, and Jelks of the Senate—An Act relating to the court fund of counties having a population of less than fifty thousand (50,000), and having a certain bonded indebtedness, and having a surplus in the court fund of Seventy-Five Thousand Dollars ($75,000.00), or more; providing for transfer of the surplus of such fund to the sinking fund and to a special fund created herein; and declaring an emergency.

Engrossed **HB 105**—By Garvin, Evans, Allen, Disney, Douglas (Bryan), Morris, Reynolds (Oklahoma), and Tate—An Act relating to exceptions to rulings and orders of courts; repealing 12 O. S. 1941 § 631, 632, 633, 634, 635, 636 and 637, and all other laws and parts of laws in conflict herewith.

Engrossed **HB 92**—By Committee on Business and Industry—An Act relating to the collection, payment and dishonor of demand items by banks and the revocation of credit for, and payment of, such items; and declaring an emergency.

Engrossed **HB 141**—By Cunningham, Brickell, Box, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma)—An Act amending Chapter 4a, House Bill No. 190, Session Laws of Oklahoma, 1945, relating to 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 or parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 149**—By Anglin, Billingsley and Blaylock—An Act providing that any religious corporation or society of this State owning a motor vehicle that is used by the corporation or society solely for the furtherance of its religious functions and activities, shall, upon due application therefor, be entitled to receive a motor vehicle license tag from the Oklahoma Tax Commission for a fee of One Dollar ($1.00); and declaring an emergency.

Engrossed **HB 158**—By Veterans and Military Affairs Committee—An Act amending Senate Bill Number 50, Chapter 4a, Title 47, Session Laws of Oklahoma, 1947, providing for the issuance to disabled war veterans of annual licenses and identification and license plates for the sum of One Dollar ($1.00) per year, where proof is furnished the State Tax Commission that the automobile to be licensed has been furnished gratis to said veteran by the government of the United States, or purchased to replace such automobile furnished gratis, providing method of application therefor, and penalty for failure to apply for and secure license and plates; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 7.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and adoption of Engrossed **HCR 7**, as amended.

As provided under the Nevins' motion, the Senate was declared adjourned.

TWENTY-SECOND LEGISLATIVE DAY

Tuesday, February 8, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Howell asked unanimous consent, which was granted, that Richard (Dick) Bowman, of Ponca City, Oklahoma, be made Honorary Reading Clerk for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 58, 81, 98 and **106** each correctly engrossed.

SCR 7 correctly enrolled.

Engrossed **SBs 58, 81** and **106** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Grim presiding.

Engrossed **SB 98** was properly signed and ordered transmitted to the Honorable House for consideration.

The President presiding.

Enrolled **SCR 7** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Cobb asked that he and Senators Binns and Cartwright be excused for 2 hours, which was the order.

FIRST READING

The following bills and/or Resolutions were introduced and read the first time:

SB 126—By Anderson and Gary—An Act providing for the coverage of certain officers and employees of the State and local governments under the old age and survivors insurance provisions of Title II of the Federal Social Security Act, as amended; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 127—By Committee on Local, State and Federal Government—An Act amending Section 1201, Title 68, Oklahoma Statutes 1941, relating to the power of cities and towns of the State of Oklahoma to impose a tax on the gross receipts of any person, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, repealing all Acts in conflict herewith and declaring an emergency.

SB 128—By Committee on Local, State and Federal Government—An Act relating to the operation of automobiles or auto buses for the carrying of passengers for hire within any city in this State; authorizing the regulation thereof by the legislative body, including protection to the public; making such automobiles and auto buses subject to any existing taxes or license fees required by State laws; authorizing the levying of a reasonable occupation tax by such city, and declaring an emergency.

SB 129—By Committee on Local,

State and Federal Government—An Act providing that elections upon proposals of Boards of Education shall be submitted upon call of the presidents thereof; substituting presidents of Boards of Education for mayors of cities, and clerks of Boards of Education for city clerks in all matters relating to school elections; providing for the payment of school election expenses; and declaring an emergency.

SB 130—By Committee on Local, State and Federal Government—An Act amending Sections 163.10 and 163.11 of Title 37, O. S. Supp. 1947, being Sections 10 and 11 of House Bill No. 254 of the 1947 Session of the Legislature relating to the sale and regulation thereof of non-intoxicating beverages, and declaring an emergency.

SB 131—By Committee on Local, State and Federal Government—An Act relating to the taxation of intangible personal property; amending 68 O. S. 1941, Section 1502, as amended by Section 1 of Chapter 33, Title 68, Session Laws of Oklahoma, 1947; and declaring an emergency.

SB 132—By Committee on Local, State and Federal Government—An Act requiring the State Examiner and Inspector to audit the dockets and other accounts of the court clerks; providing the manner of paying the expenses of same; and requiring the State Examiner and Inspector to notify the attorneys of record of any unclaimed surplus cost deposit subject to refund; and declaring an emergency.

SB 133—By Committee on Local, State and Federal Governmet—An Act relating to personal tax warrants issued by the County Treasurer, reconstructing the laws relating thereto to make them conform to the tax warrant procedure provided in the uniform tax procedure Act of 1939 (68 O. S. 1941, Sec. 1477) with intent to give to county tax warrants the same dignity, force and effectiveness as is provided for state tax warrants; repealing Acts in conflict herewith.

SB 134—By Committee on Local, State, and Federal Government—An Act amending Sections 381, 382, 384, 387, 388, 432, 451, and 454 of Title 68 Oklahoma Statutes 1941, to correlate, unify, and make consistent enforcement procedures relating to ad valorem and special assessment tax on real property; clarifying the distinction between sales of tax liens and sale of real property in said procedures; making the sale of original real estate tax liens by operation of law instead of by auction, but preserving the right to individuals to purchase tax sale certificates; clarifying publication detail but preserving the occasions for and jurisdiction of published notice; and repealing certain sections rendered obsolete by many subsequent enactments.

SB 135—By Medlock—An Act relating to public schools; providing for the support, maintenance, and operation thereof on a guaranteed school program of one hundred and eighty (180) school days; providing for an increment in salary to be paid to County Superintendents of Public Instruction and the manner of paying the same; providing that the Act shall be cumulative to other laws providing for payment and distribution of funds to school districts; repealing Article 3, Chapter 21, Title 70, Page 501, Session Laws of Oklahoma, 1947, and Article 4, Chapter 21, Title 70, Page 510, Session Laws of Oklahoma, 1947; making the provisions of the Act severable; fixing the effective date of Act; and declaring an emergency.

SJR 15—By Walker—A Joint Resolution proposing an amendment to Section 21 of Article 5, Oklahoma Constitution, as amended by **HJR 17** of the Twenty-first Legislature, and ratified by the people of Oklahoma on the sixth day of July, 1948, relating to the compensation and expenses of the members

of the Legislature; and providing for submission of the amendment to the people for their approval or rejection at a special election.

President Pro Tempore Logan presiding.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 124—Education.

SB 125—Judiciary.

Engrossed **HB 31**—Appropriations.

Engrossed **HB 54**—Public Health.

Engrossed **HB 67**—Appropriations.

Engrossed **HB 68**—Appropriations.

Engrossed **HB 92**—Business and Industry.

Engrossed **HB 94**—Local, State and Federal Government.

Engrossed **HB 105**—Judiciary.

Engrossed **HB 141**—Local, State and Federal Government.

Engrossed **HB 149**—Revenue and Taxation.

Engrossed **HB 158**—Revenue and Taxation.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

WITHOUT RECOMMENDATION:

SB 101, as amended—Public Health.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 5**—By Ozmun—An Act amending paragraph (g), Section 21, Chapter 6, Title 19, page 61, Oklahoma Session Laws 1943, creating the Office of Investigator in the office of County Attorney, and fixing his expenses and mileage, and the office of an additional Assistant County Attorney and providing for the payment of the salary of the assistant, and the salary, expenses and mileage of the investigator out of the Court Fund up to July 1, 1949; and declaring an emergency.

Engrossed **HB 17**—By Ways and Means Committee—An Act authorizing the micro-filming of certain public records and providing the procedure for the payment and maintenance of paid warrant records and the disposition of registers and warrants issued by the State of Oklahoma; repealing all acts in conflict herewith; and declaring an emergency.

Engrossed **HB 98**—By Morris, Camp, Carmichael, Brewer and Romang—An Act relating to elections; changing the time of opening of polls in precincts in cities of the first-class and in precincts surrounding, bounding or adjoining cities of the first-Class; amending Title 26, Section 251, Oklahoma Statutes, 1941; and declaring an emergency.

Engrossed **HB 8**—By Tate, Evans, Anderson, Bailey (Craig), Black, Blaylock, Boatman, Bohannon, Box, Brewer, Brown (Pittsburg), Brown (Pottawatomie), Cannon, Cantrell, Card, Cunningham, Easterly, Eubanks, Field, Forsythe, Griffin, Harkey, Haworth, Henry, Horton, Huff, Johnston, Kouns, Lance, Langley (Muskogee), McColgin, Morris, Munson, Ozmun, Roberson, Seids, Shumate, Sims, Smith (Cherokee), Speakman, Stipe, Sugg, Sumrall, Taylor, Tiffany, Trent, Wagner, Wallace (Custer), and Wallace (Grady) of the House, and Thompson of the Senate—An Act amending Section 2, Chapter 2, Title 11, page 46, Oklahoma Session Laws 1947; fixing the compensation of members of precinct election boards.

Engrossed **HB 9**—By Smalley of the House, and Rinehart of the Senate—An Act repealing Chapter 4, Title 85, page 627, Oklahoma Session Laws 1947; creating and relating to a State Industrial Commission and fixing the number and

qualifications of its members, their terms of office and the manner and method of their appointment and removal; prescribing their powers, duties, compensation and expenses; authorizing the commission to appoint and fix the powers, duties, compensation and expenses of designated and other necessary employees, payable from legislative appropriations available therefor; making necessary appropriations; repealing conflicting laws; providing for the functioning of commission after the effective date of this Act and prior to appointment, confirmation and qualification of legal quorum of commission created thereby; making provisions of Act severable; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 3,** as amended.

GENERAL ORDER

SB 63, by Mahan, was read and considered.

Upon motion of Senator Mahan, **SB 63** was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended and **SB 63** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 63 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Binns, Cartwright, Cobb.—3.

Not Voting: Ginder, Gooldy, Leonard, Seaman, Speck.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Binns, Cartwright, Cobb.—3.

Not Voting: Ginder, Gooldy, Leonard, Seaman, Speck.—5.

The emergency was declared passed.

SB 63 was referred for engrossment.

GENERAL ORDER

SB 71, by Gooldy, Porter, Rogers and Rinehart, was read and considered.

Senator Porter moved that **SB 71** be advanced to engrossment and third reading.

Senator Counts, as a substitute, moved that further consideration of **SB 71** be set for Special Order at 2:00 p. m., Tuesday, February 15, 1949.

Senator Porter asked unanimous consent, which was granted, to withdraw his motion.

The vote occurring on the Counts' motion, it was declared adopted.

The President presiding.

GENERAL ORDER

HB 106, by Hawthorne and Autry, was read and considered.

Upon motion of Senator Emery, **HB 106** was advanced to engrossment and third reading.

Upon motion of Senator Emery, the

rules of the Senate were suspended and **HB 106** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 106 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Walker, Waller, White, Worthington.—29.

Excused: Binns, Cartwright, Cobb.—3.

Not Voting: Ballinger, Boecher, Carrier, Connell, Ginder, Gooldy, Lowery, Mahan, Nance, Ritzhaupt, Speck, Thompson.—12.

The bill was declared passed.

HB 106 was properly signed and ordered returned to the Honorable House.

Senator Carrier presiding.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

The Senate reassembled, in open session, with Senator Carrier presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Rinehart, advised and consented to the confirmation of the recess appointment of LUCIUS A. BABCOCK, El Reno, Oklahoma, as Chairman of the State Industrial Commission, for a term beginning October 1, 1948, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Anderson, advised and consented to the confirmation of the recess appointment of V. P. McCLAIN, Elk City, Oklahoma, as a Member of the State Industrial Commission, for a term beginning August 9, 1948, and ending co-terminously with that of the Governor.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the recess appointment of M. M. THOMAS, Oklahoma City, Oklahoma, as a Member of the State Industrial Commission, for a term beginning August 16, 1948, and ending co-terminously with that of the Governor.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 119—Judiciary.
HB 3—Judiciary.
HB 51—Judiciary.
HB 59—Judiciary.

DO PASS, as amended:

SB 44—Judiciary.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TWENTY-THIRD LEGISLATIVE DAY
Wednesday, February 9, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 63 correctly engrossed.

Engrossed **SB 63** was properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 67—Appropriations.

SB 79—Appropriations.

SB 109—Appropriations.

DO PASS, as amended:

HB 10—Revenue and Taxation.

WITHOUT RECOMMENDATION:

SJR 11—Revenue and Taxation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 136—By Counts—An Act amending Section 175.46 of Title 60, Oklahoma Statutes annotated, relating to investments by trustees.

SB 137—By Counts—An Act making an appropriation of nine hundred and eighty-five dollars and twenty-one cents ($985.21) to pay and reimburse the County of Pittsburg, State of Oklahoma, for funds expended by it in the recent grand jury investigation of Oklahoma State Penitentiary Canteen Fund, authorizing the filing of a claim therefor, and the manner of payment, and the fund from which paid; and declaring an emergency.

SB 138—By Counts—An Act amending 60 O. S. A. 172, being Section 1 of **HB 443,** laws of 1947, relative to express trusts, how created, duration and extension of term.

SB 139—By Counts—An Act regulating the giving of bond by trustees and repealing all Acts and parts thereof in conflict herewith.

SB 140—By Leonard—An Act amending § 106 of Title 28, O. S. 1941 relative to disposition of unclaimed costs held by the clerk of the court or justice of the peace.

SB 141—By Thompson—An Act authorizing the issuance of fishing permits and hunting licenses to persons who are veterans of any wars of the United States of America, and have attained the age of sixty-five (65) years, residents of Oklahoma, without the payment of any fee, and providing for the procedure to obtain such permits and licenses, and the duration thereof; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 142—By Grim—An Act relating

to redelivery bonds in attachment proceedings in connection with civil actions; amending 12 O. S. 1941 § 1160 and 39 O. S. 1941 § 326; and declaring an emergency.

SJR 16—By Waller of the Senate and Smith (Rogers) of the House—A Joint Resolution directing the State Board of Public Affairs to offer for sale and to sell at public auction all, or part of the certain tract of realty known as the "Canyon Lake Club," acquired for the State on August 12, 1937, by the Board of Regents of the Oklahoma Military Academy; providing procedure therefor and disposition of proceeds thereof; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 126—Local, State and Federal Government.

SB 127—Revenue and Taxation.

SB 128—

Upon request of Senator Anderson, **SB 128** was ordered printed and placed upon the Calendar without reference to a Committee.

SB 129—Education.

SB 130—Revenue and Taxation.

SB 131—Revenue and Taxation.

SB 132—

Senator Anderson asked that **SB 132** be ordered printed and placed upon the Calendar without reference to a Committee, to which objection was voiced.

Senator Mahan moved that **SB 132** be referred to Judiciary Committee, which motion prevailed.

SB 133—Revenue and Taxation.

SB 134—Revenue and Taxation.

SB 135—Education.

SJR 15—Revenue and Taxation.

Engrossed **HB 5**—Local, State and Federal Government.

Engrossed **HB 8**—Judiciary.

Engrossed **HB 9**—Labor Relations.

Engrossed **HB 17**—Local, State and Federal Government.

Engrossed **HB 98**—Judiciary.

Senator Ritzhaupt moved that **SBs 127, 129, 130, 131, 132, 133** and **134** be ordered printed, which motion prevailed.

SPECIAL ORDER

Upon request of Senator Nevins, consideration of **SB 78,** by Gary, et al, was deferred temporarily.

GENERAL ORDER

Upon request of Senator Price, **HB 59,** by Allen, et al, was ordered withdrawn from the Calendar and re-referred to the Judiciary Committee.

SB 119, by Baldwin, was read and considered.

Upon motion of Senator Baldwin, **SB 119** was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and **SB 119** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 119 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Carrier, Price, Seaman.—3.

Not Voting: Anderson, Ginder, Jelks, Lowery, Nance, Rinehart, Rogers.—7.

Excused: Dacus.—1.

The bill was declared passed.

SB 119 was ordered referred for engrossment.

GENERAL ORDER

SJR 4, by Price was read and considered.

Senator Baldwin moved to amend **SJR 4** by striking Section 2 and in lieu thereof inserting the following: "Section 2. May the first of each year is hereby established as Bird Day in Oklahoma, to be commemorated in such manner as the Societies for the preservation of wild life may prescribe from time to time." And make the emergency section as Section 3, which amendment was declared adopted.

Senator Baldwin moved to amend **SJR 4,** by changing the period at the close of the Title to a semicolon and adding "ESTABLISHING MAY FIRST OF EACH YEAR AS BIRD DAY AND DECLARING AN EMERGENCY", which amendment was declared adopted.

Upon motion of Senator Price, **SJR 4,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended and **SJR 4,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 4 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—29.

Not Voting: Ballinger, Binns, Boecher, Collins, Connell, Ginder, Jelks, Lowery, McClendon, Nance, Rinehart, Rogers, Waller.—13.

Excused: Baldwin, Dacus.—2.

The Resolution was declared passed.

Upon motion of Senator Price, the emergency section to **SJR 4** was ordered stricken and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

SJR 4, as amended, was ordered referred for engrossment.

SPECIAL ORDER

Referring further to **SB 78,** by Gary, et al, it was upon motion of Senator Gary that the Bill was ordered referred to a Special Committee for study, and redrafting, the President appointing as such Special Committee, Senators Gary, Hope, Carrier, Jarman, Leonard, Mahan, Ritzhaupt, Fine and Nance.

Senator Nance asked unanimous consent, which was granted, to be relieved of serving on the Special Committee, appointed under **SB 78,** and that Senator Counts be appointed in his stead, which was the order.

Senator Waller presiding.

GENERAL ORDER

HB 51, by Williams and Sims, was read and considered.

Senator Mahan moved to amend **HB 51,** line 9, page 2, by adding after the word "obtain" the following: "Provided, however, the provisions of this Act shall not affect any litigation which might be pending on the effective day of this Act", which amendment was declared failed of adoption.

Upon motion of Senator Counts, **HB 51** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and **HB 51** was considered and placed upon third reading and final passage.

THIRD READING

HB 51 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Collins, Counts, Cowden,

Emery, Fine, Gary, Ginder, Grim, Hope, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—29.

Excused: Baldwin, Cook, Dacus, Jarman.—4.

Not Voting: Binns, Boecher, Cobb, Connell, Gooldy, Howell, Jelks, Logan, Rinehart, Ritzhaupt, Seaman.—11.

The bill was declared passed.

Upon motion of Senator Counts, the emergency section to **HB 51** was ordered stricken and the title amended to conform.

HB 51, as amended, was ordered referred for engrossment.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 143—By Connell—An Act appropriating One Million Dollars ($1,000,000.00) from the general revenue fund for the fiscal year ending June 30, 1950, to the Department of Highways to be distributed to the County Treasurers of the various counties on the basis of county road mileage and deposited in the county rural road emergency fund hereby created and expended by the County Commissioners only for the purpose of repairing county rural roads used as school bus and mail routes, and declaring an emergency.

SJR 17—By Rogers, Collins—A Joint Resolution authorizing the Corporation Commission of the State of Oklahoma to employ additional skilled and able counsel, skilled and able auditors and accountants and other experts in order to properly present the defense of the State of Oklahoma in the defense to the application and suit of the Southwestern Bell Telephone Company pending in the Supreme Court of the State of Oklahoma for an increase in telephone rates and charges of patrons residing in the State of Oklahoma; making an appropriation; and declaring an emergency.

PENDING VOTE ON EMERGENCY

Senator Grim moved that the emergency section to **SB 56,** by Lowery, be stricken, which motion was declared failed of adoption.

GENERAL ORDER

HCR 8, by Langley, et al, was read at length as follows, and considered:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8—By Langley (Adair), Allard, Bacon, Bailey (Craig), Bethell, Biles, Box, Brannon, Brewer, Cantrell, Cunningham, Duke, Eubanks, Haworth, Henry, Horton, Johnston, Laing, Munson, Ownby, Pitman, Reeder, Roberson, Sherman, Shumate, Smith (Cherokee), Speakman, Sugg, Sumrall, Taylor, Tiffany, Wallace (Custer) of the House, and Worthington, Waller, Ballinger, Dacus and Medlock of the Senate.

A HOUSE CONCURRENT RESOLUTION REQUESTING THE OKLAHOMA DELEGATION TO THE CONGRESS OF THE UNITED STATES TO PROMOTE AND SUPPORT LEGISLATION CHANGING THE OLD AGE ASSISTANCE PROGRAM TO A DIRECT PENSION PROGRAM AND PROVIDING FOR PENSION PAYMENTS OF AT LEAST SIXTY DOLLARS ($60.00) PER MONTH.

WHEREAS, the old age assistance program is not a direct pension program based on the age of recipients but is a program of payments to persons, otherwise eligible, who do not have sufficient income or other resources to provide for themselves, and

WHEREAS, the old age assistance program requires vast expenditures of funds for administration which expenditures reduce the amount of funds available for distribution, and

WHEREAS, a direct pension program whereby checks are mailed from Wash-

ington, D. C., to citizens eligible therefor by reason of age will not require said vast expenditure of funds for administration and will materially increase the amount received by each eligible person, and

WHEREAS, the payments under such a direct pension program should be at least Sixty Dollars ($60.00) per month, and

WHEREAS, such a change in the old age assistance program can be made by the Congress of the United States;

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

That the Oklahoma Delegation to the Congress of the United States is hereby requested to promote and support legislation which will change the old age assistance program to a direct pension program whereby checks are mailed from Washington, D. C., to citizens eligible therefor by reason of age, and which will provide for pension payments of at least Sixty Dollars ($60.00) per month.

That an authenticated copy of this Resolution be presented to each member of the Oklahoma Delegation to the Congress of the United States.

Senator Rogers asked to be made co-author of **HCR 8,** which was the order.

Upon motion of Senator Worthington, **HCR 8,** as amended, was adopted, the roll call thereon being as follows:

Ayes: Anderson, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Price, Ritzhaupt.—2.

Excused: Baldwin, Ballinger, Dacus, Jarman.—4.

Not Voting: Binns, Carrier, Ginder, Gooldy, Jelks, Mahan, Rinehart.—7.

HCR 8, as amended, was ordered referred for engrossment.

Senator Nance asked unanimous consent, which was granted, that the record show that the work of Senator Worthington in connection with the retirement program is recognized and honored by the Oklahoma State Senate.

HB 36, by Larason, was read and considered.

Senator Ritzhaupt moved to amend **HB 36,** line 4, page 1, by striking the word, "kill" and insert the words "report to the sheriff", which amendment failed of adoption.

Senator Rogers presiding.

Upon motion of Senator Lowery, **HB 36** was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and **HB 36** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 36 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Dacus, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Seaman, Speck, Walker, Waller, White.—29.

Nays: Collins, Counts, Ritzhaupt, Rogers, Thompson, Worthington.—6.

Excused: Jarman.—1.

Not Voting: Baldwin, Binns, Cowden, Emery, Gooldy, Mahan, Porter, Rinehart.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Counts, Ritzhaupt.—2.

Excused: Jarman.—1.

Not Voting: Baldwin, Binns, Cowden, Emery, Gooldy, Mahan, Porter, Rinehart.—8.

The emergency was declared passed. Senator Lowery presiding.

HB 36 was properly signed and ordered returned to the Honorable House.

Senator Rogers presiding.

GENERAL ORDER

SB 80, by Seaman, was read and considered.

Upon motion of Senator Seaman, **SB 80** was advanced to engrossment and third reading.

Upon motion of Senator Seaman, the rules of the Senate were suspended and **SB 80** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 80 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Dacus, Fine, Gary, Ginder, Grim, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—31.

Excused: Jarman—1.

Not Voting: Baldwin, Binns, Connell, Counts, Cowden, Emery, Gooldy, Hope, Mahan, Porter, Rinehart, Waller.—12.

The bill was declared passed.

SB 80 was referred for engrossment.

Senator Nevins moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 12:00 noon, tomorrow, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 144—By Ritzhaupt—An Act relating to physically handicapped children; creating a commission for crippled children and prescribing the membership, authority, and duties thereof; providing for the appointment, compensation, expense, duties, and membership of a professional advisory committee; providing for the appointment of a director and prescribing his qualifications and duties; providing for "the Federal Crippled Children's Fund" and "The State Crippled Children's Fund", specifying the funds to be paid therein and providing for the disbursement thereof; providing for a "Crippled Children's Budget Account" in the general fund of the county budget, and providing for the use thereof, and restrictions thereon; providing for the use of the Oklahoma Hospital for Crippled Children and the services thereof; making an appropriation for each of the fiscal years ending June 30, 1950 and June 30, 1951; repealing 10 O. S. § § 171.1-171.9 inclusive, 10 O. S. Supp. 1947 § § 171.2, 171.4, 171.5, and 171.9, and all laws in conflict with this Act; providing that this Act shall not be operative or in effect until July 1, 1949; making the provisions of this Act severable; and declaring an emergency.

SB 145—By Baldwin—An Act making it the duty of the Secretary of State of Oklahoma to prepare an annotated compilation of the corporation laws of Oklahoma, and the rules and regulations pertaining thereto, together with supplementary notes thereon, same to be filed in the State Library as a public record; authorizing publication of such

annotated compilation; providing for the continuation of said compilation and supplementary notes; requiring acceptance of provisions of Act; adding further additional duties to the Secretary of State by requiring him to compile and annotate and print forms, rules and regulations specifically relating to the Oklahoma Business Corporation Act; fixing compensation for performing the additional duties placed on said Secretary of State by this Act; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 51, SB 119 and **SJR 4** correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 51,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 119** and Engrossed **SJR 4** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 83—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 86**—By Smalley—An Act authorizing and directing the State Board of Public Affairs to purchase certain described lands in Cleveland County, Oklahoma, for the use and benefit of the Central State Hospital, Norman, Oklahoma; making an appropriation therefor.

Engrossed **HB 35**—By Larason—An Act relating to game and fish; amending Section 1, Chapter 4, Title 29, Oklahoma Session Laws 1947 so as to permit the use of cyanide gas guns or similar devices for the purpose of killing wolves or other animals during the months of February and March; repealing all laws and parts of laws in conflict herewith.

Engrossed **HB 48**—By Committee on Education—An Act making it unlawful for any public officer to employ for any purpose, or for any member of the governing board of any public school, college or university of the State to hereafter employ, or vote to employ, any person as a teacher, principal, superintendent, dean or president of the school, college or university governed by his board, or to enroll any student in any institution of higher learning, unless and until said person has taken and subscribed to the statement, under oath, prescribed in said Act and filed the same in the office of the County Clerk of the county in which said public school, college or university is located; prescribing penalties; and declaring an emergency.

Engrossed **HB 137**—By Stipe—An Act amending Title 21, Chapter 69, Section 1772, O. S. 1941, relating to destruction and carrying away of pecans at night; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 3** and **HB 106.**

Enrolled **HJR 3** and Enrolled **HB 106** after fourth reading were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising signing of and returning Enrolled **SCR 7.**

Enrolled Senate Concurrent Resolution No. 7 was ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising signing of and transmitting for signature Enrolled **HCR 7.**

Enrolled **HCR 7** was properly signed and ordered returned to the Honorable House.

President Pro Tempore Logan presiding.

The President Pro Tempore, pursuant to Enrolled **HCR 7,** appointed as the Senate Committee thereunder Senators Ritzhaupt, as Chairman, Jarman, Rogers, Nevins and McClendon.

Senator Rogers presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 6,** as amended.

HA to **SCR 6** read as follows, and concurred in upon motion of Senator Logan:

Amendment No. 1: By adding the name of Langley (Adair) of the House of Representatives, as Co-Author of Engrossed Senate Concurrent Resolution No. 6.

SCR 6, as amended by the Honorable House, was read at length and adopted upon motion of Senator Logan.

House Amendment was properly signed and **SCR 6,** as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 10**—By Brickell, Bacon, Riggs, Ozmun and Billingsley of the House, and Logan of the Senate—A Resolution memorializing the life's work and marking the passing of Reverend Anthony Mark Wallock, creator of the world-famous annual Sunrise Easter Pageant in the Wichita Mountains near Lawton, Oklahoma.

Engrossed **HCR 11**—By McGahey, Douglas (Bryan), Brannon, Brown (Pottawatomie), Cannon, Dyer, Harkey, Haworth, McColgin, Nix, Pitman, Stipe, Tate, Tolbert, Trent of the House, and Cartwright of the Senate—A Resolution memorializing Congress and the members of the Oklahoma delegation therein to expedite the distribution to the enrolled members of the Choctaw and Chickasaw Nations of the proceeds from the sale of Tribal coal and asphalt lands.

By unanimous consent, upon request of Senator Logan, **HCR 10** was taken up for immediate consideration, read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 10—By Brickell, Bacon, Riggs, Ozmun and Billingsley of the House, and Logan of the Senate.

A RESOLUTION MEMORIALIZING THE LIFE'S WORK AND MARKING THE PASSING OF REVEREND ANTHONY MARK WALLOCK, CREATOR OF THE WORLD-FAMOUS ANNUAL SUNRISE EASTER PAGEANT IN THE WICHITA MOUNTAINS NEAR LAWTON, OKLAHOMA.

WHEREAS, in 1926 a man with an idea, and a few believing friends, produced for the public in the hills near Lawton, Oklahoma, an out-door Easter Pageant, simple, quite brief, but impressive; and,

WHEREAS, since that time and with steadily growing cast of characters and scope of production, the Lawton Easter Pageant has grown and expanded in the public fancy until its reputation is international and the crowds which attend are numbered in the thousands and tens of thousands; and,

WHEREAS, such noteworthy results have been attained because of the lofty ideals, the tireless activity and unbounded faith of one man; without whose enthusiastic efforts the pageant would not have grown great nor have been long continued, to the edification and spiritual enjoyment of the millions of

people who have seen it; and,

WHEREAS, the man who made this possible has earned in life, and will keep in death, a place secure in the hearts and memories of the thousands of Oklahomans and other citizens who knew of his work; and,

WHEREAS, it will fulfill a vital need as well as constitute a fitting tribute to a great citizen who has lived and worked well and who has passed on, for official notice to be taken and official eulogy to be pronounced, upon the name and the fame of the Reverend Anthony Mark Wallock,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. That with the steady rise in public interest of the Lawton Sunrise Easter Pageant, came a corresponding growth of REVEREND ANTHONY MARK WALLOCK as a citizen and a believer in Oklahoma, and in the spiritual appreciation of our people. That from the simple scenes which he organized and presented on Easter Sunrise of 1926, in the Wichita Mountains, has developed under his unfailing leadership and direction the greatest spiritual tableau presentation of modern times.

That with his untimely demise on Sunday, December 26, 1948, not only Oklahoma but the spiritual forces of our great nation have lost a strong and steady guiding hand; and that all Oklahomans and all good Americans may well be thankful for the unselfish life and the unbounded faith and energy of this man, who was born near Vienna, Austria, the son of a modest Austrian merchant and who was brought to Chicago in 1892, when two (2) years of age.

SECTION 2. That the good efforts which he put forth have found fruit in the hearts and lives of his hundreds of associates and helpers from the city and vicinity of Lawton, Oklahoma; as well as having brought interest, admiration and comfort to hundreds of thousands of spectators from every state and section, and every point of the compass.

SECTION 3. That the institution which he founded and so capably built up will live after him as a mark of respect and of tribute to a great soul whose ideals and beliefs have been so successfully transmitted into the minds and hearts of people everywhere. That all Oklahoma pays homage to his memory.

SECTION 4. That a suitably designed Scroll be prepared by the Chief Clerk of the House and the Secretary of the Oklahoma State Senate; that they shall cause to be appropriately inscribed thereon the language of this Resolution; that said Scroll be suitably embellished or framed, and by the Speaker of the House of Representatives and the President Pro Tempore of the State Senate personally presented to the authorities in charge of the Chapel on the site of the annual Easter Celebration; and that copies hereof be sent to his next of kin.

Engrossed **HCR 10** was properly signed and ordered returned to the Honorable House.

Engrossed **HCR 11** was ordered referred to the Committee on Local, State and Federal Government.

As provided under the Nevins' motion, the Senate was declared adjourned to meet at 12:00 noon, tomorrow.

TWENTY-FOURTH LEGISLATIVE DAY

Thursday, February 10, 1949

Pursuant to adjournment, the Senate met at 12:00 noon and was called to order by President Pro Tempore Logan.

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—40.

Excused: Mahan.—1.

Absent: Baldwin, Counts, Waller.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 8 and **SB 80** correctly engrossed.

SCR 6 correctly enrolled.

Engrossed **SAs** to and Engrossed **HCR 8,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 80** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 6** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and-or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 99—Education.

HB 55—Revenue and Taxation.

HB 56—Revenue and Taxation.

HB 57—Revenue and Taxation.

DO PASS, as amended:

HB 149—Revenue and Taxation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 146—By Thompson—An Act providing that in addition to all of the duties now prescribed by the Constitution and Laws of the State of Oklahoma relative to the members of the Legislature, it shall be the duty of the members of the Legislature to assemble during any session of the Legislature at the county court room at the county seat of the county of their respective residence and hold a public forum relative to legislation; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 136—Judiciary.

SB 137—Appropriations.

SB 138—Judiciary.

SB 139—Judiciary.

SB 140—Judiciary.

SB 141—Game and Fish.

SB 142—Judiciary.

SB 143—Appropriations.

SB 144—Public Health.

SB 145—Judiciary.

SJR 16—Local, State and Federal Government.

SJR 17—Appropriations, then to Judiciary.

Engrossed **HB 35**—

Senator Cobb asked unanimous consent, to which Senator Connell objected, that **HB 35** be ordered printed and placed upon the Calendar without reference to a Committee.

Engrossed **HB 35**—Game and Fish.

Engrossed **HB 48**—Education.

Engrossed **HB 86** — Appropriations, then to Local, State and Federal Government.

Engrossed **HB 137**—Judiciary.

GENERAL ORDER

Senator Gary asked unanimous consent, which was granted, that **SB 67,** by Speck, be withdrawn from the Calendar and re-referred to the Appropriations Committee.

Senator Gary asked to be excused for 2 hours, which was the order.

Senator Cobb asked unanimous consent, which was granted, that **SB 101,** by Cobb and Carrier, be set for Special Order at 2:00 p. m., Wednesday, February 16, 1949.

Senator Dacus presiding.

President Pro Tempore Logan presiding.

RESOLUTION

Senator Cowden asked unanimous consent, which was granted, to introduce the following Resolution:

SCR 8—By Cowden—A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA.

Senator Cowden asked unanimous consent, to which objection was voiced, to take up **SCR 8** for immediate consideration.

SCR 8 was ordered referred to the Committee on Committees and Rules.

GENERAL ORDER

Senator Nevins moved that **SJR 11,** by Logan, be set for Special Order at 2:00 p. m., Tuesday, February 22, 1949, which motion was adopted.

HB 109, by Speakman, et al, of the House, and Collins of the Senate, was read and considered.

Upon motion of Senator Collins, **HB 109** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended and **HB 109** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 109 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Seaman, Speck, Thompson, White, Worthington.—29.

Nays: Cobb, Cowden, Jarman, Lowery, Rinehart, Rogers, Walker.—7.

Not Voting: Gooldy, Leonard, Porter. —3.

Absent: Baldwin, Counts, Waller.—3.

Excused: Gary, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington. —31.

Nays: Cowden, Jarman, Lowery, Rinehart, Walker.—5.

Not Voting: Gooldy, Leonard, Porter. —3.

Absent: Baldwin, Counts, Waller.—3.

Excused: Gary, Mahan.—2.

The emergency was declared passed.

HB 109 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 3, by Ozmun, was read and considered.

Upon motion of Senator Nevins, **HB 3** was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and **HB 3** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 3 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jelks, Logan McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Nays: Jarman, Leonard, Lowery, Rinehart, Rogers.—5.

Not Voting: Binns, Gooldy.—2.

Absent: Baldwin, Counts, Waller.—3.

Excused: Gary, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Nays: Jarman, Leonard, Lowery, Rinehart, Rogers.—5.

Not Voting: Binns, Gooldy.—2.

Absent: Baldwin, Counts, Waller.—3.

Excused: Gary, Mahan.—2.

The emergency was declared passed.

HB 3 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 79, by Cook, was read and considered.

Upon motion of Senator Cook, **SB 79** was advanced to engrossment and third reading.

Upon motion of Senator Cook, the rules of the Senate were suspended and **SB 79** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 79 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34,

Excused: Gary, Mahan.—2.

Absent: Baldwin, Counts, Waller.—3.

Not Voting: Binns, Cobb, Dacus, Gooldy, Thompson.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34.

Excused: Gary, Mahan.—2.

Absent: Baldwin, Counts, Waller.—3.

Not Voting: Binns, Cobb, Dacus, Gooldy, Thompson.—5.

The emergency was declared passed.

SB 79 was referred for engrossment.

Senator Dacus asked unanimous consent, which was granted, to have the record show had he been present at the time of third reading and final passage of **SB 79,** he would have voted AYE on the bill and emergency.

GENERAL ORDER

HB 69, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 69** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 69** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 69 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Nay: Ginder.—1.

Not Voting: Binns, Cartwright, Cobb, Gooldy.—4.

Excused: Gary, Mahan.—2.

Absent: Baldwin, Counts, Waller.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Nay: Ginder.—1.

Not Voting: Binns, Cartwright, Cobb, Gooldy.—4.

Excused: Gary, Mahan.—2.

Absent: Baldwin, Counts, Waller.—3.

The emergency was declared passed.

HB 69 was properly signed and ordered returned to House.

Senator Nevins moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., Monday, February 14, 1949, which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 92—Business and Industry.

HB 17—Local, State and Federal Government.

HB 141—Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 21**—By Harkey of the House, Gary of the Senate—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; authorizing the Budget Director to prepare claims with approval of the Governor; and declaring an emergency.

Engrossed **HB 84**—By Larason—An

Act relating to fruits and vegetables; dealing with grades therefor; regulating use of used containers; providing for labeling, marking and tagging; dealing with false representations and supressing unfair marketing practices; providing for wholesaler's licenses and fixing fees therefor; defining terms; giving right of entry and opening for enforcement of Act; making violations of Act misdemeanors; repealing conflicting laws.

Engrossed **HB 90**—By Ozmun—An Act amending Section 1, Chapter 4c, Title 20, Page 93, Oklahoma Session Laws 1945; Section 168, Title 20, Oklahoma Statutes 1941; fixing the salary of the official court reporter referred to therein; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 147—By Ritzhaupt—An Act amending Section 14, Title 85, Oklahoma Statutes 1941, relating to Workmen's Compensation Law and providing for medical, surgical and other treatment care to be furnished and provided by the employer or insurance carrier, giving the insured employee the right and authority to select the physician or surgeon to have charge of such treatment care; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

As provided under the Nevins' motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, February 14, 1949.

TWENTY-FIFTH LEGISLATIVE DAY
Monday, February 14, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—42.

Excused: Collins, White.—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.

SPECIAL ORDER

Senator Porter asked unanimous consent, which was granted, that **SB 71**, by Porter and Gooldy, be re-referred to the Committee on Local, State and Federal Government, retaining its place on the Calendar under Special Order.

RESOLUTION

Senator Connell presented the following Resolution and asked unanimous consent, which was granted, to immediately consider the Resolution, it being read at length as follows:

SENATE RESOLUTION NO. 11—By Connell and Nance.

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF WESLEY KENNETH LEATHEROCK OF PERRY, NOBLE COUNTY, OKLAHOMA; PAYING TRIBUTE TO HIS LIFE OF PATRIOTIC PUBLIC SERVICE TO OKLAHOMA AND THE NATION; EXTENDING SYMPATHY OF THE MEMBERS OF THE STATE SENATE OF THE TWENTY-SECOND LEGISLATURE TO THE BEREAVED FAMILY, AND DIRECTING THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE FAMILY OF THE DECEASED.

WESLEY KENNETH LEATHEROCK

WHEREAS, it has come to the knowledge of the State Senate of the State of Oklahoma that Honorable Wesley Kenneth Leatherock of Perry, Noble County, Oklahoma, has been called from this life; and

WHEREAS, he was a gallant and heroic soldier of the Republic in the First World War in which he fought with distinction with the Army of the United States and was wounded in action in the Battle of Argonne; and

WHEREAS, he was an outstanding civic leader of the state, and in every community which was privileged to number him among its citizens throughout his generous and useful life; and

WHEREAS, no finer wish could be made for any community in America than that it might have a "Wes" Leatherock in its midst; and

WHEREAS, as a brilliant and veteran newspaper publisher and editor of the state he championed and epitomized all that is best and constructive in that profession, ever making his paper an instrument of progressive service and good in behalf of the people of his community and of the state; and

WHEREAS, as a distinguished citizen of the State of Oklahoma, he devoted his great energies and talents earnestly and freely to every cause

which would build and strengthen the state he loved and fearlessly opposed every measure and every force which would weaken and destroy it; and

WHEREAS, we feel that the outstanding service which he has rendered, and the incomparable counsel and wisdom which he has contributed to the growth of the State of Oklahoma are worthy of the commemoration and respect of this body;

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE: That we express this tribute of esteem and respect to the memory of Honorable Wesley Kenneth Leatherock, and extend to the members of his family our sincere sympathy and condolence in the passing of one of Oklahoma's ablest and finest citizens:

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the Journal of the State Senate and a copy be forwarded by the Secretary of the Senate to his widow, Mrs. W. K. Leatherock, 901 Jackson, Perry, Oklahoma, his mother, Mrs. Rilla Leatherock, 924 Cedar Street, his daughter, Miss Marianne Leatherock, 901 Jackson Street, Perry, Oklahoma, his son, Mr. Wesley A. Leatherock, assistant state editor of the Daily Oklahoman, Oklahoma City, and his brother, Mr. Lloyd, Wichita, Kansas.

Upon motion of Senator Connell, **SR 11** was adopted and ordered referred for engrossment.

Senator Baldwin asked unanimous consent, which was granted, that **SB 145**, by Baldwin, be ordered withdrawn from Judiciary Committee and referred to the Committee on Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 37**—By Allen, Oliver, Forsythe, Davidson, Jennings, Disney, Andrews, Anderson, Berry, Billingsley, Boatman, Brown (Pottawatomie), Card, Douglas (Harper), Dyer, Fronterhouse, Garvin, Johnston, Laing, Long, McColgin, Munson, Nall, Ozmun, Pitman, Shibley, Sims, Stipe, Sumrall, Wallace (Custer), and Williams—An Act to make uniform the procedure on interstate extradition; and declaring an emergency.

Engrossed **HB 144**—By Langley (Muskogee)—An Act creating and relating to municipal courts for cities having a population in excess of thirty two thousand (32,000) and not exceeding sixty five thousand (65,000) inhabitants located in counties having a population in excess of sixty five thousand (65,000) and not exceeding one hundred and thirty thousand (130,000) inhabitants as shown by the 1940 decennial Federal census or any subsequent decennial Federal census; defining the jurisdiction thereof; providing a code of procedure therefor; providing for appointment of a judge and clerk therefor; making provisions of Act severable; providing effective date of Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

Engrossed **HB 151**—By Romang and Camp—An Act amending Title 10 Oklahoma Statutes 1941 Section 115d relating to the county probation officer; increasing the salary of such officer in every county of this State having a population in excess of forty-five thousand (45,000) and less than one hundred thousand (100,000) and a city therein having a population in excess of twenty-eight thousand (28,000) according to the Federal decennial census of 1940 or any future Federal decennial census, and a net assessed valuation in excess of Forty-Five Million Dollars ($45,000,000) as certified to the County Excise Board in 1948, or any succeeding biennial assessed valuation so certified; and declaring an emergency.

Engrossed **HB 153**—By Easterly, Burton and Seids—An Act relating to salaries of county officers and their deputies in certain counties; amending Subsection (h) of Section 1, Chapter 6a, Title 19, page 190, O.S.L. 1947; repealing Chapter 6g, Title 19, page 198, O.S.L. 1947; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and adoption, as amended, of Engrossed **HCR 8.**

MESSAGES FROM THE HOUSE

Advising signing of and returning Enrolled **SCR 6.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 114—Local, State and Federal Government.

HB 39—Local, State and Federal Government.

Senator Emery submitted the following Committee Report, which was approved by the Senate upon motion of Senator Ritzhaupt and contract ordered awarded accordingly:

Mr. President:

We, your Committee on Employment and Printing, beg leave to report that we had under consideration the Senate printing for the Twenty-Second 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 _____$3.60
   Journal, per blank page _____ .20
2. Bills and Resolutions, per printed page _____$1.90
   Bills and Resolutions, per blank page _____ .20
3. Calendar, per printed page _____$1.80
   Calendar, per blank page _____ .20
4. Tabular and leader work, additional, per printed page _____$1.00
5. 6 or 8 point composition, additional, per printed page _____$1.15
6. Extra copies, per printed page _$ .40
7. Permanent Journal, per printed page _____$2.40
   Permanent Journal, per blank page _____ .20

All type and stock to be as per specifications and to be approved by the Committee.

EMERY, Chairman.

FIRST READING

The following Bills and-or Resolutions were introduced and read the first time:

SB 148—By Cartwright—An Act relating to the duties of the Commissioner of Charities and Corrections, providing for continuous study of juvenile delinquency, requiring the commissioner to annotate, compile and publish laws, rules and regulations pertaining to juvenile delinquency with a recommendation for improvement of the administration of such laws, rules and regulations; requiring the commissioner to ascertain the number of delinquents in each county in the state, to make reports thereon requiring acceptance of provisions of the Act; fixing the compensation for said service; and declaring an emergency.

SB 149 — By McClendon — An Act amending Section 263, Title 29, Oklahoma Statutes 1941, as amended by Section 1, Chapter 6, Title 29, Session Laws of 1943, relating to the manner

of taking game fish, other fish, and requiring presence of game ranger for the netting seining of fish in any lake of one hundred (100) acres or less, in area; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 146—Rules and Committees.
SB 147—Judiciary.
Engrossed **HB 21**—Appropriations.
Engrossed **HB 84**—Agriculture.
Engrossed **HB 90**—Judiciary.

GENERAL ORDER

SB 107, by Cobb, was read and considered.

Upon motion of Senator Cobb, **SB 107** was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended and **SB 107** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 107 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Binns, Boecher, Leonard, Lowery, Mahan.—5.

Excused: Collins, White.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Binns, Boecher, Leonard, Lowery, Mahan.—5.

Excused: Collins, White.—2.

The emergency was declared passed.

SB 107 was referred for engrossment.

GENERAL ORDER

SB 109, by Gary, was read and considered.

Upon motion of Senator Rinehart, **SB 109** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 109** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 109 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—33.

Excused: Collins, White.—2.

Not Voting: Anderson, Binns, Boecher, Fine, Gooldy, Jarman, Lowery, Mahan, Waller.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder,

Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—33.

Excused: Collins, White.—2.

Not Voting: Anderson, Binns, Boecher, Fine, Gooldy, Jarman, Lowery, Mahan, Waller.—9.

Ayes: Anderson, Baldwin, Ballinger,

The emergency was declared passed.

SB 109 was referred for engrossment.

GENERAL ORDER

SB 112, by Rinehart, was read and considered.

Upon motion of Senator Rinehart, **SB 112** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 112** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 112 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Binns, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—38

Excused: Collins, White.—2.

Not Voting: Boecher, Fine, Jelks, Waller.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—38

Excused: Collins, White.—2.

Not Voting: Boecher, Fine, Jelks, Waller.—4.

The emergency was declared passed.

SB 112 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 11 and **SB 79** correctly engrossed.

Engrossed **SR 11** was properly signed and ordered referred for enrollment.

Engrossed **SB 79** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 10, by Smalley of the House and Porter of the Senate was read and considered.

Senator Rogers moved to amend **HB 10,** line 15, page 10, by adding after the word "BUS" and before the word and figure "SECTION V" a new section and by renumbering remaining sections accordingly: "None of the revenue accruing under this legislation for two (2) years shall be used for the construction of a new building."

Senator Collins asked to be recorded present, which was the order.

Senator Rogers asked unanimous consent, which was granted, to withdraw his amendment.

Senator Hope moved to amend **HB 10,** lines 13 and 14, page 5, by striking the words and figures "One Dollar and Fifty Cents ($1.50)," and inserting the words and figures, "One Dollar ($1.00)."

Senator Mahan, citing Rule 39 (b) moved the previous question be now put, which motion prevailed.

The vote occurring on the Hope amendment, it was declared failed of adoption, the roll call thereon being as follows:

Ayes: Carrier, Collins, Cook, Cowden, Dacus, Emery, Gary, Grim, Hope, Howell, Medlock, Price, Rogers, Seaman, Speck, Waller.—16.

Nays: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Connell, Counts, Fine, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Thompson, Walker, Worthington.—26.

Excused: White—1.

Not Voting: Boecher.—1.

Senators Thompson and Fine moved to amend **HB 10,** line 1, page 8, by adding after the word "thereto" the following: "excluding all drivers of motor vehicles used solely for the business of farming and ranching."

Senator Rinehart asked unanimous consent that the Thompson-Fine amendment be adopted, which was the order.

Senator Ritzhaupt moved to amend **HB 10,** line 15½, page 10, by adding a new section and renumbering last section: "Section 5. Provisions of this Act do not apply to drivers of military gasoline propelled equipment which are allowed on the highway on government assignment", which amendment was declared adopted.

Senator Connell moved to amend **HB 10,** line 17, page 7, by striking after the word "of" the figures and word "¾ ton" and inserting the word "ton", which amendment was tabled upon motion of Senator Rinehart.

Upon motion of Senator Rinehart, **HB 10,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 10,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 10 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Emery, Fine, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—31.

Nays: Collins, Cowden, Dacus, Grim, Hope, Howell, Medlock, Price, Seaman. —9.

Excused: White.—1.

Not Voting: Boecher, Gary, Nevins. —3.

The bill was declared passed.

HB 10 was referred for engrossment.

Senator Rinehart moved that when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the rules, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 150—By Counts—An Act amending Section 37 of Title 16, O. S. 1941, relating to acknowledgments of written instruments relating to real estate; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HCR 9—Military and Veteran's Affairs.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 107, 109 and **112** correctly engrossed.

SR 11 correctly enrolled.

Engrossed **SBs 107, 109** and **112** were,

each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 11** was properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 147**—By Box of the House and Jarman of the Senate—An Act appropriating Fifteen Thousand Dollars ($15,000) to the Oklahoma State Regents for Higher Education; Providing that said appropriation shall be nonfiscal; declaring the desire of the Legislature as to the expenditure of said appropriation; making the provisions of Act Severable; and declaring an emergency.

Engrossed **HB 171**—By Davidson, Andrews, Jennings, Forsythe, Disney, Oliver, and Allen—An Act relating to appeals from municipal criminal courts in cities of a population of more than 100,000 according to the last preceding Federal decennial census; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising signing of and transmitting for signature Enrolled **HCRs 8 and 10.**

Enrolled **HCRs 8 and 10** were, each, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 3, 36, 69 and 109.**

The above numbered Enrolled Bills, after fourth readings, were properly signed and ordered returned to the Honorable House.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TWENTY-SIXTH LEGISLATIVE DAY
Tuesday, February 15, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—42.

Excused: White.—1.

Absent: Rinehart.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. J. M. Gaskin, Pastor of the First Baptist Church, Tonkawa, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMUNICATION

A Communication from Charles E. Bohlen, Counselor for the Secretary of State, Washington, D. C., was read, acknowledging receipt of Enrolled **SCR 4,** assuring the Oklahoma State Senate * * * "that the Department of State will continue to follow this matter with the closest interest and will use every practicable means to insure Mr. Seigrist and the two other Americans involved full protection of the rights to which they are entitled. * * * ".

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 122**—By Langley (Muskogee)—An Act relating to service by publication; amending 12 O. S. 1941 § 172 so as to provide that the affidavit provided therein may be made by plaintiff or his attorney; and declaring an emergency.

Engrossed **HB 126**—By Bullard of the House, and Nance of the Senate—An Act relating to the taxation of intangible personal property; amending Title 68, Oklahoma Statutes 1941, Section 1502, as amended by Section 1 of **HB 260,** Session Laws 1947; providing the rate of levy, time and method of assessment, and the apportionment of said tax.

Engrossed **HB 133**—By Bullard of the House, and Nance of the Senate—An Act relating to nonintoxicating beverage tax amending Section 3, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the levying of a tax upon nonintoxicating beverages, and, amending Section 12, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the bond of license wholesale and retail dealers in nonintoxicating beverages and providing for additional bond for wholesaler, and providing for the cancellation of wholesaler's license and declaring the tax due upon stock on hand upon the failure to post additional bond; amending Section 9, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, and providing a penalty for retail dealers operating without effective permit; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising appointment of Representative Coleman as House Conferee on Engrossed **HCR 1,** in place of Representative Brannon, resigned.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named,

ordered printed and placed upon the calendar unless otherwise indicated:

DO PASS:

HB 67—Appropriations.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 148—Judiciary.

SB 149—Game and Fish.

SB 150—Judiciary.

Engrossed **HB 37**—Judiciary.

Engrossed **HB 144**—Local, State and Federal Government.

Engrossed **HB 151**—Local, State and Federal Government.

Engrossed **HB 153**—Local, State and Federal Government.

Engrossed **HB 147**—Appropriations.

Engrossed **HB 171**—Judiciary.

SPECIAL ORDER

Senator Porter moved that consideration of **SB 71**, by Gooldy and Porter, be made a Special Order at 2:00 p. m., Wednesday, February 23, 1949, which motion prevailed.

Senator Cook moved that the Committee on Local, State and Federal Government, to which **SB 71** was referred, be instructed to hold a Public Hearing on the bill.

Senator Anderson asked unanimous consent that consideration of **SB 71**, under Special Order, be changed from 2:00 p. m., Wednesday, February 23, 1949, to Thursday, February 24, 1949, and that a public hearing on the bill be held at 10:00 a. m., Tuesday, February 22, 1949.

Senator Cook, asked unanimous consent, which was granted, to withdraw his request for instructing the Committee on Local, State and Federal Government, considering **SB 71**, to hold a Public Hearing on the bill.

Senator Nance asked unanimous consent, which was granted, to amend the Anderson request by making consideration of **SB 71** under Special Order on Thursday, February 24, 1949, as the first Order of Business on that date.

There being no objections voiced to the Anderson request, as amended, it was declared the order of the Senate.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, that **HB 56**, by Bullard, be re-referred to the Committee on Revenue and Taxation for the purpose of holding a public hearing on the bill at 10:00 a. m., Tuesday, February 22, 1949.

Senator Lowery presiding.

HB 149, by Anglin, Billingsley and Blaylock, was read and considered.

Upon motion of Senator Ballinger, **HB 149** was advanced to engrossment and third reading.

Upon motion of Senator Ballinger, the rules of the Senate were suspended and **HB 149** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 149 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Nays: Speck.—1.

Not Voting: Carrier, Jarman, Leonard.—3.

Excused: White.—1.

Absent: Rinehart.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Nays: Speck.—1.

Not Voting: Carrier, Jarman, Leonard.—3.

Excused: White.—1.

Absent: Rinehart.—1.

The emergency was declared passed.

HB 149 was referred for engrossment.

SPECIAL ORDER

Senator Cobb asked unanimous consent, to which Senator Cowden objected, that consideration of **SB 101,** by Cobb and Carrier, be taken up for immediate consideration.

GENERAL ORDER

SB 83, by Jelks of the Senate and Lance and Wallace (Grady) of the House, was read and considered.

Senator Jelks moved to amend **SB 83,** line 3, page 2, by striking after the word "of" the balance of line 3 and all of lines 4 and 5 and that part of line 6 down to and including "Section 293" and in lieu thereof insert the following:

"Any one of the following offenses:

(1) Manslaughter (or negligent homicide) resulting from the operation of a motor vehicle;

(2) Driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug;

(3) Any felony in the commission of which a motor vehicle is used;

(4) Failure to stop and render aid as required under the laws of this State in the event of a motor vehicle accident resulting in the death or personal injury of another;

(5) Conviction, or forfeiture of bail not vacated, upon three charges of reckless driving committed within a period of (12) months,"

Senator Nance presiding.

Senator Jelks asked unanimous consent, to which Senator Grim objected, that his amendment to **SB 83** be adopted.

Senator Lowery presiding.

By unanimous consent, further consideration of **SB 83** was deferred.

Senator Cobb moved that the Senate adjourn, when the Clerk's desk is cleared, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 151—By Gary—An Act making appropriation from any surplus accruing to the credit of the emergency appropriation fund in the State Treasury for the fiscal year ending June 30, 1949 to the several counties of the State for the purpose of grading, draining and graveling of the school bus, mail and milk routes on the county highways; fixing the basis of apportionment, and the manner of expenditure of funds; repealing Chapter 1b of Title 69 of the Oklahoma Session Laws of 1947, relating to surplus funds.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 10 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 10,** as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Cobb motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TWENTY-SEVENTH LEGISLATIVE DAY

Wednesday, February 16, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White Worthington.—44.

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 Rogers asked unanimous consent, which was granted, to invite Rev. W. H. Alexander, Pastor of the First Christian Church, Oklahoma City, to address the Senate briefly, he being present in the Chamber.

The President Pro Tempore presented Rev. Alexander to the Senate, following which he did address the members, briefly.

Senator Nance moved that an invitation be extended Rev. W. H. Alexander to address the Senate at a time to be fixed by the President Pro Tempore, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 16—Local, State and Federal Government.

SJR 17—Appropriations.

By previous order, **SJR 17** was ordered referred to Judiciary Committee for further consideration.

SB 46—Appropriations.

SB 123—Appropriations.

HB 68—Appropriations.

HB 94—Local, State and Federal Government.

HB 108—Local, State and Federal Government.

DO PASS, as amended:

HB 15—Appropriations.

WITHOUT RECOMMENDATION:

HB 5—Local, State and Federal Government.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 152—By Lowery—An Act relating to insurance; providing that in policies of insurance insuring any real property or improvements thereon against loss by fire, tornado, or lightning the insurer shall not be permitted to deny that the property insured is worth the full amount insured therein on said property; providing that the payment of premiums shall be prima facie evidence of ownership of the property insured by the person paying said premiums; providing that the insurer may show fraud in obtaining the policy or criminal fraud as a defense in any suit thereon; repealing all laws or parts of laws in conflict with this Act; and declaring an emergency.

SB 153—By Price of the Senate and Andrews of the House—An Act author-

izing the governing board of counties, cities, towns and boards of education in the State of Oklahoma, hereinafter called municipalities, to protect the governmental employees of such municipalities against financial loss resulting from sickness, disability or death, by waiving the immunity of such municipalities from liability to their employees engaged in governmental functions, so as to make such employees eligible for benefits under the Workmen's Compensation Law, or other scheme of benefits for hospitalization or wrongful death; providing that such municipalities may waive their immunity in whole or in part and may enact, amend, revoke or repeal any such waiver; providing that said municipalities shall not have authority to waive the immunity for general claims for damages under general negligent laws; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 151—Roads and Highways then Appropriations.

Engrossed **HB 122**—Judiciary.

Engrossed **HB 126**—Revenue and Taxation.

Engrossed **HB 133**—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 149 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 149,** as amended, was properly signed and ordered returned to the Honorable House.

SPECIAL ORDER

SB 101, by Cobb and Carrier, was read and considered.

Senator Connell moved to amend **SB 101,** line 10, page 2, by adding after the word "dried" the word "frozen", which amendment was declared adopted.

Upon motion of Senator Cobb, **SB 101,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended and **SB 101,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Thompson presiding.

THIRD READING

SB 101 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Fine, Gooldy, Howell, Jelks, Leonard, Mahan, Rogers, Seaman, Speck, Waller, Worthington.—20.

Nays: Anderson, Ballinger, Binns, Collins, Cook, Emery, Gary, Ginder, Grim, Hope, Jarman, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, White.—24.

The bill was declared failed of passage.

Senator Cobb served notice that he would on some future legislative day move to reconsider the vote by which **SB 101** failed of passage.

Senator Nance raised a point of order against the Cobb notice, which was sustained, stating the Rules of the Senate do not provide for the lodging of a notice to reconsider a vote.

Senator Rinehart moved that the vote be reconsidered by which **SB 101** failed of passage.

Senator Nance moved to table the Rinehart motion.

Senator Rinehart raised a point of order against the Nance motion, which was sustained, stating his motion, to reconsider the vote by which **SB 101**

failed of passage, was his property for 24 hours.

GENERAL ORDER

Referring further to **SB 83,** by Jelks of the Senate, and Lance and Wallace (Grady) of the House:

Senator Jelks asked unanimous consent, which was granted, to withdraw his amendment to **SB 83,** submitted on the previous legislative day.

Senator Jelks moved to amend **SB 83,** line 3, page 2, by striking after the word "person" the balance of line 3 and all of lines 4 and 5 and that part of line 6 down to and including the word and figures "Section 293" and in lieu thereof inserting the following:

"Convict in a court of competent jurisdiction on any of the following offenses:

(1) Manslaughter (or negligent homicide) resulting from the operation of a motor vehicle;

(2) Driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug;

(3) Any felony in the commission of which a motor vehicle is used;

(4) Failure to stop and render aid as required under the laws of this State in the event of a motor vehicle accident resulting in the death or personal injury of another", which amendment was declared adopted.

Senator Jelks asked unanimous consent, which was granted, that the Title to **SB 83** be amended to conform to the bill, as amended.

Upon motion of Senator Jelks, **SB 83,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Jelks, the rules of the Senate were suspended and **SB 83,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 83 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker Waller, Worthington.—30.

Nays: Fine, Grim.—2.

Not Voting: Ballinger, Boecher, Cobb, Counts, Gary, Ginder, Howell, Jarman, Mahan, Nance, Porter, White.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—30.

Nays: Fine, Grim.—2.

Not Voting: Ballinger, Boecher, Cobb, Counts, Gary, Ginder, Howell, Jarman, Mahan, Nance, Porter, White.—12.

The emergency was declared passed.

SB 83 was referred for engrossment.

President Pro Tempore Logan advised the Senate of estimates of costs in the matter of acoustics and proper lighting of the Senate Chamber.

Senator Porter presiding.

Senator Thompson moved that the Presiding Officer appoint a committee of 2, composed of himself and Senator Ritzhaupt, for the purpose of ascertaining whether or not the Wattage of the present lighting fixtures of the Senate might be increased to provide proper lighting of the Chamber.

Senator Ritzhaupt, as a substitute, moved that the Senate authorize the President Pro Tempore of the Senate to let bids and consummate a contract to supply proper lighting of the Senate Chamber as recommended by the lighting engineer, which motion was declared adopted.

PENDING VOTE ON EMERGENCY

Referring further to **SB 56**, by Lowery:

Senator Rinehart asked unanimous consent, which was granted, that the emergency section to **SB 56** be stricken and the title amended to conform.

SB 56 was ordered referred for engrossment.

Senator Logan asked unanimous consent, which was granted, that **SB 148**, by Cartwright, be ordered withdrawn from Judiciary Committee and referred to Committee on Local, State and Federal Government.

Senator Waller asked unanimous consent, which was granted, that **SJR 8**, by Waller of the Senate and Smith (Rogers) of the House, be re-referred to the Committee on Military and Veterans' Affairs, retaining its place on the Calendar.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with Senator Porter presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Binns, advised and consented to the confirmation of the executive nomination of CORDIS MARTIN, Route 1, Kiowa, Oklahoma, as a Member of the State Game and Fish Commission, from the 3rd Congressional District, to serve for a term ending February 15, 1951.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet, as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 77—Agriculture.

SB 124—Education.

SB 129—Education.

HCR 11—Local, State and Federal Government.

HB 84—Agriculture.

DO PASS, as amended:

SB 145 — Local, State and Federal Government.

DO NOT PASS:

SB 82 — Local, State and Federal Government.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 154—By Counts—An Act making supplemental appropriation to the State Board of Public Affairs for the purpose of completing the repairs to the Central State Hospital Annex at McAlester, Oklahoma, in conformity with Chapter 4 of Title 35 of the Oklahoma Session Laws 1947, Page 272; and declaring an emergency.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

TWENTY-EIGHTH LEGISLATIVE DAY

Thursday, February 17, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Counts, Gooldy, Mahan.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Hope asked unanimous consent, which was granted, that W. C. Merritt, Jr., of Maysville, Oklahoma, and Ben and Tommy Williams, of Pauls Valley, Oklahoma, be made Honorary Pages for this legislative day.

Senator Collins asked unanimous consent, which was granted, that Virgil Bryan Medlock, Jr., and Thomas Richard Medlock, sons of Senator Medlock, be made Honorary Pages for this legislative day.

Senator Rinehart asked unanimous consent, which was granted, that Donna Kay Cobb, little daughter of Senator Cobb, be made Honorary Assistant Journal Clerk for this legislative day.

Senator Nance asked unanimous consent, which was granted, that a communication from M. E. Melvin, Minister of the Southminster Presbyterian Church, Oklahoma City, addressed to him and previously incorporated in The Journal, relating to Repeal of Prohibition, be ordered stricken from The Journal.

Senator Grim, moved that all communications pertaining to the subject matter of Repeal of Prohibition, previously incorporated in The Journal, be ordered stricken and that it be the established policy of the Senate that no further communications, pertaining to that subject, be incorporated in the Senate Journal, which motion was declared adopted.

Senator Rinehart moved that it be the sense of the Senate that it do not meet on Tuesday, February 22, 1949, which motion prevailed.

Senator Cook moved that the Senate do not meet on Monday, February 21, 1949, which motion was ruled out of order on a point of order raised by Senator Rinehart who stated that neither branch of the legislature could adjourn for a longer period of time than 3 days without joint action of the two Houses.

Representative Russell (Okmulgee), through the President Pro Tempore, extended an invitation to the Senate from the Honorable House, for a Joint Session, Monday, February 21, 1949, for the purpose of hearing U. S. Senator Estes Kefauver of Tennessee.

Upon motion of Senator Nance, the invitation of the Honorable House was accepted.

LOBBY PERMIT

Herbert L. Branan states that he resides in Oklahoma City, Oklahoma; that he is an attorney and full time employee of the Oklahoma Gas and Electric Company; that, in addition to his regular duties with said company, he may, from time to time and as occasion requires,

appear before committees and members of the Senate; and that he is paid a regular annual salary and receives no additional, special or further compensation as the result of his appearances before committees and members or in regard to any legislation that may be before the Honorable Senate. He further states that he is a member of the Committee on Legislation of the Oklahoma Bar Association; that, as a result of such membership, he may, from time to time, appear before committees or members thereof as a member of that committee; that for such service he receives no compensation whatsoever; that these statements are made in compliance with Rule No. 57 of the Senate and requests a permit thereunder.

(Signed) HERBERT L. BRANAN.

Upon motion of Senator Rogers, the request of Herbert L. Branan was granted and Lobby Permit ordered issued to him.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 10** and **HB 51**, as amended.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

WITHOUT RECOMMENDATION:

HB 8, as amended—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 56 and **83** correctly engrossed.

Engrossed **SBs 56** and **83** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 6** was read and consideration deferred:

Mr. President:

We, your Conference Committee, to whom was referred Senate Bill No. 6, by Gary of the Senate, and Harkey of the House, entitled:

An Act making supplemental appropriations from the Emergency Appropriation Fund for the support and maintenance of the Whitaker State Orphans Home, Pryor, Oklahoma, for the fiscal year ended June 30, 1949, and for the purchase of equipment and certain capital 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 the Committee Substitute attached hereto, do pass.

CONFERENCE COMMITTEE

FROM THE SENATE:
GARY,
PORTER,
LOWERY,
ROGERS.

FROM THE HOUSE:
HARKEY,
FIELD,
SMITH,
HERT,
BETHELL.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 6—By GARY of the Senate, and HARKEY of the House — By JOINT CONFERENCE COMMITTEE.

AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FROM THE EMERGENCY APPROPRIATION FUND FOR THE SUPPORT AND MAINTENANCE OF THE WHITAKER STATE ORPHANS HOME, PRYOR, OKLAHOMA, FOR THE FISCAL YEAR ENDED JUNE 30, 1949, AND FOR THE PURCHASE OF EQUIPMENT AND CERTAIN CAPITAL IMPROVEMENTS, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE

OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations are hereby appropriated and authorized to be paid as hereinafter provided from the Emergency Appropriation Fund for the several purposes specified, which amounts shall be available for the fiscal year indicated. The appropriations herein made are appropriated out of the surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ended June 30, 1948.

Emergency Appropriation Fund Fiscal Year Ending June 30, 1949

WHITAKER STATE ORPHANS HOME
PRYOR, OKLAHOMA

For expenses of maintenance and operation in accordance with the following schedule_$42,200.00

SCHEDULE

Food	17,000.00
Heat, Light, Water and Power	7,700.00
Communication	500.00
Repairs to Equipment	1,800.00
Clothing	6,500.00
Fuel	500.00
Feed	5,000.00
Medical and laboratory supplies	600.00
Other supplies and materials	2,600.00
TOTAL OF SCHEDULE	$42,200.00

For the purchase of equipment in accordance with the following schedule _____$ 9,165.00

SCHEDULE

100 chairs for study hall	$ 660.00
300 chairs for dining hall	1,980.00
1 General purpose carry-all vehicle	1,925.00
1 two-tank steel dishwashing machine and installation	2,500.00
7 Drinking fountains @ $225.00	1,575.00
5 Singer sewing machines	525.00
TOTAL OF SCHEDULE	$ 9,165.00

Household equipment for dormitories _____$ 4,055.00

For capital improvements in accordance with the following schedule _____ 35,700.00

This item non-fiscal for contractual or expenditure purposes

SCHEDULE

Construction of dairy barn and pasteurizing plant and equipment	$35,700.00
TOTAL OF SCHEDULE	$35,700.00

SECTION 2. The items indicated in the schedules are placed for administrative guidance only and do not constitute line item appropriations. For accounting purposes each of the amounts appropriated for maintenance and operation, equipment, household equipment for dormitories and capital improvements, shall constitute the amount appropriated.

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.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 155—By Rinehart, Porter and White—An Act providing the method of making jury lists, the officers to make up such lists, the qualifications of jurors, the method of drawing jurors from jury wheel and for such wheel; repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, as amended, 11 as amended, 12, 13, 14, 15, 16 and 17 of Title 38 O. S. 1941.

SB 156—By Boecher—An Act amend-

ing Sections 454 and 457 of Title 11 OS 1941, relating to Board of Plumber Examiners and Plumbing Inspectors in certain cities; and declaring an emergency.

SB 157—By Dacus, Gary, Nevins, Nance, Walker, and Ritzhaupt—An Act making appropriations for the support and maintenance of the public schools of the State of Oklahoma for the fiscal years ending June 30, 1950 and June 30, 1951; said monies to be apportioned and disbursed under the provisions of Senate Bill No. 102, regular session, Twenty-Second Legislature; making appropriations non fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 158—By Dacus—An Act authorizing the State Superintendent of Public Instruction to affiliate with the National Council of Chief State School Officers and other organizations; providing for payment of membership dues and assessments; and declaring an emergency.

SB 159—By Connell—An Act relating to commercial feeds; regulating sale and distribution of commercial feeds; requiring labelling and registration; providing for payment of inspection fees; prescribing duties and authority of State Board of Agriculture; authorizing standards and definitions and rules and regulations; making certain acts misdemeanors and authorizing seizure and injunctions; repealing 2 O.S. 1941 § § 311 to 322 and other conflicting laws; fixing effective date of Act; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 152—Insurance.

SB 153—Local, State and Federal Government.

SB 154—Appropriations.

GENERAL ORDER

HB 15, by Harkey of the House and Gary of the Senate was read and considered.

Upon motion of Senator Gary, **HB 15** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **HB 15** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 15 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Carrier, Nevins, White. —3.

Excused: Ballinger, Counts, Gooldy, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Carrier, Nevins, White. —3.

Excused: Ballinger, Counts, Gooldy, Mahan.—4.

The emergency was declared passed.

HB 15 was referred for engrossment.

GENERAL ORDER

HB 68, by Harkey of the House and Gary of the Senate was read and considered.

Upon motion of Senator Gary, **HB 68** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **HB 68** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 68 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Carrier, Cowden, Nevins, Ritzhaupt, Thompson.—6.

Excused: Ballinger, Counts, Gooldy, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Carrier, Cowden, Nevins, Ritzhaupt, Thompson.—6.

Excused: Ballinger, Counts, Gooldy, Mahan.—4.

The emergency was declared passed.

HB 68 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 55, by Bullard, was read and considered.

Senator Baldwin presiding.

Senators Worthington and Rogers moved to amend **HB 55,** line 9, page 6, by adding after the word "companies" the following: "Farmer Cooperatives and Fraternal Organizations", which amendment failed of adoption.

Senator Price moved to amend **HB 55,** page 7, Section 8, by striking paragraph 3, beginning on line 8 and ending with line 13, which amendment was tabled upon motion of Senator Nance.

Upon motion of Senator Nance, **HB 55** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 55** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 55 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Howell, Jarman, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Cobb, Price.—2.

Excused: Counts, Gooldy, Mahan.—3.

Not Voting: Carrier, Gary, Hope, Jelks, Leonard, McClendon, Speck.—7.

The bill was declared passed.

HB 55 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 57, by Bullard, was read and considered.

Senator Thompson moved to amend **HB 57,** line 1, page 10, by adding after the word "compensation" the following: "Each plate shall be in the shape of the State of Oklahoma and on the plates shall be the words 'Will Rogers' Land' ".

Senator Thompson moved that further consideration of **HB 57** be deferred, and that the Presiding Officer appoint a Committee of 5 to consider the subject matter of his amendment, which motion prevailed, the Presiding Officer appointing as such Committee Senators Thompson, as Chairman, Seaman, Rogers, Nance and Worthington.

HB 17, by Ways and Means Committee, was read and considered.

Upon motion of Senator Anderson, **HB 17** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and **HB 17** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 17 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Counts, Gooldy, Mahan.—3.

Not Voting: Ballinger, Boecher, Carrier, Cobb, Cowden, Jelks, Lowery, Porter, Rinehart.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Counts, Gooldy, Mahan.—3.

Not Voting: Ballinger, Boecher, Carrier, Cobb, Cowden, Jelks, Lowery, Porter, Rinehart.—9.

The emergency was declared passed.

HB 17 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SJR 8, by Waller of the Senate and Smith (Rogers) of the House, was read and considered.

Senator Waller moved to amend **SJR 8,** line 4, page 2, by striking after the word "school" the rest of line 4, all of line 5 and the first four words in line 6.

Upon motion of Senator Waller, further consideration of **SJR 8** was deferred until another legislative day.

Senator Anderson announced that the Public Hearing on **SB 71,** by Gooldy and Porter, previously arranged for Tuesday, February 22, 1949, had been changed to 10:00 a. m., Wednesday, February 23, 1949.

Senator Rinehart moved that when the Senate adjourns today it adjourn to meet at 10:00 a. m., tomorrow, which motion failed of adoption.

Senator Nance moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 1:30 p. m., Monday, February 21, 1949, which motion was adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 73**—By Field, Anderson, Burton, Davidson, Griffin, Johnston, Long, McColgin, Nall, Pitman, Reeder, Stipe, Sumrall, Trent, Wagner, and Wallace (Custer)—An Act amend-

ing Title 18, Section 437.2 O. S. 1941 relating to rural electric cooperative; powers and including the power of eminent domain; and declaring an emergency.

Engrossed **HB 93**—By Reynolds (Ottawa), Bailey (Kay), Boatman, Fronterhouse, Nix, Russell and Stipe—An Act providing for workmen's death benefits to dependents of deceased employees fatally injured in hazardous industries, placing the supervision of the Act under the State Industrial Commission and adopting procedural and other rules applicable in workmen's compensation cases; fixing liability of employers to procure, secure, and pay compensation, providing for schedules of such payments based on surviving dependents, and defining such dependency; providing funeral and burial expenses, medical attention and expenses of last sickness and disability payments from period of injury to death; preserving right of action in courts for damages and providing election of remedies and limiting court defenses on failure to secure or otherwise provide insurance of benefits; directing payments to the estate of the deceased in absence of dependents, and outlining certain procedure and authorizing promulgation of additional rules and regulations to effect purposes of Act.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 64, 65, 84, 106.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 93,** as amended.

HA to **SB 93** was read as follows and consideration deferred for this legislative day:

Amendment No. 1—By striking the name of Hope as Co-Author, of Engrossed **SB 93.**

Senator Ritzhaupt presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 15 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 15,** as amended, were properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 10** and **51.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Baldwin presiding.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

WITHOUT RECOMMENDATION:

SB 115—Roads and Highways.

SB 146—Rules and Committees.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 160—By Leonard—An Act amending Section I of Chapter 5, of Title 19, Oklahoma Session Laws 1947, relating to the time in which a check or voucher issued or registered by any county treasurer in this State may be honored, and providing manner of distribution of funds held for the payment of such check or voucher.

SB 161—By Seaman—An Act relating to community sales and requiring the person conducting such community sales to sell or offer for sale livestock in the order in which such livestock was registered for sale; and declaring an emergency.

SB 162—By Porter, Leonard, Howell, Cartwright, Medlock, Hope and Speck—An Act adding certain duties not heretofore imposed upon the State Auditor by law by authorizing and directing that he shall conduct a post audit of all claims and payrolls approved for payment against State Treasury funds; providing the procedure for conducting said post audit; providing for the taking of audit exceptions; directing State officials and employees approving said claims or payrolls to deduct audit exceptions from subsequent payments or to obtain refunds; fixing additional compensation for such additional duties; making the provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

As provided under the Nance motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, February 21, 1949.

TWENTY-NINTH
LEGISLATIVE DAY
Monday, February 21, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—32.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

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 Hope asked unanimous consent, which was granted, that Sandra Sue Cook, little daughter of Senator Cook, be made Honorary Journal Clerk for this legislative day.

A Committee from the Honorable House, headed by Representative Evans, was received and announced that the Honorable House was ready to meet with a like Committee from the Senate to arrange for a Joint Session.

Upon motion of Senator Nance, the President was directed to appoint a Committee to confer with the House Committee in arranging for a Joint Session, the Committee being Senators Nance, Connell and Speck.

The Senate was declared at ease.

The Senate reassembled, with the President presiding.

Senator Nance, on behalf of the Senate Committee appointed to confer with a like House Committee, in arranging for a Joint Session, announced the Committees had agreed to an immediate Joint Session.

The Senate went in a Body to the House Chamber, for the purpose of a Joint Session.

JOINT SESSION

The Senate and Honorable House, in Joint Session, was called to order by the President of the Senate, Lieutenant Governor James E. Berry.

Senator Logan moved that the attendance roll call of the Honorable House be considered the attendance roll call of the Honorable House in Joint Session, which motion prevailed and which was as follows:

Present: Allard, Anderson, Autry, Bacon, Berry, Bethell, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cunningham, Davidson, Dillon, Douglas (Bryan), Douglas (Harper), Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Griffin, Haworth, Henry, Hert, Huff, Johnston, Klinglesmith, Laing, Lance, Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, Morris, Munson, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Riggs, Roberson, Romang, Russell, Seidz, Sherman, Shumate, Smalley, Smith (Rogers), Speakman, Stipe, Sugg, Tiffany, Tolbert, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Williams, Wolfe. —80.

Excused: Allen, Andrews, Anglin, Bailey (Craig), Bailey (Kay), Biles, Black, Bullard, Cordray, Disney, Doty,

Duke, Forsythe, Fronterhouse, Garvin, Harkey, Hawthorne, Horton, Jones, Nall, Shibley, Sims, Smith (Cherokee), Sumrall, Tate, Trent, Welch, Mr. Speaker. —28.

Absent: Jennings: Kouns, Langley (Adair), McGahey, Meigs, Reynolds (Ottawa), Taylor.—7.

Senator Logan moved that the attendance roll call of the Senate be considered the attendance roll call of the Senate in Joint Session, which motion prevailed, the roll call being as follows:

Present: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—32.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

The Presiding Officer declared a quorum of the Honorable House and Senate present and properly assembled in Joint Session.

Senator Logan moved that a Committee of 6—3 for the Senate and 3 for the Honorable House—be appointed for the purpose of inviting and escorting Governor Roy J. Turner and his guest. U. S. Senator Estes Kefauver of Tennessee, to the Speaker's desk, which motion prevailed, the President appointing for the Senate Senators Thompson, Nance and Gary; and Speaker Pro Tempore Russell (Okmulgee) appointing for the Honorable House Representatives Easterly, Box and Ownby.

The Joint Session was declared at ease.

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

The Sergeant-at-Arms announced the presence of Governor Roy J. Turner and U. S. Senator Estes Kefauver of Tennessee, who were escorted to the Speaker's desk by the Joint Committee.

The Presiding Officer presented the Chief Executive, Governor Roy J. Turner, to the Joint Session, who in turn introduced and presented his guest, U. S. Senator Estes Kefauver of Tennessee, who addressed the Joint Session.

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

*

The Senate, in its Chamber, was called to order by its President.

SPECIAL ORDER

Senator Logan asked unanimous consent, which was granted, that **SJR 11,** by Logan, having been set for Special Order at 2:00 p. m., tomorrow, be re-set for Special Order at 2:00 p. m., Tuesday, March 1, 1949.

LOBBY PERMIT

A. D. Mueller states that he resides at 309 E. Aeronca Drive, Oklahoma City, Oklahoma; that he is 35 years of age; that he is legislative representative for Oklahoma Statewide Electric Cooperatives; that he is paid the sum of $200.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) A. D. MUELLER.

Upon motion of Senator Jarman, the request of A. D. Mueller was granted and Lobby Permit ordered issued to him.

MESSAGE FROM HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 149,** as amended.

MESSAGES FROM THE HOUSE

Advising fourth reading of and trans-

mitting Enrolled **HBs 17, 68, 149, 55.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 89** — By Laing and Stipe—An Act amending Title 56, Oklahoma Statutes, 1941, Section 164, Paragraph D, by requiring that children, if of school age, that age being determined by the district school board wherein parents of said child reside, must be regularly enrolled and attending school in order to be eligible for assistance; and declaring an emergency.

Engrossed **HB 134**—By Smith (Rogers), Allen, Andrews, Boatman, Harkey, Jennings and Russell of the House and Medlock of the Senate—An Act relating to the pecan industry; defining terms; creating the Oklahoma Pecan Marketing Advisory Commission; granting certain duties, authorities and powers to the chairman of the Oklahoma Planning and Resources Board; levying a tax; providing for licenses; creating the Oklahoma Pecan Marketing Fund; providing penalties; and providing a severability clause.

Engrossed **HB 191**—By Hawthorne, Allard, Autry, Cannon, Carmichael, Haworth, Morris, Pazoureck, Shibley, Shumate, Sims, and Taylor of the House and Anderson, Ballinger, Dacus, McClendon, Medlock, Speck, and Worthington of the Senate—An Act relating to school districts which maintain courses of instruction above the twelfth grade authorized by 70 O. S. 1941 § § 889 and 889a; appropriating to the State Board of Education from the general revenue fund the sum of one hundred thousand dollars ($100,000.00) for the fiscal year ending June 30, 1950 and the sum of one hundred thousand dollars ($100,000.00) for the fiscal year ending June 30, 1951; providing for distribution of said funds to said school districts for the maintenance and support of said courses; authorizing the State Board of Education to make rules and regulations and to require said school districts to make reports; and declaring an emergency.

Engrossed **HB 58**—By Dunlap, Allen, Andrews, Bailey (Craig), Bethell, Biles, Billingsley, Blaylock, Bohannon, Brannon, Brickell, Brown (Pottawatomie), Burkhart, Cunningham, Eubanks, Evans, Forsythe, Fronterhouse, Harkey, Jennings, Lance, Langley (Adair), Long, McCarty, Munson, Oliver, Reeder, Roberson, Russell, Seids, Sherman, Smalley, Smith (Cherokee), Stipe, Tate, Taylor, Trent, Wallace (Oklahoma), of the House and Walker, Dacus and Gary of the Senate—An Act making appropriations to the State Board of Education to cover cost of purchase, replacement, and administration of the free textbook program as authorized by House Bill 399, Twenty-First Legislature, 1947 session laws, page 524; making provisions of this Act severable; and declaring an emergency.

Engrossed **HB 78**—By Larason—An Act relating to weights and measures; dealing with weighing and measuring devices; providing for a state director of weights and measures and deputy and inspectors and prescribing their powers, duties and functions and providing for the payment of their compensation and expenses of administering act; fixing duties of State Board of Agriculture; making certain acts misdemeanors; defining terms used in act; repealing 83 O. S. 1941 § § 1 to 7, inclusive, and conflicting laws.

Engrossed **HB 168**—By Riggs — An Act relating to partnerships; amending 54 O. S. 1941 Section 45 so as to provide that a general partnership is dissolved as to all the partners by the death of a partner, unless the partnership agreement provides otherwise.

Engrossed **HB 172**—By Wolfe of the House and Ritzhaupt of the Senate — An Act designating the City of Guthrie, County of Logan, as the official city for the celebration of Oklahoma Day; and declaring an emergency.

Engrossed **HJR 6** — By Langley (Adair)—A Joint Resolution providing for necessary parking space for motor vehicles of persons transacting business at or employed in the State Capitol Building and adjacent state buildings; prescribing the authority and duty of the State Board of Public Affairs and State Highway Commission in relation thereto; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 64, 65, 84 and **106** each correctly enrolled.

Enrolled **SBs 64, 65 and 84,** each, after fourth readings, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Mahan presiding.

Enrolled **SB 106,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 163—By McClendon—An Act prohibiting foreign and domestic insurance companies doing business in Oklahoma from cancelling, without the written consent of the insured, insurance policies issued thereby on Oklahoma risks after a period of ninety (90) days has elapsed since the effective date of the policy; providing that said prohibition will not be applicable to insurance on property which, after the issuance of the policy, has been conveyed to another; and declaring an emergency.

SB 164—By Anderson of the Senate and Carmichael of the House—An Act appropriating out of the Emergency Appropriation Fund $10,000.00 for the remainder of the fiscal year ending June 30, 1949, to supplement the funds appropriated by House Bill No. 9, Title 4, Chapter 1, Page 31 Session Laws of 1947, for payment of bounty by the State of Oklahoma for wolves, coyotes and bobcats killed in the State of Oklahoma, according to the terms of said House Bill No. 9; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 155—Judiciary.

SB 156 — Local, State and Federal Government.

SB 157—Education, then Appropriations.

SB 158—Education.

SB 159—Agriculture.

SB 160 — Local, State and Federal Government.

SB 161—Agriculture.

SB 162 — Local, State and Federal Government.

Engrossed **HB 73**—Agriculture.

Engrossed **HB 93**—Judiciary.

Senator Medlock presiding.

Senator Howell asked unanimous consent, which was granted, that his name be stricken as a co-author of **SB 162,** by Porter, et al.

Senator Nance asked that his name be added as a co-author of **SB 162,** which was the order.

Senator Hope asked that his name be removed as a co-author of **SB 162,** which was the order.

Senators Lowery, Cobb and Worthington asked to be made co-authors of **SB 162,** which was the order.

CONFERENCE COMMITTEE REPORT

Referring further to **SB 6**, by Gary:

Upon motion of Senator Gary, the Conference Committee Report on **SB 6** was adopted.

SB 6, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, C o b b, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Logan, Mahan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, C o b b, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Logan, Mahan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The emergency was declared passed.

SB 6, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING ACTION ON HOUSE AMENDMENT:

Referring further to **SB 93,** by Ritzhaupt et al:

Upon motion of Senator Nance, the Senate concurred in Engrossed **HA** to **SB 93.**

SB 93, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, C o b b, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, C o b b, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 67, by Harkey of the House and Gary of the Senate, was read and considered.

Upon motion of Senator Cook, **HB 67** was advanced to engrossment and third reading.

Upon motion of Senator Cook, the rules of the Senate were suspended and **HB 67** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 67 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Speck, Thompson, Walker, Worthington.—29.

Not Voting: Jelks, Logan, Seaman. —3.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

The emergency was declared passed.

The President presiding.

HB 67 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 141, by Cunningham et al, was read and considered.

Senator Jarman asked unanimous consent, which was granted, to be made a co-author of **HB 141.**

Senator Price moved to amend **HB 141,** lines 5 and 6, page 1, by striking the words and figures "two hundred twenty-five thousand (225,000)" and substituting therefor the words and figures "one hundred ninety thousand (190,000)" and amending the title to conform, which was adopted upon motion of Senator Jarman.

Upon motion of Senator Jarman, **HB 141,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended and **HB 141,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 141 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cobb, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—27.

Not Voting: Baldwin, Collins, Jelks, Logan, Porter.—5.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. — 8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook,

Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The emergency was declared passed.

HB 141 was referred for engrossment.

GENERAL ORDER

HB 108, by Wallace et al, was read and considered.

Upon motion of Senator Jarman, **HB 108** was advanced to engrossment and third reading.

By unanimous consent, **HB 108** was considered engrossed and placed upon third reading and final passage.

Senator Anderson presiding.

THIRD READING

HB 108 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Lowery, Mahan, Medlock, Nance, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—27.

Not Voting: Cobb, Collins, Logan, McClendon, Porter.—5.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The emergency was declared passed.

HB 108 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 145, by Baldwin, was read and considered.

Upon motion of Senator Baldwin, **SB 145** was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and **SB 145** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 145 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Grim, Jarman, Jelks, Lowery, Mahan, Medlock, Nance, Ritzhaupt, Speck, Thompson, Walker, Worthington.—23.

Nays: Hope, Price.—2.

Not Voting: Binns, Ginder, Howell, Logan, McClendon, Porter, Seaman.—7.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Jelks, Logan.—2.

Absent: Carrier, Counts, Leonard, Rinehart.—4.

Excused: Ballinger, Cartwright, Fine, Gooldy, Nevins, Rogers, Waller, White. —8.

The emergency was declared passed.

SB 145 was referred for engrossment.

Senator Cobb moved that, when the Clerk's desk is cleared of matters, the Senate adjourn to meet as provided under the Rules on Wednesday, February 23, 1949, which motion prevailed.

The President presiding.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 165 — By Anderson, Ritzhaupt, Nance, Porter, Thompson—An Act fixing the annual salaries of elective state officers holding executive and judicial offices; providing that said salaries shall not be in effect during the current constitutional or statutory terms of office of said officers; making certain exceptions; repealing conflicting laws; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 157**—By Allen, Davidson, Disney, Forsythe, Jennings, and Oliver—An Act relating to county officers, assistant deputies and employees in counties having a population of not less than 190,000 and not to exceed 244,000 according to the last Federal Census, and having an assessed valuation of not less than $156,000,000; fixing salaries of said officers and providing the number and fixing the salaries of the deputies and employees thereof; amending Section 31, Title 19, Oklahoma Session Laws, 1943, as amended by Chapter 6, 6f and 6w Title 19, Oklahoma Session Laws, 1945, as amended by Chapter 6p, Title 19, Oklahoma Session Laws, 1947, and declaring an emergency.

Engrossed **HB 197**—By Klinglesmith of the House and Binns of the Senate—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 twelve thousand eight hundred (12,800), nor more than twelve thousand nine hundred ninety (12,990), and an assessed net valuation of not less than four million one hundred thousand dollars ($4,100,000) nor more than four million two hundred thousand dollars ($4,200,000); 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.

Engrossed **HB 225**—By Ownby, Brown (Pottawatomie), and Tiffany—An Act relating to Bailiffs of District Courts; providing that in counties having a population in excess of fifty-four thousands (54,000), and not more than fifty-five thousand (55,000), according to the 1940 Federal decennial census, the Bailiff of the District Court shall receive a salary of five dollars ($5.00) per day while in actual attendance and service of the district court of said county; re-

pealing all laws and parts of laws in conflict with the provisions of this Act; and declaring an emergency.

Engrossed **HJR 7**—By Boatman and Russell of the House and Nevins of the Senate—A Resolution regarding quieting of title of certain lands in Okmulgee County.

The above numbered **HBs** and/or **HRs** were read for the first time.

As previously provided, the Senate was declared adjourned to meet at 1:30 p. m., Wednesday, February 23, 1949.

THIRTIETH LEGISLATIVE DAY
Wednesday, February 23, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Jarman.—1.

Absent: Cobb.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. Guy Bradley, Pastor of the First Baptist Church, Maysville, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Thompson asked unanimous consent, which was granted, that G. W. (Puny) Sparger, of Ardmore, Oklahoma, former Sergeant-at-Arms of the Senate, be made Honorary Sergeant-at-Arms for this legislative day.

RESOLUTION

The following Resolution was introduced and ordered referred to the Committee on Rules and Committees:

SCR 9—By Baldwin and Cartwright—A RESOLUTION ADJOURNING THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA FROM MARCH 25, 1949 TO MAY 23, 1949.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 141 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 141,** as amended, were properly signed and ordered returned to the Honorable House.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 163—Insurance.

SB 164—Appropriations.

SB 165 — Local, State and Federal Government.

Engrossed **HB 58**—Appropriations.

Engrossed **HB 78**—Agriculture.

Engrossed **HB 89**—Education.

Engrossed **HB 134** — Planning and Resources.

Engrossed **HB 157**—Local, State and Federal Government.

Engrossed **HB 168**—Judiciary.

Engrossed **HB 172**—Local, State and Federal Government.

Engrossed **HB 191**—Appropriations.

Engrossed **HB 197**—Local, State and Federal Government.

Engrossed **HB 225**—Local, State and Federal Government.

Engrossed **HJR 6**—Local, State and Federal Government.

Engrossed **HJR 7**—Local, State and Federal Government.

GENERAL ORDER

SB 123, by Cook, Nance, Fine and Price, was read and considered.

Senator Cook moved to amend the title of **SB 123** as follows: By adding after the word "ADVISORY" and before the word "COMMITTEE" the word "TEXTBOOK"; and by adding after the word "COMMITTEE" and before the word "PROVIDING" the words "PRESCRIBING ITS DUTIES," and on lines 1, 4 and 10, page 1 and line 12, page 2 by adding the word "Textbook" following the word "advisory" which

amendment was adopted by unanimous consent.

Upon motion of Senator Cook, **SB 123,** as amended, was advanced to engrossment and third reading.

Senator Cook asked unanimous consent, which was granted, that **SB 123,** as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 123 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Emery, Gary, Ginder, Gooldy, Mahan, Seaman.—7.

Excused: Jarman.—1.

Absent: Cobb.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Emery, Ginder, Gooldy, Mahan, Seaman.—6.

Excused: Jarman.—1.

Absent: Cobb.—1.

The emergency was declared passed.

SB 123 was referred for engrossment.

Senator Ballinger asked unanimous consent, which was granted, that the Honorable Tom Steed, Shawnee, Oklahoma, Member of Congress from the 4th Congressional District, who was present in the Chamber, be invited to address the Senate briefly, following which Congressman Steed was presented to the Senate by President Pro Tempore Logan and did address the Senate.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 166—By Nevins—An Act amending Sections 81, 82, 83 and 84 of Title 40 OS 1941, relating to hours of labor of female employees, and working conditions.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 142—Judiciary.

SB 147—Judiciary.

SB 150—Judiciary.

HB 56—Revenue and Taxation.

Senator Nance asked that **HB 56** be not re-printed, which was the order.

HB 126—Revenue and Taxation.

HB 133—Revenue and Taxation.

HB 137—Judiciary.

GENERAL ORDER

SB 124, by Cook, was read and considered.

Upon motion of Senator Cook, **SB 124** was advanced to engrossment and third reading.

Upon motion of Senator Cook, the rules of the Senate were suspended

and **SB 124** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 124 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Connell, Howell, Medlock, Rogers.—4.

Not Voting: Baldwin, Binns, Ginder, Gooldy, Mahan, Seaman, Speck.—7.

Absent: Cobb.—1.

Excused: Jarman.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Connell, Howell, Medlock, Rogers.—4.

Not Voting: Baldwin, Binns, Ginder, Gooldy, Mahan, Seaman, Speck.—7.

Absent: Cobb.—1.

Excused: Jarman.—1.

The emergency was declared passed.

SB 124 was referred for engrossment.

GENERAL ORDER

SB 129, by Committee on Local, State and Federal Government, was read and considered.

Upon motion of Senator Anderson, **SB 129** was advanced to engrossment and third reading.

By unanimous consent, **SB 129** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 129 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Price.—1.

Not Voting: Nevins, Seaman, Speck.—3.

Excused: Jarman.—1.

Absent: Cobb.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Price.—1.

Not Voting: Nevins, Seaman, Speck.—3.

Excused: Jarman.—1.

Absent: Cobb.—1.

The emergency passed.

SB 129 was referred for engrossment.

GENERAL ORDER

HB 94, by Wallace (Grady) and Lance of the House, and Jelks of the Senate, was read and considered.

Upon motion of Senator Jelks, **HB 94** was advanced to engrossment and third reading.

Senator Jelks asked unanimous consent, which was granted, that **HB 94** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 94 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Cook, Gooldy, McClendon, Nevins, Seaman, Speck.—8.

Absent: Cobb.—1.

Excused: Jarman.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Cook, Gooldy, McClendon, Nevins, Seaman, Speck.—8.

Absent: Cobb.—1.

Excused: Jarman.—1.

The emergency was declared passed.

HB 94 was properly signed and ordered returned to Honorable House.

Senator Gary asked unanimous consent, which was granted, that **SB 151,** by Gary, be ordered printed.

Senator Cowden moved that, when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet on tomorrow, as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 71 — Local, State and Federal Government.

As provided under the Cowden motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-FIRST
LEGISLATIVE DAY
Thursday, February 24, 1949

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

Upon roll call, it resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Jarman.—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.

MESSAGE FROM THE HOUSE

Requesting return of Engrossed **HB 133** for further consideration.

Upon motion of Senator Nance, the request of the Honorable House was granted and Engrossed **HB 133** ordered returned, for further consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 130**—By Field of the House, and Leonard of the Senate—An Act making an appropriation from the Emergency Appropriation Fund to the Oklahoma State Planning and Resources Board to be used for the construction of a permanent museum building for the No Man's Land Historical Society to be located at Goodwell, Oklahoma; providing for the management, maintenance and repair of said property; providing for cooperation by the Oklahoma State Planning and Resources Board with State educational and any federal agency or agencies in the operation and maintenance of said museum; providing for use of the appropriation in conjunction with funds of the No Man's Land Historical Society; providing that the provisions of this Act are severable; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 58.**

The above numbered Bills and/or Resolutions were referred for enrollment.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 160 — Local, State and Federal Government.

HJR 6 — Local, State and Federal Government.

HB 151 — Local, State and Federal Government.

HB 153 — Local, State and Federal Government.

HB 172 — Local, State and Federal Government.

HB 197 — Local, State and Federal Government.

HB 225 — Local, State and Federal Government.

DO PASS, as amended:

HJR 7—Local, State and Federal Government.

Re-REFERRED TO COMMITTEE:

SB 153—To Judiciary by Local, State and Federal Government .

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 123, 124 and **129** each correctly engrossed.

Engrossed **SBs 123, 124** and **129** were, each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 167—By Rinehart, Smalley—An Act relating to State-owned lands under control and supervision of Oklahoma Planning and Resources Board; authorizing said board to lease said lands for oil, gas and mining purposes; fixing duty of chairman of the board, and providing method of advertising and conducting sales hereunder; authorizing adoption and promulgation of additional rules for facilitating sales; providing for disposition of funds received, and use thereof; and declaring an emergency.

SB 168—By Rinehart, Logan of the Senate and Smalley, Billingsley of the House—An Act amending Section 1, Chapter 12, Title 74, Page 602, Oklahoma Session Laws 1947; creating and relating to the Oklahoma Planning and Resources Board; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 166—Labor Relations.

SPECIAL ORDER

SB 71, by Gooldy, Porter, Rogers and Rinehart, was taken up for consideration.

Senator Porter moved that **SB 71** be advanced to engrossment and third reading.

Senator Jelks moved to table the Porter motion.

Senator Porter asked unanimous consent, which was granted, to withdraw his motion.

Senator Cook moved to amend **SB 71,** line 3, page 6, by striking after the word "within" and before the word "the" the words "or without"; then add after the word "condemnation" in line 7 and before the word "provided" in line 7 the following, to-wit: "except such facilities as are necessary to transmit power to REA anywhere within the State of Oklahoma", which amendment failed of adoption.

Senator Cook moved to amend **SB 71,** line 15, page 18, and line 1, page 19, by striking after the word "annum" line 15, page 18, and before the word "or" line 1, page 19 the following, to-wit: "or (2) may be issued on such terms as the Board shall determine in exchange for property of any kind, real, personal, or mixed, or any interest therein which the Board shall deem necessary or convenient for any such corporate purposes" and then delete the figure "(3)" line 1, page 19, and in lieu insert the figure "(2)", which amendment failed of adoption.

Senator Collins moved to amend **SB 71,** page 29, by adding at the end of Section 4 the following and by renumbering the remaining Sections: "Provided that out of the issue of any bonds hereinabove authorized the Authority shall not use or apply more than $4,000,000.00 of the proceeds of such bonds for the acquisition, rental or addition to that certain steam driven electric generating plant and related water facilities located at and constituting a part of the Oklahoma Ordnance Works near Choteau, which steam electric plant the Authority is hereby authorized to acquire from the United States of America. It is the intent of the legislature that the Authority may acquire such steam electric generating plant from the United States of America, taking title thereto and subject to such

restrictions and conditions that may be provided under the terms of the National Industrial Reserve Act of 1948. (Public Law 883, 80th Congress, 2nd Session) and the National Security Clause promulgated by the United States as applying to the sale of such plant. It being the intent of this Act that this Authority for the acquisition of such plant shall not be construed as authorizing the District to engage in the steam electric generating plant and distribution business, except to the extent herein specifically authorized for the firming up of its hydro plant known as the Pensacola Dam", which amendment was adopted.

Senator Counts moved to amend **SB 71,** lines 13 and 14, page 19 and lines 14 and 15, page 18, by striking the words and figures "six (6%) per centum" and inserting in lieu thereof the following: "three and 60/100 per centum (3.60%)", which amendment failed of adoption.

Senator Counts moved to amend **SB 71,** line 11, page 28, by inserting after the word "purpose" and before the word "No" the following: "Upon the execution and filing of such Certificate, such bonds shall be incontestable in any court in the State of Oklahoma unless suit thereon shall be brought in a court having jurisdiction of the same within thirty (30) days from the date of the approval thereof by the Attorney General", which amendment failed of adoption.

Senator Nance moved that the vote be reconsidered by which the Collins' amendment to Section 4, page 29, was adopted.

Senator Collins moved to table the Nance motion, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Ballinger, Carrier, Collins, Cook, Counts, Emery, Hope, Jelks, Medlock, Price.—10.

Nays: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Connell, Cowden, Dacus, Fine, Ginder, Gooldy, Grim, Howell, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Gary, Mahan, Rinehart. —3.

Excused: Jarman.—1.

The vote occurring on the Nance motion, it was declared adopted.

Upon motion of Senator Fine, the Collins' amendment was tabled.

Senator Counts moved to amend **SB 71,** lines 4 and 5, page 3, by inserting after the word "Oklahoma" line 4, and before the word "Nothing" in line 5, the following: "District, as a Conservation District under the Conservancy Act of Oklahoma, Chapters 4 and 5, Title 82, Oklahoma Statutes 1941, shall in lieu of ad valorem taxes, pay to the State of Oklahoma a certain percentage of net income as follows: After deducting from gross income reasonable expenses of operation, including salaries and wages, together with 5% of the cost of the plant for depreciation and not to exceed 3½% for interest on bonds issued, which amount of bonds shall not exceed 75% of the cost of said plant, the aggregate of said sums shall be deducted from gross income and the sum remaining shall be net income for the purposes of this Act and of said net income District shall pay 25% to the State of Oklahoma, 10% of which shall be paid into the common school fund and 10% for maintenance of educational institutions other than the common and high schools, and 5% shall be returned to the county, or counties, where such project is located to be equitably divided by the State Board of Equalization between or among such counties according to the damage by inundation that may have been suffered by either or any of such counties; the remaining 75% of such net income shall be retained by Dis-

trict", which amendment failed of adoption.

Senator Counts moved to amend **SB 71,** line 17, page 4, by inserting after the word "law" in line 17 the following: "Provided that in such production, sale interchange, or distribution of electric power and energy, said Grand River Dam Authority shall at all times and in all respects be subject to the laws of the State of Oklahoma governing Public Service Corporations and to the jurisdiction of the Corporation Commission of the State of Oklahoma in the regulation of such public service corporations, and it is hereby made the duty of said Corporation Commission to assume and discharge such regulatory powers and duties with respect to said district in the manner provided by law", which amendment was tabled upon motion of Senator Mahan.

Senator Cowden moved that **SB 71** be advanced to engrossment and third reading.

Senator Cook raised a point of order against the Cowden motion, stating he had two amendments on the Clerk's desk, which point of order was not sustained by the President Pro Tempore, who stated "motion to advance is in order at this time."

Senator Cook moved to table the Cowden motion, which motion failed of adoption.

The vote occurring on the Cowden motion, it was declared adopted.

Senator Cook moved that the Senate adjourn to meet as provided under the Rules until the next legislative day, which motion failed of adoption.

Senator Ritzhaupt moved that the rules of the Senate be suspended and **SB 71,** as amended, be considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Gooldy moved to amend **SB 71,** line 2, page 7, by changing the word "company" to read "companies"; and on line 3, page 7, by changing the word "standard" to read "standards"; and on line 5, page 7, by changing the word "provision" to read "provisions", which amendment was adopted.

THIRD READING

SB 71 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Carrier, Cook, Counts, Jelks, Price.—5.

Not Voting: Rinehart.—1.

Excused: Jarman.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Carrier, Cook, Counts, Jelks, Price.—5.

Not Voting: Rinehart.—1.

Excused: Jarman.—1.

The emergency was declared passed.

SB 71 was referred for engrossment.

Senator Lowery asked unanimous consent, which was granted, that **SB 57,** Lowery, be withdrawn from the Committee on Game and Fish, printed and placed upon the Calendar.

Senator Cowden moved that when the Clerk's desk is cleared the Senate adjourn to meet, under the Rules, Monday, February 28, 1949, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 169—By Leonard—An Act amending Section 39 of Title 28 OS 1941, relating to fees to be charged by the sheriff and constable, and prescribing related duties of the Clerk of the Court, Judge, or Justice of the Peace.

SB 170—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.

SB 171—By Ritzhaupt—An Act relating to narcotic drugs; defining the term "narcotic drugs"; providing penalties for any person found guilty of larceny of such narcotic drugs; amending 63 O. S. 1941 § 401 (13); and declaring an emergency.

SB 172—By Ritzhaupt—An Act relating to professional nursing attendants and licenses therefor by the Board of Nurse Examiners, amending Sections 559-561, of Title 59 O. S. 1941, fixing qualifications and fees for applicants for licenses as nursing attendants and the affective dates thereof; and declaring an emergency.

SB 173—By Cowden—An Act amending paragraph (d) of Section 22.2 of Title 47 OS 1947, cumulative supplement, relating to apportionment and use of moneys received from certain motor vehicle license fees; and declaring an emergency.

SB 174—By Appropriations Committee—An Act making an appropriation to the Secretary of State to purchase two thousand (2000) volumes of the 1949 cumulative supplement of the Statutes of Oklahoma; authorizing and directing said Secretary to make said purchase, and to distribute the same as provided by law; repealing conflicting laws; and declaring an emergency.

SB 175—By Ballinger of the Senate, and Jones of the House—An Act to make uniform the law on fresh pursuit, and authorizing this State to cooperate with other states therein.

SB 176—By Ballinger of the Senate and Jones of the House—An Act to secure the attendance before a grand jury or in a criminal prosecution in another state of witnesses who are in this state, and to secure the attendance before a grand jury or in a criminal prosecution in this state of witnesses who are without the state; and declaring an emergency.

SJR 18—By Worthington and Dacus—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Constitution of the State of Oklahoma, to be 12B of said Constitution; providing for a graduated land tax with certain exceptions fixing penalties for violations thereof; and providing for the submission thereof to the people for their approval or rejection at a public election to be held.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 58 correctly enrolled.

Enrolled **SB 58**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 213**—By Haworth, Cannon and Langley (Muskogee)—An Act relating to truancy officers; amending Section 1, Chapter 25, Title 70, Page 251, O. S. L. 1947 so as to provide that the Negro truancy officer provided therein shall be paid an annual salary of not to exceed twenty-four hundred dollars ($2400.00) annually, payable in twelve (12) monthly payments; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 64, 65, 84, 106.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 67, 108.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Nance moved that the President Pro Tempore be requested to instruct Senate Employees to remain on duty and maintain the formality and dignity of the Senate until the Presiding Officer retires from the Rostrum, which motion was adopted.

As provided under the Cowden motion, the Senate was declared adjourned to meet on Monday, February 28, 1949, at 1:30 p. m.

THIRTY-SECOND LEGISLATIVE DAY
Friday, February 25, 1949.

NO SESSION

THIRTY-THIRD LEGISLATIVE DAY

Monday, February 28, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Absent: Counts, Fine.—2.

Excused: Cobb, Jarman, Rogers.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Lowery advised the Senate of the illness of Senator Cobb, at the Scott-White Hospital in Temple, Texas, and it was upon motion of Senator Binns that the Secretary of the Senate was instructed to send flowers to him.

Senator Cowden advised the Senate of the death this morning of George Dewey Peck, member of the Senate from Lincoln and Pottawatomie Counties serving in the 11th and 12th Sessions, and moved that the Secretary of the Senate be instructed to send suitable floral offering for the funeral services to be held at Stroud, Oklahoma, at a time not yet arranged, which motion was adopted.

LOBBY PERMIT

Senator Gary presented the following request for Lobby Permit:

Please present this to the Senate as my application for permission to appear before Committees of the State Senate, and individual Senators and groups of Senators, as an attorney representing the following clients: The Sand Springs Railway, the Miami Mineral Belt Railroad, the Missouri Pacific Lines, the Kansas City Southern Railway, the Santa Fe Railway System, the Missouri-Kansas-Texas Railroad Company, the Rock Island Lines and the St. Louis-San Francisco Railway Company. Also as a member of the Legislative Committee of the Oklahoma Bar Association. I do not receive any extra or special compensation from my clients for the services rendered to them in legislative matters.

(SIGNED) DON WELCH.

Upon motion of Senator Nance, the request of Don Welch was granted and Lobby Permit ordered issued to him.

GENERAL ORDER

Referring further to **HB 57**, by Bullard:

Senator Thompson, on behalf of the special committee appointed to consider the subject matter of his amendment to **HB 57**, shown on page 242 of the Senate Journal, requested that Senator Nance present a motion relative thereto, which was the order.

Senator Nance moved that the Special Committee appointed to consider the subject matter of the Thompson amendment to **HB 57** be authorized and directed to give publicity and dispatch proper messages to the High Schools of the State, offering a prize to the High School, Student or Class submitting the model tag that might be adopted by the legislature of Oklahoma, to be embossed upon the motor vehicle tags of the State, the said Special Committee to be authorized to commit the individual members of the Senate to contribute to such premium or prize fund,

as in the Committee's judgment is sufficient, but not to exceed $10.00 per member.

Senator Mahan moved to amend the Nance motion by striking reference to "High Schools" and insert the words "School System", which motion was adopted.

The vote occurring upon the Nance motion, as amended, it was declared adopted.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 15**, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 66**—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriation from the Emergency Appropriation Fund in the State Treasury to the Department of Public Safety for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 79**—By Larason, Andrews, Bohannon, Brewer, Burton, Card, Douglas (Harper), Griffin, Kouns, Laing, McColgin, Morris, Ownby, Reeder, Seids, Smith (Rogers), Stipe, Trent, Williams and Wolfe—An Act relating to economic poisons; defining terms used in act; regulating the distribution and sale of economic poisons, providing for registration thereof and fixing fees therefor; prescribing duties and functions of State Board of Agriculture; providing for confiscation and condemnation of certain economic poisons and making violations of act misdemeanors; fixing effective date of act.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 15** and **94.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 58.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 64**—By Committee on Military and Veterans Affairs—An Act creating a Revolving Fund for the War Veterans Commission of Oklahoma; providing that the "W. V. C. Revolving Fund" be the legal successor of the "S. R. C. Revolving Fund," prescribing regulations for its expenditure and lending for the emergency financial aid of World War II veterans, their wives or widows, and creating a "Petty Cash Fund" as a part of said revolving fund, prescribing regulations for expenditure, and reimbursement of said "Petty Cash Fund", and increasing said cash fund; authorizing the transfer of all moneys within the "S. R. C. Revolving Fund" to the "W. V. C. Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Enrolled **SB 65**—By Committee on Military and Veterans Affairs—An Act creating a Revolving Fund for the Oklahoma State Veterans Hospital providing that the "Oklahoma State Veterans Hospital Revolving Fund" to be the legal successor of the "S. R. C. Oklahoma State Veterans Hospital Revolving Fund", prescribing regulations for its expenditure under supervision of the War Veterans Commission and creating a "Petty Cash Fund" as a part of said revolving fund, prescribing regulations for expenditures and reimbursement of said "Petty Cash Fund"; authorizing the transfer of all moneys within the "S. R.

C. Oklahoma State Veterans Hospital Revolving Fund" to Oklahoma State Veterans Hospital Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Enrolled **SB 106**—By Mahan of the Senate, and Burkhart of the House—An Act authorizing and relating to the establishment and maintenance of a Municipal Hospital by the governing board of any municipality of this State; authorizing said board to appoint a board of control for said hospital; and prescribing its authority and duties; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 71 correctly engrossed.

Engrossed **SB 71** was properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 167—Planning and Resources.

SB 168—Planning and Resources.

SB 169 — Local, State and Federal Government.

SB 170 — Local, State and Federal Government.

SB 171—Public Health.

SB 172—Public Health.

SB 173—Revenue and Taxation.

SB 174—Appropriations.

SB 175—Judiciary.

SB 176—Judiciary.

SJR 18—Revenue and Taxation.

Engrossed **HB 130**—Planning and Resources.

Engrossed **HB 213**—Education.

GENERAL ORDER

SJR 8, by Waller of the Senate and Smith (Rogers) of the House was taken up for further consideration.

Senator Waller asked unanimous consent, which was granted, to withdraw his amendment to **SJR 8**, submitted on the 28th legislative day.

Senator Lowery moved that **SJRs 8, 9** and **16** be stricken from the Calendar, which motion was tabled upon motion of Senator Waller.

Senator Waller moved to amend **SJR 8**, lines 1 and 2, page 3, by striking the words within the parenthesis, which was adopted.

Senator Waller moved to amend **SJR** line 15, page 2, by striking after the word "sale" the rest of line 15 and the words "said Board" on line 16; and on line 18, page 2, by striking the words "and if offered at public sale" which amendment was declared adopted.

Senator Waller moved to amend **SJR 8**, line 15, page 2, by striking after the word "at" and before the word "public" the word "either" and after the word "public" the words "or private," which was adopted.

Senator Waller asked unanimous consent, which was granted, to strike the emergency clause and amend the title by striking the words, "AND DECLARING AN EMERGENCY."

Upon motion of Senator Waller, **SJR 8**, as amended, was advanced to engrossment and third reading.

By unanimous consent, **SJR 8**, as amended, was advanced to engrossment and third reading.

By unaimous consent, **SJR 8**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 8 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell,

Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Lowery, McClendon, Speck.—4.

Absent: Counts, Fine.—2.

Excused: Cobb, Jarman, Rogers.—3.

The Resolution was declared passed.

SJR 8 was referred for engrossment.

GENERAL ORDER

SJR 9, by Waller of the Senate and Smith (Rogers) of the House, was read and considered.

Upon motion of Senator Waller, **SJR 9** was advanced to engrossment and third reading.

Upon motion of Senator Waller, the rules of the Senate were suspended and **SJR 9** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 9 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Walker, Waller, White, Worthington.—32.

Nays: Lowery.—1.

Not Voting: Baldwin, Grim, McClendon, Seaman, Speck, Thompson.—6.

Excused: Cobb, Jarman, Rogers.—3.

Absent: Counts, Fine.—2.

The Resolution was declared passed.

SJR 9 was referred for engrossment.

GENERAL ORDER

SJR 16, by Waller of the Senate and Smith (Rogers) of the House, was read and considered.

Senator Ritzhaupt moved to amend **SJR 16,** line 8, page 4, by striking after the word "and" and before the word "disinterested" the word "three" and inserting the word "two" and after the word "county" and before the word "shall" insert the words "and three (3) appraisers of the School Land Commission who" which amendment was declared adopted.

Senator Waller asked unanimous consent, which was granted, to strike the emergency section from **SJR 16** and amend the title by striking the words, "AND DECLARING AN EMERGENCY."

Upon motion of Senator Waller, **SJR 16,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Waller, the rules of the Senate were suspended and **SJR 16,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 16 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Waller, White, Worthington.—34.

Nays: Lowery.—1.

Not Voting: Gooldy, McClendon, Speck, Thompson.—4.

Absent: Counts, Fine.—2.

Excused: Cobb, Jarman, Rogers.—3.

The Resolution was declared passed.

SJR 16 was referred for engrossment.

There being matters on the Presi-

dent's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

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

Senator Thompson asked that **SJR 3**, by Thompson, be set for Special Order at 2:00 p. m., Wednesday, March 2, 1949, which was the order.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion was adopted.

RESOLUTION

By unanimous consent the following Resolution was introduced and ordered referred to the Committee on Roads and Highways: **SCR 10**—By Price—A RESOLUTION RESPECTING THROUGH TRAFFIC FROM SAPULPA TO OKLAHOMA CITY AND VICE VERSA, AND RECOMMENDING TO THE STATE HIGHWAY COMMISSION THE CONSIDERATION OF THE FEASIBILITY OF ERECTING SIGNS SO AS TO DIVIDE SUCH TRAFFIC OVER MORE THAN ONE HIGHWAY.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 177—By Connell—An Act requiring all regular and special meetings of the Board of Regents for Oklahoma colleges to be held upon the grounds of the Agricultural and Mechanical College at Stillwater, Oklahoma, or at some place designated, from time to time by the chairman of said board; repealing conflicting laws; and declaring an emergency.

SB 178—By Boecher—An Act amending 26 O. S. 1941 § 77, 78 and 86, Section 2, Chapter 2, and Section 7, Chapter 10, Title 29, Oklahoma Session Laws 1945, and Section 2, Chapter 10, Title 26, Oklahoma Session Laws 1947; relating to the registration and elections; making provisions of Act severable; and declaring an emergency.

MESSAGES FROM THE HOUSE

Returning Engrossed **HB 133** and advising of its passage after reconsideration.

Engrossed **HB 133**—By Bullard of the House and Nance of the Senate—An Act relating to nonintoxicating beverage tax amending Section 3, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the levying of a tax upon nonintoxicating beverages, and, amending Section 12, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the bond of license wholesale and retail dealers in nonintoxicating beverages and providing for additional bond for wholesaler, and providing for the cancellation of wholesaler's license and declaring the tax due upon stock on hand upon the failure to post additional bond; amending Section 9, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, and providing a penalty for retail dealers operating without effective permit; and declaring an emergency.

The above numbered bill was read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 173**—By Romang and Camp—An Act relating to law libraries in certain counties; amending 19 O. S. 1941, Section 811, as amended by Section 1 of Chapter 18 of Title 19, Oklahoma Session Laws 1947; and declaring an emergency.

Engrossed **HB 230**—By Davidson, Jennings, Forsythe, Disney, Oliver and Allen—An Act to establish juvenile courts in all counties having a population of

one hundred thousand (100,000) or more, and less than two hundred forty-four thousand (244,000) as determined by the last Federal Decennial Census; defining their jurisdiction, powers and duties; providing for a bond issue, and regulating procedure therein; and declaring an emergency.

The above numbers **HBs** and/or **HRs** were read for the first time.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-FOURTH LEGISLATIVE DAY
Tuesday, March 1, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Cobb, Nevins, Rogers.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTIONS

SR 12—By Worthington—A RESOLUTION AUTHORIZING THE APPOINTMENT OF A SENATE COMMITTEE TO INVESTIGATE THE RECENT RIOT AT THE GRANITE REFORMATORY AT GRANITE, OKLAHOMA WITH AUTHORITY TO SUMMONS WITNESSES, ADMINISTER OATHS AND TAKE TESTIMONY, AND ASCERTAIN IF POSSIBLE THE CAUSE OF THE RIOT AND WHAT MAY BE DONE TO PREVENT FUTURE RIOTS.

Senator Worthington asked unanimous consent, to which Senator Counts objected, to immediately consider **SR 12.**

Senator Worthington moved that **SR 12** be taken up for consideration, which motion prevailed, the Resolution being read at length as follows:

SENATE RESOLUTION NO. 12—By WORTHINGTON.

A RESOLUTION AUTHORIZING THE APPOINTMENT OF A SENATE COMMITTEE TO INVESTIGATE THE RECENT RIOT AT THE GRANITE REFORMATORY AT GRANITE, OKLAHOMA WITH AUTHORITY TO SUMMONS WITNESSES, ADMINISTER OATHS AND TAKE TESTIMONY, AND ASCERTAIN IF POSSIBLE THE CAUSE OF THE RIOT AND WHAT MAY BE DONE TO PREVENT FUTURE RIOTS.

WHEREAS, it appears that at the noon hour on the twenty-eighth day of February, 1949 there was a riot in the dining room of the Granite Reformatory at Granite, Oklahoma, participated in by two or three hundred inmates, and in which riot several prisoners were injured and several guards were injured, some seriously; and

WHEREAS, it is advisable that the cause of the said riot be ascertained and action taken, so far as possible, to prevent future riots of the same or similar kind or character.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

That the President of the Senate appoint a Committee of five (5) Senators to go to the Granite Reformatory at Granite, Oklahoma and there on the ground investigate and take testimony relative to the cause of the said riot and what action may be taken to mitigate or prevent future riots of the same or similar kind or character, with power to summons witnesses, administer oaths; and if advisable to visit other prisons of the State to ascertain the cause and the remedy for such riots, and make

written report to this Senate as soon as such report can be well made.

Upon motion of Senator Worthington, **SR 12** was adopted and ordered referred for engrossment.

SR 13—By Cowden—A RESOLUTION MARKING THE PASSING AND COMMEMORATING THE ACTIVITIES OF GEORGE DEWEY PECK.

Senator Cowden asked unanimous consent, which was granted, to take up for immediate consideration **SR 13**, the Resolution being read at length, as follows:

SENATE RESOLUTION NO. 13—By COWDEN.

A RESOLUTION MARKING THE PASSING, AND COMMEMORATING THE ACTIVITIES OF GEORGE DEWEY PECK.

WHEREAS, on February 28, 1949, our friend and former colleague, George Dewey Peck, was finally called from his earthly labors and from a sick-bed of suffering and pain; and

WHEREAS, in his earlier days, and for some 25 years he was owner and publisher of a newspaper at Stroud, Oklahoma; during all of which time he stood and fought resolutely for the public good and for honesty and decency in government; and in 1927 and 1929 was elected to represent Lincoln and Pottawatomie Counties in the State Senate, where his unselfish labors for good government became a pattern of rectitude; and

WHEREAS, although stricken and troubled and disabled through the years by a painful and incurable malady, his sunny disposition, his love of his friends and his indomitable will power sustained his unceasing activities in the field of radio work and public relations, despite a tremendous physical handicap;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That in the passing of our former comrade and colleague, George Dewey Peck, our body and our people have sustained a distinct loss which cannot be replaced; and that his cheerful smile and optimistic philosophy, always standing out despite constant suffering, will be missed by many, and on many occasions, in days to come.

SECTION 2. That the State Senate go on record as expressing the gratitude of our body and of the thousands who knew and respected him, for his rugged honesty and for the brave, honorable and fearless record which he wrote, as a citizen, a statesman and a guardian and adviser of the welfare of our people.

SECTION 2. That an authenticated copy hereof be, by the Secretary of the Senate, forwarded to his faithful helpmeet of the years, Mrs. Peck, and to each of his fine daughters, Gwendolyn and Louise; and that a copy be sent to his former newspaper the Stroud Democrat.

Upon motion of Senator Cowden, **SR 13** was adopted and ordered referred for engrossment.

Senator Cowden moved that a Committee be appointed to attend funeral services on tomorrow for George Dewey Peck, which motion prevailed, the President Pro Tempore appointing as such Committee Senators Cowden, Jarman and Walker.

Senator Rinehart presiding.

SR 14—By Jelks—A SENATE RESOLUTION RELATING TO OLD AGE ASSISTANCE; INFORMING THE CITIZENS OF OKLAHOMA OF CERTAIN LETTERS CONCERNING MR. O. J. FOX AND REVEREND FORREST G. CONLEY AND DIRECTING THAT A COPY HEREOF BE SENT TO EACH RECIPIENT OF OLD AGE ASSISTANCE.

Senator Jelks asked unanimous con-

sent to take up for immediate consideration **SR 14.**

President Pro Tempore advised that the hour had arrived for the consideration of a Special Order, previously set by the Senate.

By unanimous consent, Senator Jelks delayed consideration of his request for immediate consideration of **SR 14** until final consideration of the Special Order.

SPECIAL ORDER

SJR 11, by Logan, having been set for Special Order, was proceeded with.

Senator Logan moved to amend **SJR 11,** line 9, page 5, by striking Section 11 and renumbering remaining Sections and correcting the title to conform to the Resolution, which was adopted.

Senator Nance presiding.

Senator Rinehart presiding.

Upon motion of Senator Logan, **SJR 11,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and **SJR 11,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 11 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 11—By Logan.

A JOINT RESOLUTION CALLING A CONSTITUTIONAL CONVENTION ON THE FIRST TUESDAY IN SEPTEMBER, 1951, 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 DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby called a Constitutional Convention for the purpose of altering, revising or amending the present Constitution, or to propose a new Constitution for the State of Oklahoma, to be submitted to the people for their approval or rejection.

SECTION 2. Said Constitutional Convention shall convene on the first Tuesday of September, 1951, at Twelve (12) o'clock, noon.

SECTION 3. The basis of representation in said Convention shall be the same as provided by law for representation in the House of Representatives of the State Legislature for the Twenty-second regular Session.

SECTION 4. For the purpose of nominating delegates to said Convention, there shall be held a special primary election throughout the State on the First Tuesday in January, 1951. Any person desiring to be nominated as an independent candidate or by any political party as a delegate to said Convention shall file his or her application with the Secretary of the State Election Board not later than forty (40) days before said primary election. For the purpose of electing such delegates as may be nominated, a special election is hereby called throughout the State to be held on the fourth Tuesday in January, 1951.

SECTION 5. No person shall be eligible as a delegate unless he be a qualified elector of the State of Oklahoma for a period of seven (7) years, and shall have resided in the county or district which he seeks to represent as such

delegate at least three (3) years prior to the time of filing as such candidate.

SECTION 6. It shall be the duty of the State Election Board to prepare and furnish to the County Election Board of every county in the State all ballots, certificates and forms necessary for the holding of both said elections, and the law applicable to the nominations and election of State Officers shall be applicable to said elections in so far as the same may not be inconsistent herewith.

SECTION 7. Any vacancy in the representation to said Convention shall be filled by appointment by the Governor.

SECTION 8. It shall be the duty of the delegates elected as aforesaid, to assemble at the Capitol Building, in Oklahoma City, on the first Tuesday in September, 1951, at Twelve (12) o'clock, noon. It shall be the duty of the Secretary of State to call said Convention to order and submit a list of delegates so elected. Said delegates shall take an oath to support the Constitution of the United States and to faithfully discharge their duties as delegates. They shall then organize by electing one of their members as President and selecting such other officers and employees as may be needed in the transaction of business. A majority of the delegates authorized by this Act shall constitute a quorum and a majority of those elected to and constituting the Convention shall be necessary to an election or to the adoption of any measure. The Convention shall be the judge of the election and qualification of its members.

SECTION 9. The delegates to said Convention shall receive the same mileage given members of the Legislature and Ten ($10.00) Dollars, per day, for each day the Convention is in session, and in addition the delegates shall receive Five ($5.00) Dollars per day to be evidenced by receipts for money expended therefor.

SECTION 10. The per diem, mileage and expenses of members of said Convention shall be paid by the Auditor of the State of Oklahoma by warrants of the State drawn upon an appropriation made for that purpose upon vouchers signed by the President and Secretary of said Convention.

SECTION 11. A n y alteration, revision or amendment of the present Constitution or new Constitution proposed by the Convention herein provided for shall be submitted to the electors of the State for adoption or rejection at an election to be held on a day to be designated by the Convention, said date to be not less than Sixty (60) days nor more than One Hundred Twenty (120) days from the date of adjournment of said Convention. Said election shall be held in the several voting precincts throughout the State.

The Governor of this State shall within Ten (10) days after the designation of the date of said election, by said Convention, i s s u e his proclamation ordering such special election throughout the State.

As far as they are applicable and not inconsistent herewith, the general election laws of this State shall apply to said special election. Returns shall be made by the County Election Board in each county to the Secretary of the State Election Board and the same canvassed and the results declared by the State Election Board and certified to the Governor, who shall thereupon issue his proclamation declaring the result of said election.

SECTION 12. Pursuant to Section 2, Article XXIV of the Constitution of Oklahoma, this Act shall be submitted to the people by the State Election Board, for their approval at a special election held throughout the State on the Fourth day of July, 1950. The form of such submission shall be as follows:

"Shall Senate Joint Resolution No. 11, passed by the Legislature and

signed by the Governor on the____day of_____, 1949 (here insert date on which this Act is signed by the Governor) be approved? The substance of said Act is as follows:

An Act calling a Constitutional Convention on the first Tuesday in September, 1951, 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 declaring an emergency."

☐ YES

Shall the Act be approved?

☐ NO

Unless this Act shall be approved by the people at such special election, this Act shall be null and void.

SECTION 13. 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.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White.—30.

Nays: Boecher, Connell, Cowden, Emery, Fine, Grim, Hope, McClendon, Seaman, Speck, Worthington.—11.

Excused: Cobb. Nevins, Rogers.—3.

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

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White.—30.

Nays: Boecher, Connell, Cowden, Emery, Fine, Grim, Hope, McClendon, Seaman, Speck, Worthington.—11.

Excused: Cobb, Nevins, Rogers.—3.

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

The question being, "Shall **SJR 11,** by Logan, entitled:

A JOINT RESOLUTION CALLING A CONSTITUTIONAL CONVENTION ON THE FIRST TUESDAY IN SEPTEMBER, 1951, 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 DECLARING AN EMERGENCY

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 12 of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 2 of Article 24 of the Constitution of the State of Oklahoma?" the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Dacus, Gary, Gooldy, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Connell, Cowden, Emery, Fine, Ginder, Grim, Hope, McClendon, Medlock, Speck.—10.

Excused: Cobb, Nevins, Rogers.—3.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 11, as amended, was ordered referred for engrossment.

President Pro Tempore Logan presiding.

RESOLUTION

Referring further to **SR 14,** by Jelks:

By unanimous consent, **SR 14** was taken up for immediate consideration, being read at length as follows:

SENATE RESOLUTION NO. 14—By Jelks.

A SENATE RESOLUTION RELATING TO OLD AGE ASSISTANCE; INFORMING THE CITIZENS OF OKLAHOMA OF CERTAIN LETTERS CONCERNING MR. O. J. FOX AND REVEREND FORREST G. CONLEY AND DIRECTING THAT A COPY HEREOF BE SENT TO EACH RECIPIENT OF OLD AGE ASSISTANCE.

WHEREAS, the aged citizens of Oklahoma have been bilked and fleeced out of hundreds of thousands of dollars over a period of years by the unscrupulous deceiving actions of a self-styled pension leader, Mr. O. J. Fox, and

WHEREAS, this unprincipled character has resorted to the basest kind of trickery and chicanery in his methods of extracting monies from unsuspecting and innocent aged citizens of this state, and

WHEREAS, his most recent trick has been to notify the 97,000 recipients of old age assistance in Oklahoma, by letter and through the medium of his paper, that he has procured the services of one Reverend Forrest G. Conley for the purpose of promoting a national old age pension program, and

WHEREAS, in order to gain the financial backing of the innocent and trusting old men and women in this state he has uttered and published false and untrue statements concerning Reverend Conley, to-wit:

1. Mr. Fox presents and has presented Reverend Conley as a personal friend of the President of the United States, Harry S. Truman, thus leading old people to believe that he can exercise great influence in their behalf in Washington.

2. Mr. Fox presents and has presented Reverend Conley as a great pension leader of the State of Colorado and responsible for the liberal pension program of that state, and

WHEREAS, such tactics have resulted in dragging the name of the President of the United States down into the muck and m i r e of a dastardly scheme to defraud the aged citizens of this state out of thousands of dollars.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

1. That the State Senate go on record and furnish to the citizens of Oklahoma the following proof that Mr. Fox has deliberately and intentionally made false statements to them, to-wit:

a. A letter from the office of the President of the United States disclaiming any knowledge of Reverend Forrest G. Conley, which reads as follows:

"THE WHITE HOUSE
WASHINGTON, D. C.
FEBRUARY 7, 1949

Honorable Tom Jelks
Senate Chamber
Oklahoma City, Oklahoma

Dear Mr. Jelks:

The President tells me that he has no recollection of a Mr. Forrest G. Conley. Any connection of the President's name with a fund-raising campaign to send Mr. Conley to Washington is entirely unauthorized.

Sincerely yours,
/s/ CHARLES G. ROSS, SECRETARY TO PRESIDENT TRUMAN."

b. A letter from the Colorado Department of Public Welfare, the state where Reverend Conley was supposed to have been responsible for a liberal pension program, which reads as follows:

"STATE OF COLORADO
DEPARTMENT OF PUBLIC WELFARE
JANUARY 24, 1949.

Mr. Tom Jelks
Senate Chamber
State of Oklahoma
Oklahoma City, Oklahoma

Dear Mr. Jelks:

We have your letter of January 20, asking if we have any record of the activities of Forrest G. Conley in behalf of Old Age Pension recipients of the State of Colorado.

Mr. Conley may belong to some of the Old Age Pension organizations and may be active in their behalf. I know many of the leaders of the various pensions organizations. The name of Forest G. Conley has never come to my attention.

Very truly yours,
COLORADO STATE DEPARTMENT OF PUBLIC WELFARE
/s/ EARL M. KOUNS, Director."

2. That the State Senate inform the aged citizens of this state that Mr. O. J. Fox is not responsible for the old age assistance program in any respect; that he has never contributed anything to their welfare; that any money sent to him is wasted and is not used for their welfare; and further direct that a copy of this Resolution be sent to each recipient of old age assistance in the State of Oklahoma.

By unanimous consent, upon request of Senator Jelks, **SR 14** was adopted by the Senate and ordered referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 71**—By Eubanks—An Act requiring applicants for nonintoxicating beverage permits as additional qualifications to make proof of residence in this State and the county where permit is sought; providing for service of notice on corporate persons; and declaring an emergency.

Engrossed **HB 288**—By Cannon, Haworth, Langley (Muskogee) of the House, and Rogers of the Senate—An Act relating to city courts in certain counties; amending 11 O. S. 1941 § 835, so as to provide for selection of a temporary judge of said courts by the bar of the county whenever the said judge is unable to perform the duties of his office because of illness, absence from the county, or other disqualifications; providing that the clerk of said court shall conduct the election of said temporary judge; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 37.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 141,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 141.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 22—Joint Appropriations.
SB 41—Joint Appropriations.
SB 50—Joint Appropriations.
SB 62 Appropriations.
SB 171—Public Health.
SB 172—Public Health.
HB 147—Appropriations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 12 and **13; SJRs 8, 9** and **16** each correctly engrossed.

Engrossed **SRs 12** and **13** were, each, properly signed and ordered referred for enrollment.

Engrossed **SJRs 8, 9** and **16** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 12 and **13** each correctly enrolled.

Enrolled **SRs 12** and **13** were, each, properly signed and ordered referred to the Secretary of State.

As provided under Enrolled **SR 12,** the President Pro Tempore appointed as the Special Committee Senators Worthington, Chairman, White, Walker, Speck and Howell.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 179—By McClendon—An Act providing that where owners of lands or real property has failed to pay the taxes assessed, levied or charged against said land for such a time and/or until said lands have been sold by the county at resale for the non-payment of taxes shall be estopped and prohibited from bringing or maintaining any action in any of the courts of Oklahoma to recover said lands or real property or to cancel the resale deed issued by the county treasurer of said county unless said action has been or is begun within three years after said resale of said lands for the non-payment of the taxes and shall be estopped to contend that said resale is void or invalid where said action was not or has not been instituted within three years from the date of said resale; and declaring an emergency.

SB 180—By Anderson of the Senate, and Bullard of the House—An Act amending Section 677 of Title 68 OS 1941 relating to exemptions of schools, counties and municipalities for the payment of certain taxes on gasoline.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 177—Education.
SB 178—Judiciary.
Engrossed **HB 66.**

Senator Rinehart asked unanimous consent, which was granted, that **HB 66** be ordered printed and placed upon the Calendar without reference to a Committee.

Engrossed **HB 79**—Agriculture.
Engrossed **HB 133**—Revenue and Taxation.

Engrossed **HB 173**—Local, State and Federal Government.

Engrossed **HB 230**—Local, State and Federal Government.

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

THIRTY-FIFTH LEGISLATIVE DAY
Wednesday, March 2, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Cobb, Mahan, Nevins, Rogers—4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Cowden asked unanimous consent, which was granted, that Stephen William and Nancy Patricia Collins, little son and daughter of Senator Collins, be made Honorary Page and Honorary Journal Clerk, respectively, for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 14, SJR 11 and **SB 145** each correctly engrossed.

SBs 37 and **93** each correctly enrolled.

Engrossed **SR 14** was properly signed and ordered referred for enrollment.

Engrossed **SJR 11** and Engrossed **SB 145** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 37** and **93**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Senator Lowery asked unanimous consent, which was granted, that **SB 77**, by Gooldy, be withdrawn from the Calendar and re-referred to the Committee on Agriculture for further consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 14 correctly enrolled.

Senator Jelks presiding.

Enrolled **SR 14** was properly signed and ordered referred to the Secretary of State.

The President presiding.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 181—By Anderson of the Senate, and Bullard and Box of the House—An Act amending 19 O. S. 1941, Section 131, as amended by Section 1 of Chapter 6, Title 19, Session Laws of Oklahoma, 1947; relating to the election and terms of office of the officers of the several counties of the State; and declaring an emergency.

SJR 19—By Jarman—A Senate Joint Resolution adopting the words and music of the song "Oklahoma, a Toast" by Harriet Parker Camden as the official anthem of the State of Oklahoma and adopting the words and music of the song "Oklahoma" by Richard Rodgers and Oscar Hammerstein II as the official song of the State of Oklahoma; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions

were read the second time and referred to Committees indicated:

SB 179—Revenue and Taxation.

SB 180—Revenue and Taxation.

Engrossed **HB 71**—Local, State and Federal Government.

Engrossed **HB 288**—Judiciary.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 12**—By Ozmun and Davidson—An Act relating to the disposition of liquors forfeited for violation of law prohibiting intoxicating liquor within the State; providing for delivery of liquor of commercial value to the Oklahoma Tax Commission and for its sale by such Commission; providing for disposition of proceeds thereof; providing for the destruction of non-commercial liquor; and repealing all laws in conflict herewith.

Engrossed **HB 110**—By Committee on Business and Industry—An Act relating to and governing the renting and use of safe deposit boxes; and repealing Section 310 of Title 6, Oklahoma Statutes Annotated, and all acts and parts thereof in conflict herewith.

Engrossed **HB 14**—By Wallace (Grady), Bailey (Kay), Black, Brickell, Cantrell, Card, Carmichael, Cordray, Cunningham, Dillon, Easterly, Griffin, Hawthorne, Henry, Johnston, Lance, Oliver, Ozmun, Peak, Pitman, Seids, Shumate, Tate, Wallace (Custer), and Wallace (Oklahoma)—An Act creating a State Real Estate Commission; providing for the appointment of commissioners; defining their powers and duties; fixing their compensation and term of office; providing for the collection of fees and distribution of fees collected; for remuneration and payment of expense of said commission, and employees; providing for the issuance of license by the said commission, and prohibiting any person, co-partnership, association or corporation from acting as real estate broker or real estate salesman without first complying with the provisions of this Act; assessing penalties for the violation of this Act and for other purposes; providing for hearing on grounds for revocation of licenses or refusal to issue same; providing for rules and regulations; and providing for the keeping of records; and declaring an emergency.

Engrossed **HB 87**—By Labor Relations Committee of the House—An Act relating to the practice of barbering in the State of Oklahoma and to the compensation of the State Board of Barber Examiners; amending 59 O. S. 1941 § 82; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read the first time.

GENERAL ORDER

HB 66, by Harkey of the House and Gary of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 66** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 66** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 66 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, White.—30.

Not Voting: Binns, Dacus, Gary, Ginder, Medlock, Nance, Seaman, Walker, Waller, Worthington.—10.

Excused: Cobb, Mahan, Nevins. Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, White.—30.

Not Voting: Binns, Dacus, Gary, Ginder, Medlock, Nance, Seaman, Walker, Waller, Worthington.—10.

Excused: Cobb, Mahan, Nevins, Rogers.—4.

The emergency was declared passed.

HB 66 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HCR 11, by McGahey, et al, of the House and Cartwright of the Senate, was read and considered.

Senator Cartwright moved to amend **HCR 11,** lines 2 and 3, page 4 by striking the words "less than any proper and necessary deductions," which amendment was adopted.

Senator Cartwright moved to amend **HCR 11,** page 4, by adding a 4th Section to read as follows: "And providing further that a copy of this Resolution be mailed to each of the members of the Oklahoma Congressional Delegation, The Secretary of the Interior, Mr. Harry J. W. Belvin, Principal Chief of the Choctaw Nation and Mr. Floyd Maytubbee, Governor of the Chickasaw Indian Nation," which amendment was adopted.

HCR 11, as amended, was read at length and adopted, upon motion of Senator Cartwright.

HCR 11, as amended, was ordered referred for engrossment.

SB 57, by Lowery, was read and considered.

Upon motion of Senator Rinehart, **SB 57** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 57** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 57 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Boecher, Carrier, Connell, Cook, Counts, Dacus, Gary, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman.—20.

Nays: Anderson, Baldwin, Cartwright, Collins, Cowden, Emery, Fine, Grim, Jarman, McClendon, Medlock, Speck, Thompson, Waller, White.—15.

Not Voting: Ballinger, Ginder, Howell, Walker, Worthington.—5.

Excused: Cobb, Mahan, Nevins, Rogers.—4.

The bill was declared failed of passage.

Senator Nance moved that **SB 102,** by Dacus, Carrier, Cook, Gary, Nance, Walker and Ritzhaupt, be ordered withdrawn from the Committee on Revenue and Taxation, to be placed before the Senate for further action at this time, which motion was adopted.

Senator Nance moved that **SB 102** be stricken from the Calendar, which motion was seconded by Senator Dacus.

President Pro Tempore Logan presiding.

The President presiding.

Senator Waller moved that the previous question be now put, which motion prevailed.

By unanimous consent, Senator Mc-

Clendon was permitted to discuss the Nance motion.

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

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Porter, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Lowery, Ritzhaupt.—2.

Not Voting: Price, Rinehart.—2.

Excused: Cobb, Mahan, Nevins, Rogers.—4.

SPECIAL ORDER

Senator Thompson moved that **SJR 3**, by Thompson, be re-set for Special Order at 2:00 p. m., tomorrow, which motion prevailed.

Senator Logan moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 37** and **93.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 211**—By Bullard, Garvin of the House and Lowery of the Senate—An Act relating to cities and towns; authorizing governing body of cities and incorporated towns to resurface streets, avenues, boulevards, lanes, and alleys, or any part or parts thereof, and to pay, or provide for payment of, cost thereof in any manner or by any procedure provided by statute for the paving, macadamizing, black-topping, chatting, graveling, or otherwise permanently improving streets, avenues, lanes and alleys in cities or incorporated towns, or, in the discretion of the governing board, to provide for payment of any portion of the cost of such resurfacing from the street and alley fund or other funds available for maintenance and repair of such streets, avenues, boulevards, lanes or alleys, and the apportionment and assessment of the balance of such cost against real property benefited thereby; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 3**, as amended.

HAs to **SB 3** read as follows, rejected upon motion of Senator Porter, and conference requested:

AMENDMENT NO. 1. Section 3, Line 20, Page 6 of Engrossed Senate Bill by adding to said Section a new sub-section (e) to read as follows: "(e) The speed limit for all motor vehicles upon highways and streets of and across any veterans village, located on state-owned land adjoining and outside the limits of any incorporated city or town where a State educational institution is established and being conducted, shall be fifteen (15) miles per hour," and to re-number the sub-sections of said Section accordingly.

AMENDMENT NO. 2. By changing Page 6, Line 25 of the Engrossed Senate Bill, the words and figures "thirty-five (35)" to read "forty-five (45)".

AMENDMENT. NO. 3. By striking the present paragraph (b) of Section 3, Page 6 of the Engrossed Senate Bill, and renumbering the present paragraph (c) as the new paragraph (b), striking the period after this paragraph and adding the following words: "of this Section; provided further, that at cer-

tain specific, publicly designated points and within certain designated areas of the public highway system, including roads and thoroughfares through and over any state-owned property, where the type of construction or actual physical condition of the highway is of such nature, either temporarily or permanently, as to render maintenance of said maximum speed limits dangerous to life, limb or property, then such facts, when established to the satisfaction of the State Highway Department (acting through its district engineers) and the Department of Public Safety (acting through its Chief of Patrol and district officers), shall justify the establishment of lesser maximum speeds into and through such danger zones.

"In assembling of evidence on highway locations dangerous to any element of traffic at said established maximum speeds, said department heads shall consider

(a) width, design, type of construction and condition of roadway and shoulder, and of bridges and culverts thereon;

(b) whether straight or winding road, as affecting view;

(c) a check of accident experience records of the particular stretch of roadway;

(d) whether speed-checking factors are temporary or permanent;

(e) indicated safe top-speed for various types of vehicles, using a ball-bank indicator or other similar device.

"When officials of each of said named departments have agreed on the necessity of reducing maximum speeds in certain designated areas, for the purpose of saving and protecting human life and property, they shall set down their findings and recommendations in writing, in a report addressed to the Commissioner of Public Safety; and if he shall approve or reject such report, he shall order such approval or rejection, together with the original findings and recommendations, entered in a Log Book of Highway Speed Zones, which book shall be part of the permanent records of the Department, and open to public inspection.

"All entries and changes in said Headquarters Log Book shall be reflected in District Log Books, which shall be kept up to date and open for public inspection at each district headquarters of the Highway Patrol, concerning the status of modified speed zones of all roads in each such district." And inserting a new paragraph (c) to read as follows:

"Upon his approval of any speed zone modification it shall be the duty of the Commissioner to issue public statements thereon, to press and radio agencies and to peace officers of the areas involved; and he shall certify to the Director of the Highway Department as to the area to be marked. The Director of the Highway Department shall cause to be erected and maintain suitable official signs and markers, warning of such speed modifications in such zone. Enforcement officers shall issue warning only during the first thirty (30) days of existence of such modifications, to first-offenders where the offense consists only of violation of modified speed rule."

AMENDMENT NO. 4. By striking sub-division (2) of sub-section (f) of Section 4, Page 9 of the Engrossed Senate Bill, and renumbering sub-divisions (3) and (4) to read (2) and (3).

AMENDMENT NO. 5. By striking all of Section 8, on Pages 14 and 15 of the Engrossed Senate Bill, and renumbering the succeeding Sections in the Bill.

AMENDMENT NO. 6. Striking all of said sub-section (b) and add in lieu thereof the following: (Page 4, Line 18 of E.S.B.)

(b) It shall be unlawful for any per-

son to fail to stop, or to fail to comply with said requirements under such circumstances, and any person failing to stop, or to comply with such requirements, shall be deemed guilty of a misdemeanor for the first offense and upon conviction therefor shall be punished by imprisonment in the county jail for a period of time not to exceed one (1) year, or by a fine of not more than Five Hundred Dollars ($500.00), or by both such fine and imprisonment. Any persons found guilty of a second offense under the provisions of this Section shall be deemed guilty of a felony and upon conviction therefor shall be punished by imprisonment in the State Penitentiary for a period of time not to exceed two (2) years or a fine of not more than One Thousand Dollars ($1,000.00), or by both such fine and imprisonment.

AMENDMENT NO. 7. Adding after the word "assistance" on Page 5, Section 2, Line 3 of the Engrossed Senate Bill the following: "Provided that the primary obligation of all drivers involved in an accident is to procure or render medical aid and assistance before fulfilling any other requirement of this Section.

AMENDMENT NO. 8. Page 5, Section 2(g), Line 30 of Engrossed Senate Bill a new paragraph as follows:

"Provided the provisions of this Section shall not apply to any person who is himself injured in such accident to the extent that he cannot safely and reasonably comply therewith."

AMENDMENT NO. 9. Page 6, Section 3 (a), Line 1 of the Engrossed Senate Bill, by striking the words "nor less than."

AMENDMENT NO. 10. Page 6, Section 3 (f), Lines 30 and 31 of the Engrossed Senate Bill, by striking all the words in Line 30 after the word "thereto" and all the words in Line 31, and inserting the following: "any other trailer or semi-trailer."

AMENDMENT NO. 11. Page 6, Section 3 (g), Line 33 of the Engrossed Senate Bill by striking that part of Line 33 after the word "more" and by striking "iron or metal tires, shall not be in excess of six (6) miles per hour" on Line 34, and the word "and" on Line 35.

AMENDMENT NO. 12. Page 6, Section 3 (g), Line 36 of the Engrossed Senate Bill add the following: "No vehicle when equipped with iron or metal tires, the gross weight of which is four (4) tons or more, shall operate on any State Highway which has a paved surface."

AMENDMENT NO. 13. Page 12, Section 5 (f) (3), Line 18 of Engrossed Senate Bill, by inserting a new paragraph to be designated as paragraph (g) and read as follows: "No vehicle shall be backed upon any street or highway except for such distance as will permit to enter the proper driving lane from a parked position. Such backing shall be done only after the driver of said vehicle has ascertained that such movement can be made without endangering other traffic."

AMENDMENT NO. 14. Page 18, Section 10 (e), Line 7 of Engrossed Senate Bill, by striking the words "school children" wherever same appears in said sub-section (e) and in lieu thereof insert the word "passengers".

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 77—Agriculture.

SPECIAL COMMITTEE REPORT

The following Bill was reported by the

Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 78—Special Committee.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 182—By Committee on Social Welfare—An Act to promote the rehabilitation of the blind, changing the name of the stand concession revolving fund; broadening the purpose for which the revolving fund may be used; fixing the service charge on income in capital, creating a preference for blind persons for locations in public buildings and on public grounds for business enterprises; making an appropriation therefor; providing for repeal from decisions of the board; repealing Sections 74, 75, 76 and 77 of Chapter 4, Title 7 O. S. 1941, and all Acts and parts of Acts in conflict herewith; making provisions of this Act severable; and declaring an emergency.

SB 183—By Anderson of the Senate and Trent, Bullard, Langley (Adair) of the House—An Act relating to correction of tax rolls, amending Chapter 3, Title 68, Session Laws 1945, coded as § 184d of Title 68, O. S. Supp. 1945, by adding items justifying correction and authorizing such correction; creating a board to hear complaints of errors; repealing Sections 15.56 and 15.57 of Title 68, O. S. 1941; and declaring an emergency.

SB 184—By Anderson of the Senate and Bullard and Box of the House—An Act creating a simple uniform scale for determining salaries of all county officers and their deputies in this state; making this Act effective as early as is permissable under Sec. 10, Art. 23, Constitution and repealing as of same effective date Sections 1 to 31 inclusive of Chapter 6, Title 19, Session Laws 1943, and Chapters 6, 6c, 6d, 6f, 6g, 6h, 6i, 6j, 6k, 6m, 6o, 6q, 6r, 6s, 6t, 6u, 6v, 6w, 6x, and 10a of Title 19, Session Laws 1945, and Chapters 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m, 6n, 6o, and 6r of Title 19, Session Laws 1947, and all other laws and parts of laws in conflict; and making the parts of this Act severable.

SB 185—By Lowery and Anderson of the Senate and Eubanks and Bullard of the House—An Act amending 62 O. S. 1941, Section 471, relating to disbursement of public funds; requiring certain officers to execute surety bond; and declaring an emergency.

SB 186—By Connell—An Act relating to the listing of personal property and intangible personal property for taxation, and the filing of applications for homestead exemptions; providing that such listing and filing may be made in the year 1949 on or before the first day of April without incurring any penalty for failure to list such personal property and intangible personal property or without waiving such homestead exemption; and declaring an emergency.

SB 187—By Anderson of the Senate, and Bullard of the House—An Act amending Section 341 of Title 68 O. S. 1941, to define further certain essential and inescapably necessary expenses of local government in the several counties, cities, towns, and school districts that can neither be contracted prior to July 1 of any year nor delayed until the final determination of protests in mid-year or thereafter, and for which warrants may lawfully issue prior to the end of the lawful protest period to carry on the normal functions of government therein; and declaring an emergency.

SJR 20—By Cartwright—A Joint Resolution, proposing repeal of prohibition ordinance and Section Seven (7) of Article One (1), of the Constitution of the State of Oklahoma, and pro-

viding that the Legislature shall enact laws for the strict regulation, control, licensing and taxation of the manufacture, sale, and distribution of intoxicating liquors; providing for the submission of this amendment to a vote of the people at a special election and making an appropriation.

As provided under the Logan motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-SIXTH LEGISLATIVE DAY

Thursday, March 3, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Waller, White, Worthington.—39.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTIONS

The following Resolution was introduced and by unanimous consent taken up for immediate consideration, it being read at length:

SENATE CONCURRENT RESOLUTION NO. 11—By Rinehart of the Senate, and Billingsley of the House.

A RESOLUTION OF APPRECIATION OF THE PEOPLE OF THE REPUBLIC OF FRANCE FOR THEIR KINDLY EXPRESSION OF FRIENDSHIP AS EXEMPLIFIED BY THEIR SENDING TO THE CITIZENS OF OKLAHOMA THE MERCI CAR.

WHEREAS, the French Merci Car transmitted to Oklahoma by the people of France, as a token of appreciation of the gifts of wheat by the farmers and other good citizens of Oklahoma, has been received with appropriate ceremony at the Capitol Building in Oklahoma City, February eighteenth, 1949; and

WHEREAS, we find in this exhibit remarkable tokens of sacrifice and love of the French people toward the citizens of Oklahoma.

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

That we express to the French people the gratitude and genuine friendship which Oklahomans have, and will continue to have through all the years, for the people of France, and here record an ardent hope that the faithful and unbroken friendship which has been maintained from the days of the American Revolution to this hour will be continued.

BE IT FURTHER RESOLVED: That a true copy of this Resolution be sent by the Secretary of the Senate to the French Ambassador in Washington, D. C. for transmittal to the French government; a copy be sent to the President of the Senate of the United States; a copy be sent to the Speaker of the House of Representatives, and a copy to each member of the Oklahoma delegation in Congress.

Upon motion of Senator Rinehart, **SCR 11** was adopted and ordered referred for engrossment.

The following Resolution was introduced and, by unanimous consent, upon request of Senator Collins, taken up for immediate consideration, it being read at length:

SENATE RESOLUTION NO. 15—By Collins, Cowden and Waller.

A RESOLUTION RELATING TO THE OKLAHOMA TURNPIKE AUTHORITY, AND TO RECORDS, FILES

AND CORRESPONDENCE THEREOF.

WHEREAS, the Senate of the Twenty-second Legislature of the State of Oklahoma is desirous of examining the records, files and correspondence of the Oklahoma Turnpike Authority relating to the construction of the turnpike or highway between Oklahoma City and Tulsa, Oklahoma, authorized by Chapter 6, Title 69, page 478, Oklahoma Session Laws 1947; and

WHEREAS, said Senate is of the opinion that it would be inadvisable for said Authority to make an application to the Reconstruction Finance Corporation at Washington, D. C., for a loan to construct said turnpike or highway, or to consummate such a loan, until the Senate has had an opportunity to examine the records, files and correspondence above referred to.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Oklahoma Turnpike Authority is hereby respectfully requested to immediately deliver to the Secretary of the Senate at his office, all of the records, files and correspondence relating to the construction of the turnpike or highway above mentioned in order that same will be available for inspection by the Senate and by the members thereof.

SECTION 2. The Oklahoma Turnpike Authority is respectfully requested to not make an application to the Reconstruction Finance Corporation at Washington, D. C., to construct said turnpike or highway, or to consummate such a loan, until the Senate has had an opportunity, as set forth in Section 1 hereof, to examine the records, files and correspondence above referred to.

Senator Cowden moved the adoption of **SR 15.**

Senator Rinehart, as a substitute, moved that **SR 15** be referred to the Committee on Roads and Highways, which motion failed of adoption, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Ginder, Gooldy, Leonard, Logan, Lowery, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson. —16.

Nays: Baldwin, Boecher, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Hope, Howell, Jelks, McClendon, Medlock, Nance, Waller, White, Worthington.—20.

Not Voting: Grim, Jarman, Seaman. —3.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

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

Ayes: Baldwin, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jelks, Leonard, McClendon, Medlock, Nance, Ritzhaupt, Speck, Waller, White, Worthington.—24.

Nays: Ballinger, Binns, Boecher, Carrier, Gooldy, Grim, Logan, Lowery, Porter, Price, Rinehart, Thompson.—12.

Not Voting: Anderson, Jarman, Seaman.—3.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

SR 15 was ordered referred for engrossment.

REPORT OF COMMITTEE ON ENGROSSED AND ENROLLED BILLS

HCR 11 correctly engrossed.

Engrossed **SAs** to and Engrossed **HCR 11,** as amended, was properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bill was reported by the Committee named, ordered referred to Appropriations Committee:

RE-REFERRED TO COMMITTEE:

SB 151—Roads and Highways.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 151—Appropriations.

Senator Medlock asked unanimous consent, which was granted, that **SB 151,** by Gary, et al, be set for Special Order at 2:00 p. m., Wednesday, March 9, 1949.

MESSAGES FROM HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 6.**

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 66.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 188—By Ritzhaupt of Senate and Seids and Oliver of the House—An Act to provide for liens in favor of hospitals and physicians in this state on all causes of action and claims for damages accruing to patients or their legal representatives by reason of injuries necessitating hospital or medical care in such hospitals for the reasonable charges for such care furnished such patients; and declaring an emergency.

SB 189—By Leonard, White, Emery—An Act repealing Chapter 16 of Title 74 O. S. 1941, and Chapter 16 of Title 74 of the Oklahoma Session Laws of 1947, being Senate Bill No. 83, relating to the State Legislative Council; and declaring an emergency.

SJR 21—By Ritzhaupt—A Resolution proposing an amendment to Section 7, Article 7 of the Constitution of Oklahoma; relating to the appointment by the Supreme Court of its clerk; and providing for the submission of said amendment to the people for their approval or rejection at the next regular general election.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 181 — Local, State and Federal Government.

SB 182—Appropriations.

SB 183—Revenue and Taxation.

SB 184 — Local, State and Federal Government.

SB 185 — Local, State and Federal Government.

SB 186—

Senator Connell asked unanimous consent, which was granted, that **SB 186** be ordered printed and placed upon the Calendar without reference to a Committee.

SB 187 — Local, State and Federal Government.

SJR 19 — Local, State and Federal Government.

SJR 20—Revenue and Taxation.

Engrossed **HB 12**—Business and Industry.

Engrossed **HB 14**—Judiciary.

Engrossed **HB 87**—Labor Relations.

Engrossed **HB 110**—Business and Industry.

Engrossed **HB 211**—Roads and Highways.

GENERAL ORDER

HB 147, by Box of the House and Jarman of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 147** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended and **HB 147** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 147 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Waller, White, Worthington.—32.

Not Voting: Anderson, Connell, Counts, Jelks, McClendon, Seaman, Speck.—7.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Waller, White, Worthington.—32.

Not Voting: Anderson, Connell, Counts, Jelks, McClendon, Seaman, Speck.—7.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The emergency was declared passed.

HB 147 was properly signed and ordered returned to Honorable House.

Senator Grim presiding.

GENERAL ORDER

HB 5, by Ozmun, was read and considered.

Upon motion of Senator Logan, **HB 5** was advanced to engrossment and third reading.

Upon motion of Senator Logan, the rules of the Senate were suspended and **HB 5** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 5 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Waller, Worthington.—30.

Not Voting: Anderson, Boecher, Connell, Counts, Cowden, Leonard, Seaman, Speck, White.—9.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Waller, Worthington.—30.

Not Voting: Anderson, Boecher, Connell, Counts, Cowden, Leonard, Seaman, Speck, White.—9.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The emergency was declared passed.

HB 5 was properly signed and ordered returned to Honorable House.

SPECIAL ORDER

SJR 3, by Thompson, was read and considered.

Senator Thompson moved to amend **SJR 3,** page 1, by adding after the word "Thompson" the following: "of the Senate and Evans and Tate of the House," which amendment was adopted.

Senator Thompson moved to amend **SJR 3,** by striking the words "PRO TEMPORE" from the title, which amendment was adopted.

Senator Thompson moved to amend **SJR 3,** line 17, page 2 and line 6, page 4, by striking the words "Pro Tempore", which motion was adopted.

Senator Thompson moved to amend **SJR 3,** line 13, page 3, by striking the words "statewide Special or", which amendment was adopted.

Upon motion of Senator Thompson, **SJR 3,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended and **SJR 3,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 3 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Nance, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Waller, White, Worthington.—30.

Nays: Carrier, Price.—2.

Not Voting: Ballinger, Counts, Cowden, Ginder, Gooldy, Logan, Medlock. —7.

Excused: Cobb, Mahan, Nevins, Rogers, Walker.—5.

The Resolution was declared passed.

SJR 3 was referred for engrossment.

Senator Lowery asked unanimous consent, which was granted, that Danny Binns, little son of Senator Binns, be made an Honorary Page for the remainder of this legislative day.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 190—By Ritzhaupt and Price of the Senate, and Jennings, Andrews and Bailey of the House—An Act relating to and regulating the practice of the profession of engineering; providing for the registration of persons practicing engineering and prescribing procedure therefor; fixing fees and penalties; amending 59 O. S. 1941, Sections 412, 427, 429, 441, 442, 443, 448, and 451; amending 59 O. S. 1941, Section 446, Subsection (b), as amended by Title 59, Chapter 10, page 355, O. S. L. 1947; repealing Subsections (d) and (e) of 59 O. S. 1941, Section 446, as amended by Title 59, Chapter 10, page 355, O. S. L. 1947; and declaring an emergency.

SB 191—By Ritzhaupt and Price of the Senate, and Lance, Andrews and Bailey of the House—An Act relating to county highways and county engineers; amending 69 O. S. 1941 § 294; repealing Article 33, Section 7886, Oklahoma Statutes 1931; and declaring an emergency.

SB 192—By Ritzhaupt and Price of the Senate, and Bailey of the House—An Act relating to county officers; amending 19 O. S. 1941 § 131 as amended By Chap. 6, Title 19, page 190, O.S.L. 1947, providing for the election of certain county officers; authorizing the

appointment of a County Surveyor and a County Public Weigher by the County Commissioners; authorizing County Engineer to serve as ex-officio County Surveyor; repealing all laws in conflict; and declaring an emergency.

SB 193—By Ritzhaupt of the Senate, and Andrews and Bailey of the House—An Act relating to the practice or profession of land surveying; defining the terms "land surveyor" and "land surveying", and making it unlawful to practice land surveying without being registered, and fixing punishment for violations; making it the duty of the State Board of Registration for professional engineers to conduct examinations and issue certificates of registration hereunder; defining duties and powers of said board; fixing fees for registration; and declaring an emergency.

SB 194—By Carrier of the Senate, and Camp and Romang of the House—An Act authorizing the Board of Regents of the Oklahoma Agricultural and Mechanical College to purchase certain real estate for the use and benefit of the Agricultural and Mechanical College at Stillwater, Oklahoma, for use in the development and preservation of artificial insemination program in behalf of the dairy industry of the State of Oklahoma; making an appropriation therefor; and declaring an emergency.

SB 195—By Nance—An Act vitalizing Section 30, Article X, of the Constitution in regard to keeping of accounts for municipally owned water, gas and electric utilities; providing for procedure and publication for rate making in connection with such utilities; authorizing State Examiner and Inspector to prescribe accounts and definitions; giving State Examiner and Inspector duties in regard to such system of accounts; providing for monthly and annual reports and for annual audit of such municipally owned utilities and for publication thereof; providing for penalty for failure to file reports and declaring an emergency.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 161—Agriculture.

DO PASS, as amended:

SB 59—Public Health.
SB 105—Agriculture.
SB 144—Public Health.
HB 79—Agriculture.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:30 p. m., Monday, March 7, 1949.

THIRTY-SEVENTH LEGISLATIVE DAY

Monday, March 7, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The President announced a quorum present.

Prayer was offered by the Chaplain, Rev. M. D. Gentry, Pastor of the First Baptist Church, Tishomingo, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Fine asked unanimous consent, which was granted, that Billy Leonard, son of Senator Leonard, be made an Honorary Page for this legislative week.

A Committee from the Honorable House, headed by Representative Hawthorne, was received, requesting the Senate to meet with the Honorable House in Joint Session at 2:00 p. m., this day.

Senator Rinehart moved that a Committee be appointed to confer with a like Committee from the Honorable House, in arranging for the Joint Session, which motion prevailed, the President appointing Senators Cowden, Boecher and Hope.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 15, SCR 11 and **SJR 3** correctly engrossed.

SB 6 correctly enrolled.

Senator Collins presiding.

Engrossed **SR 15** was properly signed and ordered referred for enrollment.

The President presiding.

Engrossed **SCR 11** and Engrossed **SJR 3** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 6,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 15 correctly enrolled.

Senator Collins presiding.

Enrolled **SR 15** was properly signed and ordered transmitted to the Secretary of State.

The President presiding.

Senator Cowden, on behalf of the Special Committee appointed to confer with a like Committee from the Honorable House in arranging for a Joint Session, reported the duty performed, advising that the hour of 2:00 p. m., had been arranged for the said session, following which report the Committee was ordered discharged.

Upon motion of Senator Rinehart, the Senate went in a Body to the House Chamber for the purpose of the Joint Session.

JOINT SESSION

The Senate and Honorable House, in Joint Session, was called to order by the President of the Senate, Lieutenant Governor James E. Berry.

Upon motion of Senator Rinehart, the attendance roll call of the Senate, today, was declared the roll call of the Senate in Joint Session, being as follows:

Present: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

Representative Smalley moved that the attendance roll call of the Honorable House, today, be declared the roll call of the House in Joint Session, which motion prevailed, the roll call being as follows:

Present: Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Cannon, Cantrell, Card, Coleman, Cunningham, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace Oklahoma), Williams, Wolfe, Mr. Speaker.—106.

Excused: Bailey (Kay), Camp, Carmichael, Davidson, Laing, Oliver, Seids, Welch.—8.

Absent: Cordray.—1.

Representative Smalley moved that a Joint Committee of 3 from the Senate and 3 from the House be appointed to notify the Governor that the Joint Session is duly organized, ready to receive him and hear his Message, which motion prevailed, the President appointing, for the Senate, Senators Fine, Leonard and Thompson, and the Speaker appointing, for the Honorable House, Representatives Disney, Dillon and Trent.

The Joint Session was declared at ease.

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

The Joint Committee was recognized and escorted Honorable Roy J. Turner, The Governor of Oklahoma, to the Speaker's desk, where he was introduced and presented to the Joint Session by the President of the Senate.

Governor Roy J. Turner proceeded with the reading of his prepared Message.

Representative Smalley asked unanimous consent, which was granted, that Dr. Waldo Stephens, Member of the Board of Directors of the Medical Research Foundation, who was present, be invited to address the Joint Session, following which Dr. Stephens was presented and addressed the Joint Session.

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

The Senate, in its Chamber, was called to order by the President.

Upon motion of Senator Rinehart, the Message of the Governor, delivered in Joint Session, was ordered incorporated in the Journal, being in words and figures as follows:

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

I appreciate the privilege of appearing before you at this time in the interests of Oklahoma's road and highway program.

I shall discuss five phases of this program, and I recommend that each of these phases be considered as an integral part of the whole.

The following are the five phases I shall discuss and the order in which I shall discuss them:

A. The Oklahoma City-Tulsa Turnpike.

B. School bus and mail routes.

C. Farm-to-market roads.

D. Federal primary road and urban funds.

E. Enforcement of laws relating to commercial vehicle traffic.

Let us proceed now with the first phase—the turnpike between Oklahoma City and Tulsa, the state's heaviest traffic load. This I shall discuss as a matter of information for you, rather than from the standpoint of recommending legislation.

The Oklahoma Turnpike Authority is in receipt of a complete engineering report, which gives detailed estimates on the cost of the project and on revenues it can safely be expected to produce. This is the only complete engineering report ever made on the turnpike.

It shows conclusively that the project is financially feasible. The complete cost of the turnpike—including rights-of-way, underpasses, overpasses, approaches, and access roads—has been set at a maximum of $35,000,000.

As you know, all of this cost would be financed without recourse to any state funds.

On invitation of the Reconstruction Finance Corporation, the Oklahoma Turnpike Authority has filed an application with the RFC for a loan of $35,000,000, with which to pay for construction of the turnpike.

The engineering report shows that this loan, together with interest, operating expenses, and maintenance costs, can be paid entirely from the revenue the turnpike would produce.

Although the financial feasibility of the project is clearly reflected in the engineering report, private investment firms have taken the position that prospective revenue does not outweigh the turnpike cost on a margin large enough to warrant private sale of turnpike bonds.

The margin required is a 50 percent cushion. For example, if an average annual payment required during the life of bonds issued is $1,000,000, private firms would require a project to produce an average annual revenue of $1,500,000.

The history of toll projects throughout the nation, is that they produce sizeable financial cushions after a few years of operation and pay out far in advance of estimates made by engineers.

Private investment firms are aware of this trend and have indicated that—after the Turnpike has been operated a few years—they will be interested in considering turnpike bonds for private sale.

This means that the Oklahoma Turnpike Authority will undoubtedly have an opportunity to renegotiate its bonds, and that we can reasonably expect the turnpike to become a free road at a much earlier date than that contemplated in the engineering report.

There is, of course, a possibility that the RFC will not grant the application for a $35,000,000 loan. If the loan is not granted, I see no way of financing the project.

On the other hand, while the application for the loan is pending, it behooves

us to avoid any action designed to jettison the turnpike. Oklahoma is not so well equipped with highways that we can afford to throw $35,000,000 in road construction out the window—especially if it can be obtained without taxation.

The people of our state have two great stakes in the turnpike between Oklahoma City and Tulsa.

They have a stake in the increased volume of business the turnpike would attract to Oklahoma.

They have a second great stake in highway funds, which the turnpike would free for use in other sections of the state. It is a well known fact that if the turnpike is not built, the state will be under the immediate necessity of making extensive and very costly improvements in the present route between Oklahoma City and Tulsa.

State highway funds will have to be used on a rather lavish scale in making these improvements. A great deal of this money will be available for highways in other sections of Oklahoma, if the turnpike is constructed.

It is a further well known fact that no future primary highway improvements, for which federal funds are used, will traverse the main streets of any cities or towns.

On the second phase of the program —school bus and mail routes—it is my recommendation that the additional one-half cent gasoline tax, as previously recommended, be increased to one cent, without exemptions, and that the total proceeds—estimated at $6,500,000 annually—be ear-marked for counties on a permanent basis for the construction and maintenance of school bus, mail and milk routes.

It is my further recommendation that all unexpended and unobligated funds, which will have accumulated to the credit of counties under the terms of House Bill 253 at the time of the enactment of the legislation I have just recommended, be released to the respective counties for immediate use in meeting present road emergencies. It is estimated that this would be approximately $2,900,000.

On the third phase—farm-to-market roads—it is my recommendation that funds authorized by House Bill 253 for the purpose of matching farm-to-market federal aid funds be allocated to the state highway department for use in the construction and maintenance of farm-to-market roads now on the state system, which consist of approximately 2,700 miles.

These recommendations have the effect of making county commissioners responsible for the construction and maintenance of county roads and making the state highway commission responsible for the construction and maintenance of roads on the state system.

A number of county commissioners have stated that they have been handicapped by federal regulations in the initiation and completion of farm-to-market road projects. Such regulations are an inseparable part of any project for which federal funds are used.

My recommendation would relieve county commissioners of the necessity for contending with federal regulations and would place that responsibility upon the state highway department, which has had considerable and successful experience in this field.

The program I recommend would free county commissioners for a concentration of effort on the building of school bus, mail, and milk routes. This kind of mileage is in great demand by our rural population. The program is local in nature, and local officials should have the responsibility, authority, and means for developing it.

I propose that this legislature give them the responsibility, provide them with the means, and vest them with the authority.

Proceeding now to the fourth phase—federal primary road and urban funds—I wish to reiterate, with specifications, some of the points I made in my January legislative message.

For the next two years, we have approximately $35,000,000 in sight for this program, including all available federal funds. This includes also, the $6,500,000 annual appropriation from the general fund surplus which I recommended in my January message.

I now want to reiterate my recommendation of the $6,500,000 annual appropriation because all funds now available to the highway department for primary road construction in 1949 have been programmed. If the department is to develop additional primary projects for 1949, this appropriation will be needed forthwith.

Furthermore, should the recommended appropriation for 1950 be not forthcoming, we would not be able to match federal funds, which will be available—except through new and higher taxes.

I have another very valid reason for emphasizing my request for this particular appropriation. One week ago today, I was advised by the Public Roads Administration that Oklahoma can comply with PRA regulations, prohibiting diversion of road user tax, by making this general fund appropriation for the highway department.

This means that Oklahoma has been given an opportunity to qualify for federal road aid without changing our law, which earmarks automobile and farm truck license revenue for schools.

Knowing as we do the consequences of continued diversion of road user taxes, unless such diversion is made up in a manner satisfactory to the Public Roads Administration, favorable action upon this appropriation must be considered as imperative.

And now I wish to stress this additional point:

Any further highway appropriation from the general fund (surplus or otherwise) must be regarded as jeopardizing the interests of our schools and other public institutions.

A $35,000,000 primary road building program for the current biennium would be considerably smaller than the primary program we have completed during the last two years. We must decide whether we shall provide for enlargement of the 1949-50 program.

I recommend such an enlargement—or, at least, that we seek to avoid a drastic curtailment.

Since I am taking the responsibility for making this recommendation, I shall not flinch under the distasteful responsibility of making some suggestions as to where this legislature can obtain the necessary revenue.

I use the word "suggestions" advisedly because I wish to leave the door open for any other financing plans, which you may wish to initiate and develop.

A recent study by the joint fact finding committee on highways, streets and bridges of the state of California shows that 55 percent of all highway construction costs in California are chargeable to commercial vehicle operations.

A similar study, recently completed by the highway maintenance engineer of Oklahoma, shows that 62 percent of all maintenance costs during 1948 on the primary highway system of Oklahoma are chargeable to commercial vehicles.

Our commercial truck traffic is not paying its way on Oklahoma streets and highways. Exclusive of farm trucks, there are more than 46,000 commercial trucks using our streets and highways at an average license cost of $15.09 per year.

This average license fee is far less than the average for passenger cars in their third and fourth years of registration.

I recommend, therefore, that a thorough analysis of license rates for all commercial vehicles be made. I suggest that, on the basis of this analysis, additional license fees be levied every where justified and that the increased revenue therefrom be allocated to the state highway department, cities and towns.

As an alternative to this, I suggest that a mileage tax on commercial vehicles be given consideration. Buses now pay a mileage tax, but trucks do not.

A mileage tax would produce immediate revenue, but there would be small financial returns this year from a license fee increase. A mileage tax also would produce greater returns than a license fee increase, unless such an increase was very drastic in nature.

Nevertheless, I favor the license fee increase over a mileage tax because it is easier to collect and because it is less tempting to would-be evaders.

This discussion of primary road revenue leads naturally into the fifth and final phase of this message; that is, enforcement of laws relating to commercial vehicle traffic.

Our present laws in this field are a farce, and I take my share of the blame for them because I signed them. I offer no alibis, but I do offer a remedy.

I definitely and emphatically recommend that these laws be thoroughly revised and equipped with teeth—long sharp ones—and that rigid enforcement of these laws be provided.

Our present laws are flouted in our faces every hour of the day and night because, under their own provisions, we have been unable to assess penalties for violations of truck load limits.

Listen to this:

On February 17, a three-hour daytime check was run at the intersection of U. S. Highways 66 and 81 a mile and a half south of El Reno.

More than 46 percent of all semi-trailers that were checked had axle overloads, and more than 35 percent of all trucks checked had axle overloads. And this was a daytime check. The big ones move at night.

This is just one way that revenue, which rightfully should be applied to our highways and streets, is getting away from us. This is one reason—and the main reason—our highway maintenance costs are soaring. This is one reason—and the main reason—our maintenance crews cannot keep up with highway damage.

I am advised by men who should know that our 18,000 pound axle weight limit is in keeping with good practices. If it is, let's keep it, but let us also enforce it.

I ask for a law, which will make it so expensive to operate an overloaded truck on an Oklahoma highway, that no operator will risk a violation.

We owe this to the people of Oklahoma. We owe it also to our many honest truck operators, who observe our laws, but who are now facing the unfair competition of those who flout our laws.

Other flagrant abuses of our laws by commercial truckers abound in Oklahoma. Listen to this one:

Last Friday, from 8 A. M. to 12 Noon, another check was made by the Tax Commission and highway department at the same intersection south of El Reno. During that four-hour period, commercial trucks with more than $5,200 in license taxes and penalties due were found. This information is of course in the hands of the state tax commission for appropriate action.

Violations of this kind are, of course, an administrative matter. I propose a definite stiffening of our administrative procedures—even to the point of placing special motorized enforcement units on our highways equipped with everything necessary to carry out their missions. These units must also be equipped with

sufficient authority. If it is found that legislative action is necessary to provide sufficient authority, I ask that this be considered as my request for such action.

Let me say again that violators are not only robbing our state, our counties, and our cities of funds sorely needed for highways, roads and streets, but they are also operating in unfair competition to honest operators.

I want an end put to the practice of many in registering commercial vehicles for lighter loads than those vehicles carry.

I want an end put to the practice of many in registering commercial vehicles as farm trucks (at annual license fees of $8.80) when these vehicles are used for the solicitation of pay load business in competition with properly licensed operators.

I want an end put to the practice of some operators in juggling registrations of commercial vehicles between states to evade payment of taxes which are due in Oklahoma. This last one will take some legislative action, and I ask you to do it—and to provide penalties stiff enough to make violations definitely unprofitable.

Here, now, are my recommendations:

That all road user revenue laws carry penalties sufficient to insure compliance with those laws, and that state enforcement agencies be given ample enforcement powers.

That laws govrning overweight commercial vehicles be amended to permit the state highway commission to reduce legal axle roads during seasons of the year when heavy axle loads may cause excessive damage to highways.

That no special permits be issued for overweight loads and that the part of Section III, Title 47, Oklahoma Statutes 1947, annotated, authorizing issuance of permits for overweight vehicles, be repealed.

That it be made mandatory for law enforcement officers to require the immediate unloading of any excess weight.

I realize that we have the problem of over-length and overwidth vehicles, which are not overweight. This must be dealt with as a safety measure.

I recommend that any exemptions allowed on road user revenue be confined to non-highway uses.

Enforceable laws, backed by capable enforcement, will protect our highways and streets and will go far in relieving many of the financial difficulties now being encountered by our state, our counties, and our cities.

Four bills relating to the financing program I have recommended are now ready for introduction—two in the Senate and two in the House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 73—Agriculture.

HB 130—Planning and Resources.

HB 130 was ordered referred to Appropriations Committee for further consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 37**—By Counts—An Act amending 62 O.S. 1941, Sections 521, 522, 523, authorizing reserve city banks in Oklahoma in addition to fiscal agency in New York to be designated a fiscal agency of the State of Oklahoma and its several governmental subdivisions and setting out duties and compensation therefor; providing for security to be given by such fiscal agencies with certain exceptions; setting out manner and time of payment of treasurer to fiscal agency and declaring an emergency.

Enrolled **SB 58**—By Lowery—An Act transferring the powers, duties and au-

thorities now delegated by law to either the State Department of Agriculture, the President of the State Board of Agriculture or to any division or officer within the State Department of Agriculture to the State Board of Agriculture; making provisions of Act severable; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 196—By Anderson of the Senate and Bullard of the House — An Act amending Section 32, Title 28, O. S. 1941 as amended by Chapter 1a of Title 28, Session Laws 1947, to distinguish fees of county clerks using photographic recording and those using typed recording; clarifying and correcting same to distinguish those common to both; making needed modifications; and declaring an emergency.

SB 197—By Gary—An Act making appropriations to pay certain warrants issued against the general revenue fund, highway construction and maintenance fund and administration fund of the Welfare Commission; which warrants have heretofore been cancelled under provisions of Paragraph 2, Section 19, Chapter 1C, Title 62, Oklahoma Session Laws 1947; and declaring an emergency.

SB 198—By Gary—An Act continuing and re-appropriating certain appropriations made by House Bill No. 46, Twenty-First Oklahoma Legislature, to the State Board of Public Affairs; making said re-appropriation non-fiscal; and declaring an emergency.

SB 199—By Worthington—An Act making it the duty of judges of courts of record to sentence prisoners who are first term offenders under the age of twenty-five (25) years and who are not sentenced to more than ten (10) years in prison, to the Oklahoma State Reformatory; providing for transfer of prisoners now at the Oklahoma State Penitentiary in the above category to the Oklahoma State Reformatory; providing that no prisoner not within the above classification shall serve his sentence at the Oklahoma State Reformatory; providing for the transfer of incorrigible prisoners from the Oklahoma State Reformatory to the Oklahoma State Penitentiary under certain conditions; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

SB 200—By Worthington—An Act appropriating out of the Emergency Appropriation Fund, fifty thousand dollars ($50,000.00) to be expended under the supervision of the State Board of Public Affairs for the purpose of establishing, maintaining and operating a vocational training school to be located at the Oklahoma State Reformatory; making said appropriation non-fiscal; prescribing the powers and duties of the warden; and declaring an emergency.

SB 201—By Ritzhaupt, Rinehart and Price of the Senate and Lance and Andrews of the House—An Act relating to street improvements; amending Sections 83, 84, 85, 87, 89, 100, 101, 105, 108, and 114, Title 11, Chapter 3, Oklahoma Statutes of 1941, repealing all laws in conflict herewith; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 188—Judiciary.

SB 189—

Senator Leonard asked unanimous consent, which was granted, that **SB 189** be ordered printed and placed upon the Calendar without reference to a Committee.

SB 190—Judiciary.

SB 191 — Local, State and Federal Government.

SB 192 — Local, State and Federal Government.

SB 193 — Local, State and Federal Government.

SB 194—Agricultural, then Appropriations.

SB 195—Revenue and Taxation.

SJR 21—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 53**—By Committee of Public Health—An Act making it unlawful to erect, construct or remodel any building for use as a hospital, sanatorium or nursing home, or for the purpose of providing hospitalization and/or care for human beings requiring or receiving hospitalization or convalescent care, unless plans therefor have been approved by the State Department of Health; empowering said department to formulate rules and regulations; providing penalties; and declaring an emergency.

Engrossed **HB 129**—By House Committee on Appropriations—An Act providing for the installation and maintenance of cost accounting records at State penal and eleemosynary institutions; placing the administration and supervision of this Act under the control of the State Board of Public Affairs; requiring the State Examiner and Inspector to install said system; providing the method of allocating administrative overhead; providing the method of determining factory cost in manufacturing industries; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Engrossed **HB 162**—By Burkhart and Langley (Adair)—An Act relating to the sale and distribution of barbiturates; defining certain terms; prohibiting certain Acts with exceptions; providing for keeping of records; authorizing the State Board of Pharmacy to promulgate rules and regulations; providing penalties; providing that the provisions of this Act shall be severable; and repealing all laws or parts of laws in conflict herewith.

Engrossed **HB 228**—By Morris—An Act relating to divorce; amending 12 O. S. 1941 § 1277; providing that divorce proceedings shall not deprive the juvenile court or probate court of authority within its jurisdiction.

Engrossed **HB 249**—By Black, Bailey (Kay), Allen, Anderson, Andrews, Boatman, Box, Brickell, Brown (Pottawatomie), Cannon, Cantrell, Cunningham, Disney, Field, Fronterhouse, Jennings, Johnston, Klinglesmith, Laing, Long, McCarty, McGahey, Munson, Oliver, Ownby, Pazuoreck, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Russell, Sherman, Shibley, Sims, Smalley, Smith (Rogers), Speakman, Stipe, Tate and Wallace (Oklahoma) of the House, and Baldwin, Jelks and Price of the Senate—An Act relating to police pensions and retirement; amending Section 1, Chapter 13A, Title 11, Page 35, O. S. 1945; providing police retirement; providing additional retirement; providing for requested retirement; providing death benefit for dependents; amending Section 1, Chapter 13A, Title 11, Page 31, O. S. 1943; providing appeal; amending Title 11, O. S. 1941, § 541 L; providing disability retirement; amending Title 11, O. S. 1941, § 542; providing payments to city treasurer; allowing credit for military service; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

GENERAL ORDER

HB 39, by Davidson, et al, of the House and Price of the Senate was read and considered.

Upon motion of Senator Price, **HB 39** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended and **HB 39** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 39 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—30.

Not Voting: Baldwin, Boecher, Connell, Fine, McClendon, Nance, Thompson.—7.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—30.

Not Voting: Baldwin, Boecher, Connell, Fine, McClendon, Nance, Thompson.—7.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The emergency was declared passed.

HB 39 was referred for engrossment.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was received and read:

TO THE PRESIDENT AND MEMBERS
OF THE HONORABLE SENATE
TWENTY-SECOND OKLAHOMA
LEGISLATURE
GENTLEMEN:

This is to acknowledge receipt of Senate Resolution No. 15, requesting that the Oklahoma Turnpike Authority immediately deliver to the Secretary of the Senate, at his office, all of the records, files and correspondence relating to the construction of the Turnpike, in order that the same will be available for inspection by the Senate and the members thereof.

Pursuant to this request, at the direction of the Turnpike Authority, and as an ex-officio member thereof, I have transmitted to the Secretary of the Senate, all of the original files, correspondence, minutes, contracts, engineering reports, and other data of the Turnpike Authority. I am authorized to say that this constitutes each, every and all of the original records of the Turnpike Authority that have accumulated since its inception; with the exception of the account book and cancelled checks, which are held by the Authority's Treasurer, Mr. Paul Wilson at Stroud, Oklahoma. If these records are desired I am certain they can be immediately furnished.

Since the records transmitted to the Secretary of the Senate are the originals and cannot be replaced, it is respectfully requested that they remain intact in the office of the Secretary of the Senate, and that they not be removed therefrom, except for the purpose of returning the same to the Authority. They may, of course, be thoroughly examined and copied, if desired, by any member of the Senate. I regard them as public records, and they may be freely inspected at any time. It may also be necessary for the Authority, from time to time during your examination, to request the use of the records, which I am sure will be forthcoming.

All of the engineering fees and other expenses of the Authority, for which claims have been presented, have been paid; the Authority has money on hand to pay all other outstanding obliga-

tions; the payments having been made from funds advanced to the Authority by many interested individuals through the Chambers of Commerce of Oklahoma City, Sapulpa and Tulsa, for the purpose of defraying the preliminary traffic survey, engineering and miscellaneous expenses. These contract obligations for the monies so advanced appear in the files. These obligations will be repaid when the bonds of the Authority are sold.

I note that the Senate also requested that the Authority not make an application to the Reconstruction Finance Corporation for a loan to finance the project until the Senate has had an opportunity to examine its records. These records have never been secret. The engineering report was not actually received by the Authority until the 3rd day of March, 1949, the day that the Senate passed Resolution No. 15, although the Authority had advance information as to the approximate result of the traffic survey.

At a meeting held on that day, the Authority concluded that time was a very important factor and inasmuch as previous arrangements had been made for the Reconstruction Finance Corporation to receive the application for consideration, that the same should go forward as scheduled. The application was accordingly forwarded to the Reconstruction Finance Corporation, a copy of which appears in the files.

The Senate, and the Individual members thereof, will have ample time to study the files, the engineering data, and the application for the loan.

Respectfully submitted,
ROY J. TURNER
Governor and Ex-officio member of
The Oklahoma Turnpike Authority.

GENERAL ORDER

SB 22, by Gary of the Senate and Harkey of the House was read and considered.

Upon motion of Senator Gary, **SB 22** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 22** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 22 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Worthington.—34.

Not Voting: Nance, Speck, Waller.—3.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Worthington.—34.

Not Voting: Nance, Speck, Waller.—3.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The emergency was declared passed.

SB 22 was referred for engrossment.

GENERAL ORDER

SB 41, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 41** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 41** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 41 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—35.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

Not Voting: Nance, Seaman.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—35.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

Not Voting: Nance, Seaman.—2.

The emergency was declared passed.

SB 41 was referred for engrossment.

Senator Leonard presiding.

GENERAL ORDER

SB 50, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 50** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 50** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 50 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: A n d e r s o n, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Nance.—1.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: A n d e r s o n, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Nance.—1.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The emergency was declared passed.

SB 50 was referred for engrossment.

GENERAL ORDER

SB 62, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 62** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the

rules of the Senate were suspended and **SB 62** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 62 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—35.

Not Voting: Nance, Seaman.—2.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—35.

Not Voting: Nance, Seaman.—2.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The emergency was declared passed.

SB 62 was referred for engrossment.

Senator Lowery moved that the vote be reconsidered by which **SB 57,** by Lowery, failed of passage, which motion was adopted, the roll call thereon being as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Connell, Cook, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Worthington.—24.

Nays: Baldwin, Collins, Cowden, Emery, Fine, Jarman, McClendon, Rogers, Thompson, Waller.—10.

Not Voting: Dacus, Gary, Speck.—3.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

GENERAL ORDER

Senator Ritzhaupt asked unanimous consent, which was granted, that **SB 59,** by Lowery, be set for Special Order at 2:00 p. m., Thursday, March 10, 1949.

HB 151, by Romang and Camp, was read and considered.

Upon motion of Senator Carrier, **HB 151** was advanced to engrossment and third reading.

By unanimous consent, **HB 151** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 151 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—32.

Not Voting: Baldwin, Gary, Jelks, Seaman, Thompson.—5.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritz-

haupt, Rogers, Speck, Walker, Waller, Worthington.—32.

Not Voting: Baldwin, Gary, Jelks, Seaman, Thompson.—5.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The emergency was declared passed.

HB 151 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 91, by Ginder, was read and considered.

Senator Ginder moved to amend **SB 91,** line 4, page 1, by adding after the word "unions" and before the word "and," and words "trust companies", which amendment was adopted.

Senator Cowden moved to amend **SB** 91, line 4, page 1, by addings after the word "unions" and before the word "may" the following: "located in a city having a population in excess of one hundred thousand (100,000) people", which amendment failed of adoption, the roll call thereon being as follows:

Ayes: Anderson, Boecher, Carrier, Connell, Cowden, Emery, Hope, Howell, McClendon, Price, Rogers, Speck, Walker, Waller, Worthington.—15.

Nays: Binns, Cartwright, Collins, Cook, Dacus, Fine, Ginder, Grim, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Porter, Rinehart, Ritzhaupt.—18.

Not Voting: Baldwin, Gary, Seaman, Thompson.—4.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

Upon motion of Senator Ginder, **SB 91,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ginder, the rules of the Senate were suspended and **SB 91,** as amended, was considered and placed upon third reading and final passage.

THIRD READING

SB 91 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Boecher, Cartwright, Connell, Cook, Dacus, Fine, Ginder, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller,—23.

Nays: Anderson, Carrier, Collins, Cowden, Emery, Hope, McClendon, Medlock, Rogers, Speck, Worthington.—11.

Not Voting: Baldwin, Gary, Seaman. —3.

Excused: Ballinger, Cobb, Counts, Gooldy, Mahan, Nevins, White.—7.

The bill was declared passed.

Upon motion of Senator Ginder, the roll call on the emergency section to **SB 91** was deferred for this legislative day.

The President presiding.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 202—By Leonard—An Act relating to livestock brands, titles, and inspections; creating a Division of Brand Registry under the State Board of Agriculture and prescribing its powers, duties and functions; defining a brand and providing for its State registration in lieu of County registration, and further providing for its publication, sale and transfer; fixing of penalties and repealing Sections 252, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267 and 269 of Chapter 7, Title 4 OS 1941; and Section 253 of Chapter 7, Title 4 OS 1941 as amended by Section 1, Chapter 7, Title 4 Oklahoma Session Laws 1943; Section 254 of Chapter 7, Title 4 OS 1941 as amended by Section 2, Chapter 7, Title 4 Oklahoma Session Laws 1943; Section 268 of Chapter 7, Title 4 OS 1941 as amended by Section 1, Chapter 7, Title 4

Oklahoma Session Laws 1947, and all conflicting laws; and making provisions of this Act severable.

SB 203—By Porter, Rinehart, Ritzhaupt, Leonard, Fine, Baldwin, Lowery and Binns—An Act amending Section 3, of Title 69, Chapter 1B, Oklahoma Session Laws 1947, same being House Bill 454, regular session Twenty-First Legislature, relating to the transfer of money accruing to the credit of the General Revenue Fund, for the fiscal years ending June 30, 1948, and June 30, 1949, in excess of appropriations made out of said fund for said fiscal years; providing that monies accruing to the General Revenue Fund each fiscal year beginning with the fiscal year ending June 30, 1949 and thereafter, in excess of the State Board of Equalization's estimate of the amount of revenue to accrue to the General Revenue Fund for each year, shall be transferred to the Emergency Appropriation Fund in the State Treasury; making an appropriation to the State Highway Commission, from the Emergency Appropriation Fund in the State Treasury, out of any surplus accruing to the credit of the Emergency Appropriation Fund for each of the fiscal years ending June 30, 1949 and June 30, 1950; making the provisions of this act severable; repealing all laws in conflict herewith; and declaring an emergency.

Senator Rinehart moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 94—Judiciary.
SB 140—Judiciary.
SB 155—Judiciary.
SB 175—Judiciary.
SB 176—Judiciary.
SB 178—Judiciary.
HB 122—Judiciary.

DO PASS, as amended:

HB 90—Judiciary.

DO NOT PASS:

SB 116—Judiciary.
HB 171—Judiciary.

WITHOUT RECOMMENDATION:

HB 98—Judiciary.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 229**—By Morris—An Act relating to divorce; providing that no court of this state shall have jurisdiction to render any judgment granting a divorce unless and until there shall have been filed in the case a statement under oath giving certain specified information relative to children for whose custody or support the plaintiff and the defendant, or either of them, is legally responsible; repealing all laws or parts of laws in conflict with this Act.

Engrossed **HB 263**—By Disney, Allen, Andrews, Forsythe, Jennings and Oliver of the House and Price of the Senate—An Act amending 20 O. S. 1941 § 651; relating to a court of common pleas in certain counties of the state; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 273** — By Reynolds (Oklahoma), Box, Brickell, Cunningham, McCarty, Sherman, Wallace (Oklahoma), of the House, and Jarman of the Senate—An Act amending Subsection (f), Section 1, Chapter 6e, Title 19, Oklahoma Session Laws 1947; relating to the salary of the county judge in counties having a population in excess of two hundred thousand (200,000); fixing said salary at eight thousand dollars ($8,000.00) of which three thousand dollars ($3,000.00) is to be paid

from the county court fund; and declaring an emergency.

Engrossed **HB 286**—By Pitman of the House and Worthington of the Senate—An Act authorizing the county judge in certain counties to purchase a recording machine together with necessary supplies therefor and to pay the necessary maintenance expenses thereof from the court fund, said recording machine to be used in the operation of the courts of said counties; and declaring an emergency.

Engrossed **HB 189** — By Peak and Russell—An Act exempting the sale of tobacco products to inmates of veterans hospitals located in the State of Oklahoma from the Tobacco Products Tax levied by 68 O. S. 1941 § 591.2; prescribing duties of the Oklahoma Tax Commission; placing limitations on such sales and penalties for the violations thereof; providing for compliance to the provisions of this Act, and the rules and regulations of the Oklahoma Tax Commission, by manufacturers, wholesalers, jobbers, retailers or other persons; providing for revocation of licenses or permits for failure or refusal to so comply; and declaring an emergency.

Engrossed **HB 219**—By Russell and Peak of the House and Cobb of the Senate—An Act exempting the sale of cigarettes to inmates of Veterans Hospitals located in the State of Oklahoma from the cigarette stamp tax levied by 68 O. S. 1941 § 586a; prescribing duties of the Oklahoma Tax Commission; placing limitations on such sales and penalties for the violations thereof; providing for the compliance to the provisions of this act, and the rules and regulations of the Oklahoma Tax Commission, by manufacturers, wholesalers, jobbers, retailers, or other persons; providing for the revocation of licenses or permits for failure to so comply; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 3,** House Conferees named as follows: Smalley, Davidson, Cannon, Welch, Brannon and Sumrall.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 6.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 11.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 5** and **147.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-EIGHTH LEGISLATIVE DAY
Tuesday, March 8, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Mahan, Rinehart.—7.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 39, SBs 22, 41, 50 and **62** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 39,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 22, 41, 50** and **62** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 100—Public Health.

HB 158—Revenue and Taxation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 204—By Binns—An Act Amending 20 O. S. 1941 § 92a; creating and relating to District Court Judicial Districts Nos. 19 and 25; providing for judges and reporters therefor; repealing conflicting laws; making provisions of Act Severable; and declaring an emergency.

SB 205—By Price—An Act Amending Paragraph 5 of Section 2 of Chapter 30b of Title 11, Oklahoma Session Laws 1947, relating to the operation of taxicabs within municipal corporate limits and giving cities and towns the right to grant or deny taxicab license upon the ground of convenience and necessity; and declaring an emergency.

SB 206—By Price—An Act relating to the publication of ordinances of cities and towns, amending Section 579, as amended, Title 11, Oklahoma Statutes 1941, to authorize publication of certain ordinances by title and a condensed gist or summary of the contents thereof; and declaring an emergency.

SB 207—By Nance of the Senate, and Smalley of the House—An Act authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma National Guard on which to construct a warehouse; providing procedure therefor; and declaring an emergency.

SB 208—By Rogers—An Act amending Section 58 of Title 69 OS 1941, requiring the State Highway Commission of the State of Oklahoma to designate and maintain as State highways all roads connecting State Parks and Federal Parks with Federal highways or State highways and, at its discretion, to maintain roads and highways within

the boundaries of State Parks and Memorials; repealing Section 59 of Title 69 OS 1941 and all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 209—By Committee on Local, State, and Federal Government—An Act amending Section 25, Title 3, O. S. Supp. 1943, by removing therefrom the requirement that regulations of Regional Airport Commissions be filed of record with the County Clerk; re-enacting the remainder of same; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 196—Local, State and Federal Government.

SB 197—Appropriations.

SB 198—Appropriations.

SB 199—Penal Institutions.

SB 200—Appropriations.

SB 201—Local, State and Federal Government.

SB 202—Agricultural.

SB 203—Local, State and Federal Government.

Engrossed **HB 53**—Public Health.

Engrossed **HB 129**—Local, State and Federal Government.

Engrossed **HB 162**—Public Health.

Engrossed **HB 189**—Revenue and Taxation.

Engrossed **HB 219**—Revenue and Taxation.

Engrossed **HB 228**—Judiciary.

Engrossed **HB 229**—Judiciary.

Engrossed **HB 249**—Local, State and Federal Government.

Engrossed **HB 263**—Judiciary.

Engrossed **HB 273**—Local, State and Federal Government.

Engrossed **HB 286**—Local, State and Federal Government.

Senator Cowden moved that the records in the possession of the State Senate, as called for under Enrolled **SR 15,** be made open to the press and the public, which motion was adopted.

RESOLUTION

SR 16, by Cook, Gary, Nance, Ritzhaupt, Porter, Lowery, Boecher, Cartwright and Dacus, was introduced by unanimous consent, upon request of Senator Cook, and taken up for immediate consideration, being read at length.

Senator Grim asked to be made a co-author of **SR 16,** which was the order.

Senator Nance moved to amend **SR 16,** line 26, page 1, by inserting after the word "gasoline," the words "and natural gas"; and on page 2, line 5, by inserting after the word "refinery" the words "and natural gas", which amendment was adopted.

Upon motion of Senator Nance, the title to **SR 16,** as amended, was ordered amended to conform to the Resolution.

SR 16, as amended, was read at length as follows:

SENATE RESOLUTION NO. 16—By Cook, Gary, Nance, Ritzhaupt, Porter, Lowery, Boecher, Cartwright, Dacus and Grim.

A RESOLUTION AUTHORIZING THE APPOINTMENT OF A COMMITTEE TO ACT IN CONJUNCTION WITH THE GOVERNOR OF THE STATE OF OKLAHOMA AND ANY OTHER LIKE COMMITTEE THAT MAY BE APPOINTED BY THE HOUSE OF REPRESENTATIVES WITH THE GOVERNOR AND CHIEF LEGISLATIVE OFFICERS OF THE MID-CONTINENT OIL PRODUCING STATES FOR THE PURPOSE OF AGREEING ON AN EXCISE TAX ON GASOLINE AT THE REFINERY AND NATURAL GAS IN ORDER TO COLLECT REVENUE ON A NATURAL AND IRREPLACABLE RESOURCE CONSUMED BY THE INHABITANTS OF OTHER STATES.

WHEREAS, the State of Oklahoma is one of the principal producers and refiners of oil in the states constituting the Mid-Continent oil producing states; and

WHEREAS, seventy-two (72%) per cent of the gasoline refined in refineries situated in the State of Oklahoma is shipped out of the State of Oklahoma and consumed by the inhabitants of other states; and

WHEREAS, by the laws of the State of Oklahoma, the people of this State pay an excise tax of five and one-half (5½c) cents per gallon on all gasoline purchased and consumed in the State of Oklahoma, and that the State of Oklahoma collects no revenue whatever from gasoline refined in the State of Oklahoma and shipped into and consumed by the inhabitants of other states; and

WHEREAS, the Federal Government levies a tax of one and one-half (1½c) cents per gallon on gasoline at the refinery, and that this tax raises the sum of Forty Million (40,000,000.00) Dollars annually on gasoline refined in the State of Oklahoma; and

WHEREAS, the oil from which gasoline and natural gas produced is one of the natural and irreplacable resources of the State of Oklahoma and that it is advisable that the State obtain revenue from this gasoline which is consumed out of the State, and that in order that this may be accomplished there should be some uniformity among the Mid-Continent oil producing states in the taxation of gasoline refined in the State and consumed out of the State.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That the President Pro Tempore of the Senate appoint a Committee of five (5) members of the Senate to work in conjunction with the Governor of the State and any like Committee that may be appointed by the House of Representatives with the Governor and the chief legislative officers if the Mid-Continent oil producing states, and principally with Texas, Louisiana and Kansas, to agree, if possible, upon a uniform excise tax to be placed on gasoline at the refinery and natural gas and before the same goes into Interstate Commerce, in order that the several Mid-Continent oil producing states may obtain reasonable revenue from this natural and irreplacable source.

BE IT FURTHER RESOLVED: That this Committee make a report to the Senate by April 1, 1949.

Upon motion of Senator Cook, **SR 16,** as amended, was adopted and ordered referred for engrossment.

Senator Ginder presiding.

Senator Walker asked unanimous consent, which was granted, that the Men's Quartet from Oklahoma Baptist University, Shawnee, being present in the Chamber, be invited to entertain the members of the Senate.

Senator Walker presented the Men's Quartet of OBU, which sang three numbers.

Senator Hope asked that the record show Senator Jarman excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 99, by Dacus, Nevins, Cartwright, Lowery, Waller, Medlock, Price, Carrier, Cook and Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 99** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 99** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 99 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Boecher, Carrier, Jelks, Seaman, Waller, White.—6.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Not Voting: Boecher, Carrier, Jelks, Seaman, Waller, White.—6.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The emergency was declared passed.

SB 99 was referred for engrossment.

GENERAL ORDER

By unanimous consent, upon request of Senator Rogers, **HB 158,** by Committee on Veterans' and Military Affairs, was read and considered.

Upon motion of Senator Rogers, **HB 158,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended and **HB 158,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 158 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—31.

Not Voting: Boecher, Lowery, Nance, Seaman, Waller.—5.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—31.

Not Voting: Boecher, Lowery, Nance, Seaman, Waller.—5.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The emergency was declared passed.

HB 158 was referred for engrossment.

GENERAL ORDER

SB 186, by Connell, was read and considered.

Upon motion of Senator Connell, **SB 186** was advanced to engrossment and third reading.

Upon motion of Senator Connell, the rules of the Senate were suspended and **SB 186** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 186 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Carrier, Cartwright, Connell, Cook, Cowden, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, McClendon, Medlock, Nevins, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington. —26.

Nays: Anderson, Dacus, Emery, Leonard, Rogers.—5.

Not Voting: Binns, Boecher, Jelks, Nance, Porter.—5.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, McClendon, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Leonard.—1.

Not Voting: Binns, Boecher, Jelks, Nance, Porter.—5.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The emergency was declared passed.

SB 186 was referred for engrossment.

PENDING VOTE ON EMERGENCY SECTION

Upon motion of Senator Fine, the emergency section to **SB 91,** by Ginder, was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY."

SB 91, as amended, was ordered referred for engrossment.

GENERAL ORDER

HJR 7, by Boatman and Russell of the House and Nevins of the Senate, was read and considered.

Senator Nevins moved to amend **HJR 7,** line 3, page 3, by inserting after the word "now", line 2, and before the word "the" line 3, the following: "Doris Bee Croom Zielogmy", which amendment was adopted.

Senator Nevins moved to amend **HJR 7,** line 11, page 3, by inserting after the word "now" and before the word "be," the following: "Doris Bee Zielogmy," which amendment was adopted.

Upon motion of Senator Nevins, **HJR 7,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended and **HJR 7,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 7 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nevins Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Boecher, Jelks, Nance.—4.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope,

Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nevins Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Boecher, Jelks, Nance.—4.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The emergency was declared passed.

HJR 7 was referred for engrossment.

GENERAL ORDER

HB 172, by Wolfe of the House and Ritzhaupt of the Senate, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 172** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 172** was considered engrossed and placed upon third reading and final passage.

Senator Grim presiding.

THIRD READING

HB 172 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Lowery, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—27.

Not Voting: Baldwin, Binns, Boecher, Cartwright, Jelks, Logan, McClendon, Speck, White.—9.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—30.

Not Voting: Baldwin, Boecher, Cartwright, Jelks, Logan, White.—6.

Excused: Ballinger, Cobb, Collins, Counts, Gooldy, Jarman, Mahan, Rinehart.—8.

The emergency was declared passed.

HB 172 was properly signed and ordered returned to Honorable House.

Senator Anderson asked unanimous consent, which was granted, that **HB 286,** by Pitman of the House and Worthington of the Senate, be ordered withdrawn from the Committee on Local, State and Federal Government, ordered printed and placed upon the Calendar.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Nevins that the Senate closed its doors and went into executive session.

*

The Senate, in open session, was called to order by President Pro Tempore Logan, who made the following announcements:

The Senate, in executive session and upon motion of Senator Nevins, advised and consented to the confirmation of the executive nomination of EUEL LANCASTER, Wagoner, Oklahoma, as a Member of the State Soil Conservation Board, for a term expiring June 30, 1953.

The Senate, in executive session and upon motion of Senator Worthington, seconded by Senators Nance, Lowery and Dacus, advised and consented to the confirmation of the executive nomination of LOUIS M. TITTLE, Mangum, Oklahoma, as a Member of the State

Highway Commission for a term beginning February 16, 1949, and ending February 16, 1957.

The Senate, in executive session and upon motion of Senator Cook, in the absence of Senator Boecher, seconded by Senators Baldwin and Worthington, advised and consented to the confirmation of the executive nomination of ROBERT BARR, Dover, Oklahoma, as a Member of the State Highway Commission for a term beginning February 16, 1949, and ending February 16, 1957.

Senator Nevins moved that when the Clerk's desk is cleared of routine matters the Senate adjourn, which motion prevailed.

The President presiding.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 117**—By Smith (Rogers)—An Act requiring all foreign and domestic insurance companies doing business in Oklahoma, including reciprocal or inter-insurance exchanges, and Lloyds associations, to file with the State Insurance Commissioner within one hundred twenty (120) days after the expiration of the calendar year 1949, and each succeeding calendar year, sworn reports setting forth loss experience by classes of insurance issued in the State of Oklahoma during the preceding calendar year on truck insurance, theft insurance and collision insurance on local, intermediate and long hauls.

Engrossed **HB 200**—By Bullard of the House and Nance of the Senate—An Act providing the method and manner of apportioning motor fuel excise taxes collected on and after June 1, 1949, under H. B. 470, Chapter 18a, Title 68, S. L. 1945, and providing how claims based on exemptions provided for in H. B. 470, shall be allowed.

Engrossed **HB 223**—By Dunlap—An Act relating to convict labor; amending 74 O. S. 1941 § 123f; authorizing sale and distribution of products, wares and merchandise produced, manufactured or mined by convicts or prisoners, to churches, religious groups, and veterans organizations; and declaring an emergency.

Engrossed **HB 174**—By Hert—An Act relating to pharmacy; amending 59 O. S. 1941 § 336 so as to provide that the Board of Pharmacy shall employ such full time inspectors as are necessary to carry out the provisions of this act and fix the salary thereof; amending 59 O. S. 1941 § 339 so as to provide that the renewal fee shall be six dollars ($6.00) and that the Board of Pharmacy shall pay over certain sums to the State Pharmaceutical Association; amending 59 O. S. 1941 § 337 so as to provide that the secretary of the Board of Pharmacy shall receive an annual salary to be fixed by said board and all necessary expenses; and repealing 59 O. S. 1941 § 350.

Engrossed **HB 175**—By Hert—An Act relating to the Board of Pharmacy; amending 59 O. S. 1941 § 332; providing for appointment and qualifications of the members of the Board of Pharmacy; fixing their term of office; providing for appointment of the secretary by the board from its membership; authorizing the board to fix the salary of the secretary; and fixing the date that this act shall go into effect.

Engrossed **HB 259**—By Carmichael of the House and Anderson of the Senate—An Act relating to representative districts; amending 14 O. S. 1941 § 89 as amended by Section 1, Chapter 3, Title 14, Page 35, Oklahoma Session Laws 1943, so as to provide that representatives to which Beckham County is entitled shall be nominated and elected at large by the electors of the county.

Engrossed **HB 224**—By Eubanks—An Act amending Sections 1, 2, 5 and 6, Chapter 3, Title 75, page 251, Oklahoma Session Laws 1943; providing for

the publication and printing of the decisions of the Supreme Court, Criminal Court of Appeals, and official opinions of the Attorney General of this State in volumes; providing method of letting contracts therefor, prescribing certain terms of such contract; providing for editing such decisions and official opinions; and declaring an emergency.

Engrossed **HB 201**—By Bullard of the House, and Nance of the Senate—An Act providing the method and manner of apportioning gross production taxes collected on and after June 1, 1949, under the gross production laws as such existed prior to the effective date of H. B. 87, Art. 4, Chap. 66, S. L. 1935.

Engrossed **HB 202**—By Bullard of the House, and Nance of the Senate—An Act providing the method and manner of apportioning income taxes collected on and after June 1, 1949, under the income tax laws as such existed prior to the effective date of H.B. 192, Art. 6, Chap. 66, S. L. 1935.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 11.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 107.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 151.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 156—Local, State and Federal Government.

SB 185—Local, State and Federal Government.

SB 187—Local, State and Federal Government.

HB 173—Local, State and Federal Government.

DO PASS, as amended:

SB 169—Local, State and Federal Government.

HB 78—Agriculture.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 210—By Rinehart, Porter, Logan, Anderson, Leonard, Thompson, Jarman, Lowery, Binns, Ritzhaupt, and Boecher —An Act amending Section 2, Chapter 18c, Title 68, page 437, Oklahoma Session Laws 1947; relating to the construction and maintenance of State secondary roads; authorizing the expenditure of one cent (1c) of the gasoline excise tax levied by Section 1 of said Chapter 18c for that purpose; transferring unencumbered funds allocated to counties under the provisions of Chapter 18c, Title 68, page 436-438 Oklahoma Session Laws 1947 to the county highway, maintenance and construction fund of the several counties of the State, requiring the State Treasurer to pay said un-encumbered funds to the County Treasurer and by them deposited in the county highway, maintenance and construction funds to be used for the purpose of constructing and maintaining county rural roads, highways, and bridges; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 107 correctly enrolled.

Enrolled **SB 107**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Nevins' motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

THIRTY-NINTH LEGISLATIVE DAY

Wednesday, March 9, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Collins, Counts, Gooldy, Rogers.—4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

J. Y. Wheeler states that he resides at 313 K Street, S. W., Ardmore, Oklahoma; that he is 65 years of age; that he is legislative representative for Lone Star Gas Company and Lone Star Producing Company; that he is paid no additional compensation for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(SIGNED) J. Y. WHEELER.

Upon motion of Senator Thompson, the request of J. Y. Wheeler was granted and Lobby Permit ordered issued to him.

George I. Cannon states that he resides at 2335 N. W. 10, Oklahoma City, Oklahoma; that he is 45 years of age; that he is legislative representative for W. T. Rawleigh Company; that he receives no compensation for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(SIGNED) GEORGE I. CANNON.

Upon motion of Senator Cowden, the request of George I. Cannon was granted and Lobby Permit ordered issued to him.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 7, HB 158, SR 16, SBs 91, 99, and **186** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HJR 7,** as amended, and Engrossed **HB 158** were properly signed and ordered returned to the Honorable House.

Engrossed **SR 16** was properly signed and ordered referred for enrollment.

Engrossed **SBs 91, 99** and **186** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 16 correctly enrolled.

Senator Cook presiding.

Enrolled **SR 16** was properly signed and ordered transmitted to the Secretary of State.

The President presiding.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 6**—By Gary of the Senate, and Harkey of the House—An Act

making supplemental appropriations from the Emergency Appropriation Fund for the support and maintenance of the Whitaker State Orphans Home, Pryor, Oklahoma, for the fiscal year ended June 30, 1949, and for the purchase of equipment and certain capital improvements, and declaring an emergency.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 211—By Ritzhaupt—An Act to provide that unclaimed and unwanted animals in the public pounds of the State are made available to stated institutions for essential scientific investigation and education; defining "institutions" and "public pounds"; authorizing the State Board of Health to issue license annually and to revoke license for cause; providing for additional regulations and inspection; requiring pound supervisors to deliver impounded animals to licensed institutions; regulating the transportation, detention, and returning such animals and limiting the liability of institutions; providing that institutions may obtain animals from other sources; interpretation of this Act; making provisions of Act severable; fixing penalties; and declaring an emergency.

SPECIAL ORDER

Senator Rinehart moved that **SB 151,** by Gary, be re-committed to the Committee on Roads and Highways for consideration.

Senator Medlock moved to table the Rinehart motion, which motion, by unanimous consent, he withdrew.

Senator Nance moved to amend the Rinehart motion, by adding the following instructions: "to be considered along with all other road bills in the hands of the Committee on Roads and Highways, looking toward development of a road program in the State of Oklahoma."

President Pro Tempore Logan presiding.

By unanimous consent, upon request of Senator Nance, his amendment to the Rinehart motion was ordered withdrawn.

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

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Dacus, Fine, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nevins, Porter, Rinehart, Ritzhaupt, White.—23.

Nays: Carrier, Connell, Cook, Cowden, Emery, Gary, Grim, McClendon, Medlock, Nance, Seaman, Speck, Thompson, Walker, Waller.—15.

Not Voting: Price.—1.

Excused: Collins, Counts, Gooldy, Rogers, Worthington.—5.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 204—Local, State and Federal Government.

SB 205—Local, State and Federal Government.

SB 206—Local, State and Federal Government.

SB 207—

Senator Nance asked unanimous consent, which was granted, that **SB 207** be ordered printed and placed upon the Calendar without reference to a Committee.

SB 208—Roads and Highways.

SB 209—Local, State and Federal Government.

SB 210—Roads and Highways.

Engrossed **HB 117**—Insurance.

Engrossed **HB 174**— Local, State and Federal Government.

Engrossed **HB 175**—Local, State and Federal Government.

Engrossed **HB 200**—Revenue and Taxation.

Engrossed **HB 201**—Revenue and Taxation.

Engrossed **HB 202**—Revenue and Taxation.

Engrossed **HB 223**—Penal Institutions.

Engrossed **HB 224**—Judiciary.

Engrossed **HB 259**—

Senator Anderson asked unanimous consent, which was granted, that **HB 259** be ordered printed and placed upon the Calendar without reference to a Committee.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 84**—By Judiciary Committee—An Act relating to procedure in the courts of the State, and making it the duty of the justices of the Supreme Court and the judges of the Criminal Court of Appeals to make a continuous study of the rules of procedure and statutes for the purpose of recommending correction or change in statutes for the improvement of the administration of justice, providing that the members of each of said court shall confer with appropriate committees of the Legislature, requiring acceptance of provisions of the Act, fixing the compensation of said justices and judges for said service; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was received and read:

TO THE PRESIDENT AND
MEMBERS of the
HONORABLE SENATE
Twenty-Second
OKLAHOMA LEGISLATURE:

Gentlemen:

This is to advise you that I have refused to approve **SB 93** by Ritzhaupt, White, Dacus, Gary, Walker, Porter, Nance, Anderson, Cowden, Collins, Mahan, Nevins, Cook, Jelks, Waller, Connell, Boecher and Medlock, for the reason that it will be my general policy to refuse to approve legislative enactments increasing current term salaries of elective officials, who do not serve on Courts, Boards or Commissions on a rotating or staggered term basis.

Many elected officials, it is true, are not now receiving salaries commensurate with their services and present living costs, and for this reason, I shall approve and support a practical overall salary adjustment bill, raising the salaries of these elective officials after the next general election, if salary provisions are enacted that are based strictly upon the duties of the office.

I believe a general salary bill for elective officials to be good legislation, for the reason that elective officials have not received salary increases over a period of many years, whereas, many appointive officials and employees have received substantial increases.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA
ROY J. TURNER.

Senator Nance moved that consideration of the above Message from the Governor be set for Special Order, tomorrow, immediately following consideration of the Special Order previously made, which motion prevailed.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 107.**

The above numbered Enrolled Bills and/or Resolutions was referred to the Governor for consideration.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 110—Business and Industry.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 212—By Connell, Cartwright, Cowden, Hope, Waller, Speck, Baldwin, Rogers, Worthington, Seaman, Boecher, Dacus, Walker, Lowery, Porter, Medlock, Nance, Emery, Carrier, Ginder, Jelks, Collins, Price, Howell, and Gary of the Senate, and Henry and Dyer of the House—An Act relating to game and fish; providing that the State Game and Fish Director shall keep a record of certain licenses sold in each county, and, when more than two thousand such licenses are sold in any one county during any calendar year, shall provide such county with a resident game and fish ranger; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

The President Pro Tempore announced the appointment of the following members as Senate Conferees under **SB 3**: Senators Nance, Chairman, Porter, Ritzhaupt, Baldwin, Walker and Cobb.

The President Pro Tempore announced the appointment of the following members as the Committee provided under **SR 16**, by Cook: Senators Mahan, Chairman, Cook, Cobb, Lowery and Baldwin.

Upon motion of Senator Nance, the Senate adjourned to meet at 12:00 noon, tomorrow.

FORTIETH LEGISLATIVE DAY

Thursday, March 10, 1949

Pursuant to adjournment, the Senate met at 12:00 noon and was called to order by the President Pro Tempore.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

The President Pro Tempore announced the withdrawal of Senators Walker and White, as members of the Committee provided under Enrolled **SR 12**, and to replace them as members of said Committee appointed Senators Connell and Dacus.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 213—By Collins of the Senate and Hert of the House—An Act amending Sections 3 and 5, Chapter 45, Title 70, Oklahoma Session Laws 1945, relating to the organization, officers and records of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, and the duties and powers of said board; repealing all laws in conflict herewith; making provisions of acts severable; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 211—Education.

SB 212—Game and Fish.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 7**, as amended.

GENERAL ORDER

Referring further to **SB 13**, by Collins and Porter of the Senate and Allard of the House:

Upon motion of Senator Collins **SB 13** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended and **SB 13** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 13 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Collins, Connell, Cook, Cowden, Emery, Gary, Grim, Jarman, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—28.

Nays: Anderson, Cobb, Dacus, Hope, McClendon.—5.

Not Voting: Ballinger, Cartwright, Fine, Ginder, Jelks, Medlock, Rinehart. —7.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

SB 13 was referred for engrossment.

GENERAL ORDER

HB 8, by Tate et al of the House and Thompson of the Senate, was read and considered.

Senator Thompson moved to amend **HB 8,** lines 1 and 2, page 7, by striking after the word "of" in line 1 and before the word "per" in line 2, and inserting in lieu thereof the words and figures "Seventy-two Hundred ($7,200.00) Dollars", which amendment was adopted.

Senator Cowden moved to amend **HB 8,** line 11, page 6, by adding after the word "of" and before the word "per" the words and figures "Two Thousand Six Hundred Twenty and 08/100 ($2,620.08) Dollars," which amendment was tabled upon motion of Senator Thompson, the roll call thereon being as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Cook, Fine, Ginder, Grim, Hope, Jarman, Logan, Lowery, Mahan, Porter, Price, Rinehart, Thompson, Walker, White.—20.

Nays: Baldwin, Boecher, Cobb, Collins, Connell, Cowden, Dacus, Emery, Gary, Leonard, McClendon, Nance, Nevins, Seaman, Speck, Waller, Worthington.—17.

Not Voting: Jelks, Medlock, Ritzhaupt.—3.

Excused: Counts, Gooldy, Howell, Rogers.—4.

Upon motion of Senator Thompson, **HB 8,** as amended, was advanced to engrossment and third reading.

Senator Leonard moved that **HB 8,** as amended, be referred to the Appropriations Committee for further consideration, which motion by unanimous consent he withdrew.

By unanimous consent, **HB 8,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 8 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Jarman, Logan, Lowery, Mahan, Nance, Nevins, Porter, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Grim, Leonard, Price.—3.

Not Voting: Jelks, McClendon, Medlock, Rinehart, Speck.—5.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

HB 8 was referred for engrossment.

GENERAL ORDER

Senator Leonard asked unanimous consent, which was granted, that **SB 144,** by Ritzhaupt, be referred to the Appropriations Committee.

HB 286, by Pitman of the House and Worthington of the Senate, was read and considered.

Upon motion of Senator Worthington, **HB 286** was advanced to engrossment and third reading.

Upon motion of Senator Worthington, the rules of the Senate were suspended and **HB 286** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 286 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Leonard, Logan, Lowery, Mahan, Nance,

Nevins, Porter, Price, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Carrier, Jelks, McClendon, Medlock, Rinehart, Seaman, Speck.—8.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Carrier, Jelks, McClendon, Medlock, Rinehart, Seaman, Speck.—8.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The emergency was declared passed.

HB 286 was properly signed and ordered returned to Honorable House.

Senator Nance introduced to the Senate his little grandsons, Tom and Rickey McCurdy, of Purcell, and by unanimous consent of the Senate they were made Honorary Pages for the remainder of this legislative day, and Pages' Badges ordered given them.

GENERAL ORDER

HB 259, by Carmichael of the House and Anderson of the Senate, was read and considered.

Upon motion of Senator Anderson, **HB 259** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the Rules of the Senate were suspended and **HB 259** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 259 was read for the third time at length.

On the question of passage of Bill. the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Carrier, Gary, Jelks, Rinehart, Seaman.—5.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

HB 259 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 46, by Dacus and Nevins, was read and considered.

Upon motion of Senator Dacus, **SB 46** was advanced to engrossment and third reading.

By unanimous consent, **SB 46** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 46 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Carrier, Cartwright, Jelks, Leonard, Price, Rinehart, Seaman, Speck.—9.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

On the question of passage of the emergency, the roll call was as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Carrier, Cartwright, Jelks, Leonard, Price, Rinehart, Seaman, Speck.—9.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The emergency was declared passed.

SB 46 was referred for engrossment.

Senator Walker asked to be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 142, by Grim, was read and considered.

Upon motion of Senator Grim, **SB 142** was advanced to engrossment and third reading.

Senator Grim asked unanimous consent which was granted that **SB 142** be considered engrossed and placed on third reading and final passage.

THIRD READING

SB 142 was read for the third time at length.

On the question of passage of the Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Ginder, Grim, Hope, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—28.

Not Voting: Ballinger, Binns, Cartwright, Dacus, Fine, Gary, Jelks, Lowery, Mahan, Rinehart, Seaman, Walker.—12.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Ginder, Grim, Hope, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—30.

Not Voting: Ballinger, Cartwright, Dacus, Fine, Gary, Jelks, Lowery, Rinehart, Seaman, Walker.—10.

Excused: Counts, Gooldy, Howell, Rogers.—4.

The emergency was declared passed.

SB 142 was referred for engrossment.

SPECIAL ORDER

Upon request of Senator Lowery consideration of **SB 59,** by Lowery, was deferred for this day.

Referring further to **SB 93,** Senator Ritzhaupt moved that notwithstanding the disapproval by the Governor **SB 93** become a law.

Senator Lowery presiding.

Senator Logan presiding.

Senator Porter presiding.

Senator Ritzhaupt moved that further consideration of the disapproval by the Governor of **SB 93** be deferred until 2 P. M., Monday, March 14th, which motion was adopted.

There being matters on the President's desk for the consideration of the Senate in executive session, it was on motion of Senator Nevins that the Senate closed its doors and went into executive session.

*

The Senate in open session was called to order by Senator Porter.

Senator Nevins moved that when the clerk's desk was cleared of routine matters, the Senate adjourn to meet at 1:30 P. M., Monday, March 14, 1949, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 13 correctly engrossed.

Engrossed **SB 13** was properly signed and ordered transmitted to the Honorable House for consideration.

RESOLUTIONS

By unanimous consent the following Senate Concurrent Resolution was introduced and upon request of Senator Mahan ordered referred to the Committee on Oil and Gas:

SENATE CONCURRENT RESOLUTION NO. 12—By Mahan, Rinehart, Logan, Gooldy and Collins of the Senate and Evans, Billingsley, Smalley, Anglin and Doty of the House—A CONCURRENT RESOLUTION MEMORALIZING THE CONGRESS OF THE UNITED STATES TO AMEND THE NATURAL GAS ACT SO AS TO EXPRESSLY EXCLUDE THE PRODUCTION AND GATHERING OF GAS AND THE ARM'S LENGTH SALES THEREOF FROM PRODUCTION AND GATHERING FACILITIES FROM THE TERMS OF SAID ACT AND FURTHER URGING AND REQUESTING THE UNITED STATES SENATORS FROM OKLAHOMA TO INTRODUCE AN APPROPRIATE SENATE BILL TO BE CONSIDERED CONCURRENTLY WITH SIMILAR BILLS NOW PENDING IN THE HOUSE OF REPRESENTATIVES.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 13—Appropriations.

SB 76—Appropriations.
SB 117—Game and Fish.
SB 133—Revenue and Taxation.
SB 134—Revenue and Taxation.
SB 183—Revenue and Taxation.
HB 211—Roads and Highways.

DO PASS, as amended:
SB 174—Appropriations.

WITHOUT RECOMMENDATION:
HB 70—Revenue and Taxation.

FIRST READING

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

SB 214—By Speck of the Senate, and Horton of the House—An Act amending Section Four of Chapter 2, of Title 82, Oklahoma Session Laws of 1945, relating to salaries and compensation of officers in irrigation districts.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 7** and **HB 172.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 107**—By Cobb—An Act repealing Chapter 1c of Title 29, of the Oklahoma Session Laws of 1947, being Senate Bill No. 181, relating to a certain appropriation for the raising of Lake Murray dam and Whitesboro dam and the improvement of the same; providing for the disposition of the unexpended balance of the said appropriation; and declaring an emergency.

As provided under the Nevins motion, the Senate was declared adjourned to meet at 1:30 p. m. Monday, March 14, 1949.

FORTY-FIRST LEGISLATIVE DAY

Monday, March 14, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Ballinger, Mahan, Rogers.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Rev. H. T. Brawley, pastor of the First Methodist Church at Braman.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 13 was introduced as follows:

SENATE CONCURRENT RESOLUTION NO. 13—By CARRIER OF THE SENATE AND CAMP, ROMANG OF THE HOUSE—A RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND ESTABLISH THE UNITED STATES AIR ACADEMY AT THE ENID AIR FORCE BASE AT ENID, OKLAHOMA.

Senator Carrier moved that the rules of the Senate be suspended and **SCR 13** be taken up for immediate consideration, which motion prevailed.

Senators Anderson, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Gooldy, Grim, Hope, Howell, Leonard, Logan, Medlock, Price, Walker and Waller asked to be made co-authors of **SCR 13,** which was the order.

SCR 13 as amended was read at length as follows, and adopted upon motion of Senator Carrier:

SENATE CONCURRENT RESOLUTION NO. 13—By Carrier, Anderson, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Gooldy, Grim, Hope, Howell, Leonard, Logan, Medlock, Price, Walker, Waller of the Senate, and Camp and Romang of the House.

A RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND ESTABLISH THE UNITED STATES AIR ACADEMY AT THE ENID AIR FORCE BASE AT ENID, OKLAHOMA.

WHEREAS, Congressman George Howard Wilson and Senators Elmer Thomas and Robert S. Kerr have introduced legislation in the United States House of Representatives and the United States Senate, respectively, to establish the United States Air Academy at Enid Air Force Base at Enid, Oklahoma; and

WHEREAS, Oklahoma and Enid Air Force Base are located almost equidistant from the two coasts of the United States, which location would be most advantageous to the security of the United States Air Academy; and

WHEREAS, Oklahoma and Enid are abundantly able to provide adequate and suitable accomodations for the United States Air Academy and its personnel and adequate sources of supply for the same; and

WHEREAS, Oklahoma and Enid Air Force Base have excellent year around flying weather and all about Enid Air

Force Base the level terrain is most suitable for the location of the United States Air Academy; and

WHEREAS, Oklahoma and the City of Enid offer most excellent transportation and communication facilities subject to the least possible interruption from strikes and domestic difficulties; and

WHEREAS, Oklahoma and the City of Enid offer an atmosphere of welcome and friendliness most conducive to the personal happiness and progress of the personnel of the United States Air Academy; and

WHEREAS, the people of Oklahoma most earnestly desire to foster and support the activities of the United States Air Force and in particular to secure the authorization and establishment of the United States Air Academy at Enid Air Force Base at Enid, Oklahoma:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the President of the United States and the Congress of the United States in session assembled be formally advised of the earnest desire of the people of Oklahoma to foster and support the activities of the United States Air Force and in particular secure the authorization and establishment of the United States Air Academy at Enid Air Force Base at Enid, Oklahoma; and

BE IT FURTHER RESOLVED: That the President of the United States and the Congress of the United States be advised of the numerous advantages of location of the United States Air Academy at Enid Air Force Base, Enid, Oklahoma as herein set forth; and

BE IT FURTHER RESOLVED: That the Congress of the United States and the President of the United States be formally requested to adopt and approve legislation authorizing the establishment of the United States Air Academy at Enid Air Force Base, Enid, Oklahoma; and

BE IT FURTHER RESOLVED: That a copy of these resolutions be immediately dispatched to the President of the United States and to each United States Senator and Representative; and

BE IT FURTHER RESOLVED: That a copy of these resolutions be furnished the Secretary of Defense and the Secretary of the Air Force.

SCR 13, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 8 correctly engrossed.

SBs 46 and **142** each correctly engrossed.

Engrossed Senate amendments to and Engrossed **HB 8,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 46** and **142** were each properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the scond time and referred to Committees indicated:

SB 213—Education.

SB 214—

Senator Speck asked unanimous consent, to which Senator Rinehart objected, that **SB 214** be ordered printed and placed upon the Calendar without reference to a committee.

SB 214—Local State and Federal Government.

GENERAL ORDER

SB 94 by Rinehart was read and considered.

Upon motion of Senator Rinehart **SB 94** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart the rules of the Senate were suspended and **SB 94** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 94 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Boecher, Nance. —3.

Excused: Ballinger, Mahan, Rogers. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Boecher, Nance. —3.

Excused: Ballinger, Mahan, Rogers. —3.

The emergency was declared passed.

SB 94 was referred for engrossment.

SPECIAL ORDER

Referring further to the Ritzhaupt motion made on the last legislative day that **SB 93** become a law notwithstanding the veto by the Governor:

The question being "Shall **SB 93**, notwithstanding the veto of the Governor, become a law?" the roll call resulted as follows:

Ayes: Anderson, Carrier, Collins, Connell, Counts, Cowden, Emery, Gary, Jelks, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, White, Worthington.—22.

Nays: Baldwin, Binns, Cartwright, Cook, Dacus, Gooldy, Grim, Hope, Jarman, Lowery, McClendon, Walker, Waller.—13.

Not Voting: Boecher, Cobb, Fine, Ginder, Howell, Seaman.—6.

Excused: Ballinger, Mahan, Rogers. —3.

The bill 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 and the veto of the Governor declared sustained.

Senator Lowery asked unanimous consent, which was granted, to be excused for the remainder of this legislative day.

GENERAL ORDER

SB 207, by Nance of the Senate and Smalley of the House, was read and considered.

Upon motion of Senator Nance, **SB 207** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **SB 207** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 207 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gooldy, Grim,

Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Boecher, Cartwright, Fine, Gary, Ginder, Leonard, Seaman, Speck.—8.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Boecher, Cartwright, Fine, Gary, Ginder, Leonard, Seaman, Speck.—8.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

SB 207 was referred for engrossment.

GENERAL ORDER

HB 126, by Bullard of the House and Nance of the Senate, was read and considered.

Upon motion of Senator Anderson, **HB 126** was advanced to engrossment and third reading.

Senator Anderson asked unanimous consent, which was granted, that **HB 126** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 126 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Baldwin, Boecher, Gary, Nevins, Seaman, Waller.—6.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

HB 126 was properly signed and ordered returned to Honorable House.

Senator Anderson asked unanimous consent, which was granted, that **SB 131,** by the Committee on Local, State and Federal Government, be ordered withdrawn from the Committee on Revenue and Taxation and placed upon the Calendar.

Senator Anderson asked unanimous consent, which was granted, that **SB 131** be stricken from the Calendar.

GENERAL ORDER

SB 133, by Committee on Local, State and Federal Government, was read and considered.

By unanimous consent, further consideration of **SB 133** was deferred.

SB 117, by Porter, Waller and Fine, of the Senate and Johnston and Munson, of the House, was read and considered.

Senator White moved to amend **SB 117,** by striking line 11 and the words "months of April and May" line 12, page 2, which amendment was adopted.

Upon motion of Senator Porter, **SB 117,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and **SB 117,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 117 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Nays: Hope.—1.

Not Voting: McClendon, Nance, Nevins, Waller.—4.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of the emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Nays: Hope.—1.

Not Voting: McClendon, Nance, Nevins, Waller.—4.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

SB 117 was referred for engrossment.

Senator Waller asked unanimous consent, which was granted, that the record show had he been present at the time of final passage of **SB 117** he would have voted AYE on the bill and emergency.

GENERAL ORDER

SB 140, by Leonard, was read and considered.

Senator Thompson moved to amend **SB 140,** line 8, page 1, by striking the words "one year" and inserting the words "two years", which amendment was adopted.

Upon motion of Senator Leonard, **SB 140,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and **SB 140,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 140 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Cartwright.—1.

Not Voting: Baldwin, Boecher, Counts, Gary, Nance, Nevins.—6.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

SB 140 was referred for engrossment.

GENERAL ORDER

SB 147, by Ritzhaupt, was read and considered.

Upon motion of Senator Rinehart, **SB 147** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 147** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 147 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Hope, Jarman, Porter.—3.

Not Voting: Baldwin, Binns, Boecher, Cartwright, Nance, Seaman.—6.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Hope, Jarman, Porter.—3.

Not Voting: Baldwin, Binns, Boecher, Cartwright, Nance, Seaman.—6.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

SB 147 was referred for engrossment.

GENERAL ORDER

SB 171, by Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 171** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 171** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 171 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Boecher, Cartwright, Nance, Porter, Seaman, Speck.—7.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Boecher, Cartwright, Nance, Porter, Seaman, Speck.—7.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

SB 171 was referred for engrossment.

GENERAL ORDER

SB 172, by Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 172** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 172** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 172 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, White, Worthington.—30.

Nays: Ginder, Howell.—2.

Not Voting: Baldwin, Binns, Boecher, Jarman, Nance, Seaman, Speck, Waller. —8.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, White, Worthington.—30.

Nays: Ginder, Howell.—2.

Not Voting: Baldwin, Binns, Boecher, Jarman, Nance, Seaman, Speck, Waller. —8.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

SB 172 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 81,** as amended.

HA to **SB 81** read as follows, and concurred in upon motion of Senator Ginder:

AMENDMENT NO. 1—Page 1 of Engrossed Senate Bill No. 81, after the words "and deposited in the," by striking the last two works in Line 13 "nearest post—" and the first word on Line 14 "office" and insert in lieu thereof the following: "United States Mail."

SB 81, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Nance, Waller.—5.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Nance, Waller.—5.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

Referring further to **SB 133,** by Committee on Local, State and Federal Government:

Senator Anderson moved to amend **SB 133,** line 9, page 3, by inserting after the word "year" and before the word "not" the following: "but not prior to the year 1947" which amendment was adopted by unanimous consent.

Upon motion of Senator Anderson, **SB 133, as** amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 133,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 133 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—31.

Nays: Cowden, Grim, Howell, Jarman. —4.

Not Voting: Baldwin, Binns, Boecher, Connell, Waller.—5.

Excused: Ballinger, Lowery, Mahan, Rogers.—4.

The bill was declared passed.

SB 133 was referred for engrossment.

GENERAL ORDER

Upon motion of Senator Ritzhaupt, **SB 114,** by Ritzhaupt, Rogers, Fine, Carrier, Rinehart, Hope, Medlock and Porter, was ordered withdrawn from the Calendar and referred to the Committee on Local, State and Federal Government.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

The Senate, in open session, was called to order by President Pro Tempore Logan, who made the following announcements:

The Senate, in executive session and upon motion of Senator Collins, advised and consented to the confirmation of the executive nomination of O. H. LACHENMEYER, Cushing, Oklahoma, as a Member of the State Game and Fish Commission, from the 5th Congressional District, to serve for a term expiring February 15, 1957.

The Senate, in executive session and upon motion of Senator Porter, in the absence of Senator Mahan, advised and consented to the confirmation of the executive nomination of DAVE A. WARE, Bartlesville, Oklahoma, as a Member of the State Game and Fish Commission, from the 1st Congressional District, to serve for a term expiring February 15, 1957.

Senator Rinehart moved that Senator Speck be added as a member of the Committee on Revenue and Taxation, which motion was seconded by Senator Nance and unanimously adopted by the Senate.

Senator Rinehart moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 164—Appropriations.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 39,** as amended.

MESSAGES FROM THE HOUSE

Advising fourth read of and transmitting Enrolled **HBs 259, 286, 39.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 237**—By Tiffany, Brown (Pottawatomie), Huff, Ownby and Sugg of the House and Medlock and Walker of the Senate—An Act relating to soil conservation districts; amending Subsection H of Section 805, Title 2, Oklahoma Statutes 1941, by providing for the disannexing of territory of an existing district and adding same to another existing district, and providing for the formation of new districts from territory in an existing district, and authorizing change of names of districts; prescribing duties of Secretary of State and State Soil Conservation Board; and declaring an emergency.

Engrossed **HB 210**—By Bullard—An Act amending Rule and Regulation (i), Section 52, Title 64, Oklahoma Statutes 1941, relating to investments of public funds by the Commissioners of the Land Office; and declaring an emergency.

Engrossed **HB 127**—By Eubanks, Allard, Anderson, Berry, Card, Lance, Ownby, Ozmun, Tate, Wagner, and Wallace (Grady)—An Act authorizing the creation of a County Cemetery Association in any county of this State; providing for the selection of the members thereof; providing for the levying of an ad valorem tax for the upkeep and beautification of publicly owned cemeteries and other cemeteries not owned and maintained by any individual or actively operating private cemetery association, corporation, or fraternal or religious group; providing for the repeal of Sections 89, 92 and 93 of Title 8 of the Oklahoma Statutes; and declaring an emergency.

Engrossed **HB 128**—By Langley (Muskogee)—An Act amending Section 989i, Title 68, O.S. 1941, relating to taxes on the estates of deceased persons; fixing liability for payment of such taxes and providing for sale of properties where necessary to pay same; making such taxes a lien on the properties of estates; providing for the duration and termination of liens for taxes; and declaring an emergency.

Engrossed **HB 111**—By Dyer—An Act defining non-game commercial fishes; regulating and prescribing the manner and method of capturing or taking same; permitting the removal thereof from private ponds, municipal lakes and State lakes under certain conditions and regulations; defining and prescribing the character and kind of nets and seines and devices that may be used and prohibiting the taking thereof by any other means; authorizing the designation by the State Game and Fish Commission of the waters, lakes and streams in which commercial fishing may be permitted; providing for the issuance of licenses to bonded commercial fishermen and fish peddlers and prescribing the fees therefor; prohibiting the use of certain or particular kinds of nets or seines and prohibiting the use of drag nets or seines during the months of April and May; requiring the procuring of registration tags from the State Game and Fish Commission to be attached to each separate trap, device or net used in any seining operation and providing a fee for the issuance thereof; repealing certain sections of the statutes; making the violation of any part of said Act a misdemeanor and prescribing penalties therefor; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FORTY-SECOND LEGISLATIVE DAY

Tuesday, March 15, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Carrier, Mahan, Rogers.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 120—Fish and Game.

SB 141—Fish and Game.

SB 191—Local, State and Federal Government.

SB 193—Local, State, and Federal Government.

SB 196—Local, State and Federal Government.

SB 209—Local, State and Federal Government.

HB 35—Fish and Game.

HB 273—Local, State and Federal Government.

DO NOT PASS:

SJR 1—Revenue and Taxation.

SJR 20—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 13; SBs Nos. 94, 117, 133, 140, 147, 171, 172 and **207** each correctly engrossed.

SB 81 correctly enrolled.

Engrossed **SCR 13** and Engrossed **SBs Nos. 94, 117, 133, 140, 147, 171, 172** and **207** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 81**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 215—By Cowden—An Act amending Section 363, Title 69, Oklahoma Statutes of 1941, relating to the opening, vacating, altering, widening, changing and laying out of roads on section lines and other roads; providing that certain roads shall be placed under the jurisdiction of the governing boards of the various State supported institutions of higher education, and defining the powers of said boards with relation to such roads; declaring the provisions of this Act to be severable; repealing all laws in conflict therewith; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 111**—Game and Fish.

Engrossed **HB 127**—Revenue and Taxation.

Engrossed **HB 128**—Revenue and Taxation.

Engrossed **HB 210**—School Lands.

Engrossed **HB 237**—Agricultural.

GENERAL ORDER

SB 164, by Anderson of the Senate, and Carmichael of the House, was read and considered.

Upon motion of Senator Anderson, **SB 164** was advanced to engrossment and third reading.

Senator Anderson asked unanimous consent, which was granted, that **SB 164** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 164 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—35.

Not Voting: Boecher, Gary, Ginder, Nevins, Seaman, Worthington.—6.

Excused: Carrier, Mahan, Rogers.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—35.

Not Voting: Boecher, Gary, Ginder, Nevins, Seaman, Worthington.—6.

Excused: Carrier, Mahan, Rogers.—3.

The emergency was declared passed.

SB 164 was referred for engrossment.

GENERAL ORDER

SB 76, by Anderson of the Senate and Carmichael of the House, was read and considered.

Senator Leonard moved to amend **SB 76,** Line 8, Page 1, by inserting after the word "present" and before the words "of said wolf," the following: "the scalp with the ears attached thereto," which amendment was adopted.

Senator Cowden moved to amend **SB 76,** Line 9, Page 1, by adding after the word, "clerk" and before the word "of" the following: "County Treasurer and County Assessor."

Senator Cowden moved to amend **SB 76,** Line 5, Page 2, by adding after the word, "clerk" and before the word "to", the following: "and certified to by the County Treasurer and County Assessor."

Senator Anderson asked unanimous consent, which was granted, to defer further consideration of **SB 76** temporarily.

Senator Howell asked to be excused for one hour, which was the order.

SJR 13, by Seaman and Binns of the Senate, and Larason and Meigs of the House, was read and considered.

Upon motion of Senator Nance, **SJR 13** was advanced to engrossment and third reading.

By unanimous consent, **SJR 13** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 13 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Collins, Counts, Ginder. —3.

Excused: Carrier, Howell, Mahan, Rogers.—4.

The Resolution was declared passed.

SJR 13 was referred for engrossment.

GENERAL ORDER

Referring further to **SB 76,** Senator Cowden asked unanimous consent, which was granted, to withdraw the two amendments previously submitted.

Senator Anderson moved to amend **SB 76,** Line 11, Page 2, by adding after the word, "Oklahoma", the following: "Provided further that before the claims and affidavits referred to in this section are mailed to the State Auditor, the scalps with ears attached thereto, shall be recounted and destroyed by the Board of County Commissioners," which amendment was adopted.

Upon motion of Senator Anderson, **SB 76,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and **SB 76,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 76 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Collins, Connell, Ginder, McClendon.—5.

Excused: Carrier, Howell, Mahan, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Collins, Connell, Ginder, McClendon.—5.

Excused: Carrier, Howell, Mahan, Rogers.—4.

The emergency was declared passed.

SB 76 was referred for engrossment.

Senator Ritzhaupt asked unanimous consent, which was granted, to be excused for the remainder of this day.

GENERAL ORDER

HB 211, by Bullard and Garvin of the House, and Lowery of the Senate, was read and considered.

Senator Baldwin moved to amend **HB 211,** Line 1, Page 3, by striking the balance of the section after the word "time", which amendment was tabled upon motion of Senator Anderson.

Upon motion of Senator Lowery, **HB 211** was advanced to engrossment and third reading.

Senator Lowery asked unanimous consent, which was granted, that **HB 211** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 211 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Thomp-

son, Walker, Waller, White, Worthington.—31.

Nays: Baldwin, Counts.—2.

Not Voting: Boecher, Cartwright, Connell, Gary, Seaman, Speck.—6.

Excused: Carrier, Howell, Mahan, Ritzhaupt, Rogers.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Baldwin, Counts.—2.

Not Voting: Boecher, Cartwright, Connell, Gary, Seaman, Speck.—6.

Excused: Carrier, Howell, Mahan, Ritzhaupt, Rogers.—5.

The emergency was declared passed.

HB 211 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 79, by Larason, et al, was read and considered.

Senator Lowery moved to amend **HB 79,** line 8, page 2, by substituting the word "insects" for the word "fungi"; by substituting the word "rodents" for "weeds"; and inserting after the word "rodents" the following: "or mitigating fungi or weeds", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 9, page 15, by adding the prefix "re" after the word "last" and before the word "registered", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 16, page 19, by changing the period to a comma and adding: "The State Board of Agriculture shall cause appropriate notice to be given to such person", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 1, page 19, by deleting the word "and", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 17, page 24, by changing the period to a comma and adding the following: "And provided further that nothing in this Act shall be construed to limit, modify, repeal or affect in any way the powers, duties or functions of the State Department of Health", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 13, page 25, by deleting "July 1, 1949," and substituting "January 1, 1950", which amendment was adopted.

Senator Lowery moved to amend **HB 79,** line 4, page 25, by deleting the word "Federal", which amendment was adopted.

Senator Worthington moved to amend **HB 79,** line 11, page 15, by striking lines 11, 12, 13 and 14, being subparagraph (b) of Section 4, and add the following: "(b) and provided further that in listing federally registered insecticides, as herein provided, the registrant shall transmit and pay listing fees as follows: $2.00 per brand with an annual maximum per registrant of $25.00 except that without regard to the number of brands listed the minimum listing fee shall be $5.00", which amendment was adopted.

Upon motion of Senator Lowery, **HB 79,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and **HB 79,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 79 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Rinehart, Thompson, Walker, White, Worthington.—30.

Nays: Price.—1.

Not Voting: Ballinger, Cobb, Emery, Jarman, Porter, Seaman, Speck, Waller. —8.

Excused: Carrier, Howell, Mahan, Ritzhaupt, Rogers.—5.

The bill was declared passed.

HB 79 was referred for engrossment.

GENERAL ORDER

SB 150, by Counts, was read and considered.

Upon motion of Senator Counts, **SB 150** was advanced to engrossment and third reading.

By unanimous consent, **SB 150** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 150 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Not Voting: Anderson, Connell, Emery, Jarman, Jelks, Porter, Waller. —7.

Excused: Carrier, Howell, Mahan, Ritzhaupt, Rogers.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Not Voting: Anderson, Connell, Emery, Jarman, Jelks, Porter, Waller. —7.

Excused: Carrier, Howell, Mahan, Ritzhaupt, Rogers.—5.

The emergency was declared passed.

SB 150 was referred for engrossment.

Senator Howell asked to be recorded present, which was the order.

GENERAL ORDER

SB 105, by Medlock, was read and considered.

Senator Medlock asked that Senator Walker be made a co-author of **SB 105,** which was the order.

Upon motion of Senator Medlock, **SB 105** was advanced to engrossment and third reading.

Senator Medlock asked unanimous consent, which was granted, that **SB 105** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 105 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Connell, Counts, Emery, Porter, Waller.—5.

Excused: Carrier, Mahan, Ritzhaupt, Rogers.—4.

The bill was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Connell, Counts, Emery, Porter, Waller.—5.

Excused: Carrier, Mahan, Ritzhaupt, Rogers.—4.

The emergency was declared passed.

SB 105 was referred for engrossment.

PENDING MOTION TO RECONSIDER VOTE—THIRD READING

Senator Cobb moved that the vote be reconsidered by which **SB 101,** by Cobb and Carrier, failed of passage, the roll call thereon being as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Lowery McClendon, Nevins, Rinehart, Speck, Waller, Worthington. —22.

Nays: Ballinger, Cook, Grim, Jarman, Logan, Medlock, Nance, Porter, Price, Thompson, Walker, White.—12.

Not Voting: Collins, Connell, Emery, Ginder, Hope, Seaman.—6.

Excused: Carrier, Mahan, Ritzhaupt, Rogers.—4.

The President Pro Tempore declared the Cobb motion adopted, stating, on a motion to reconsider the vote whereby a bill has failed of passage, a majority of those voting would be necessary; but, to reconsider a vote whereby a bill has passed, a majority vote of those elected to and constituting the Senate would be necessary.

GENERAL ORDER

SB 175, by Ballinger of the Senate and Jones of the House, was read and considered.

Upon motion of Senator Ballinger, **SB 175** was advanced to engrossment and third reading.

By unanimous consent, **SB 175** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 175 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Collins, Connell, Ginder, Hope, Nevins, Seaman.—6.

Excused: Carrier, Mahan, Ritzhaupt, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Collins, Connell, Ginder, Hope, Nevins, Seaman.—6.

Excused: Carrier, Mahan, Ritzhaupt, Rogers.—4.

The emergency was declared passed.

SB 175 was referred for engrossment.

Senator Ballinger asked unanimous consent, which was granted, that the title to **SB 175** be amended to conform with the bill.

Senator Porter asked unanimous consent, to which Senator Cobb objected, that consideration of **SB 101,** by Cobb and Carrier, be made a Special Order

for 2:00 p. m., Thursday, March 17, 1949.

Senator Porter moved that consideration of **SB 101** be set for Special Order at 2:00 p. m., Tuesday, March 22, 1949, which motion was tabled, upon motion of Senator Cobb.

GENERAL ORDER

SB 155, by Rinehart, Porter and White, was read and considered.

Senator Thompson asked that further consideration of **SB 155** be deferred for this day, which was the order.

Senator Rinehart moved when the Clerk's desk is cleared that the Senate adjourn to meet as provided under the Rules, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 81.**

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 126.**

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered transmitted to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 50**—By Ozmun, Smalley and Harkey—An Act providing for the appointment of commissioners to the National Conference of Commissioners on Uniform State Laws and for support of the work of said conferences; providing that the commissioners so appointed shall constitute an advisory committee to the Legislature, to the Governor, and to the State Legislative Council; prescribing the duties, qualifications and terms of such commissioners; providing for severability of provisions and repealing all laws and parts of laws in conflict with Section 3 hereof.

Engrossed **HB 209**—By Sugg, Huff, and Nall of the House, and Medlock and Ballinger of the Senate—An Act amending 11 O. S. 1941 § § 554, 556 and 557; repealing 11 O. S. 1941 § 555 and conflicting laws; regulating the procedure whereby a town, village, or community may become a city under the general laws of the State of Oklahoma under one of two alternate statutory forms of city government; designating the present form of city government under the general laws of the State the statutory mayor-council form of city government; creating an alternate form of city government under the general laws of the State, designating it the statutory council-manager form of city government, and defining its powers; regulating the procedure whereby a city under one of the alternate statutory forms of city government may change to the other; and regulating the procedure whereby a city under a charter form of government may repeal its charter and adopt one of the alternate statutory forms of city government.

Engrossed **HB 302**—By Eubanks and Field of the House, and Boecher of the Senate—An Act authorizing the county clerk in any county in this State to record and index, at actual cost, easements and right-of way grants to associations, co-operatives, corporations, stock companies, or other organizations serving rural areas as utilities for dispensing, dispersion or sale of electric current for light and power, water, communication, etc., where not less than one hundred (100) such easements across, through or along farm lands for utility distribution lines are offered for recording and indexing at one time; fixing the period during which this Act shall be effective and providing for the termination of same; and declaring an emergency.

Engrossed **HB 221**—By Klinglesmith —An Act amending Section 93, Title 12, Oklahoma Statutes 1941, as amended by Chapter 3, Title 12, Oklahoma Session Laws 1945, page 37, prescribing limitations of real actions so that the same limitations prescribed in paragraph 1 thereof will apply to actions brought to recover lands distributed under decree rendered by county courts of this state in administration or probate proceedings as now apply to actions to recover lands partitioned by judgment of court, or sold and conveyed in partition suits, and other judicial sales and actions to recover lands sold on execution; further amending said section by changing the time prescribed in paragraph 3 to five (5) years; making paragraphs 1, 2 and 3 fully operative even though the deed or the precedent action, proceeding or decree is void or voidable in whole or in part for any reason, jurisdictional or otherwise; stating a saving clause; repealing all acts or parts of acts in conflict; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 137—Appropriations.
HB 86—Appropriations.
HB 130—Appropriations.
HB 189—Revenue and Taxation.
HB 219—Revenue and Taxation.

DO PASS, as amended:

SB 18—Appropriations.
SB 154—Appropriations.
SB 157—Appropriations.
HB 31—Appropriations.
HB 58—Appropriations.
HB 71—Local, State and Federal Government.
HB 133—Revenue and Taxation.

WITHOUT RECOMMENDATION:

SB 42—Revenue and Taxation.

Re-REFERRED TO COMMITTEES:

HB 86—To Local, State and Federal Government.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 216—By Collins of the Senate and Allard of the House—An Act authorizing the State Board of Vocational Education to provide a school bus driver training course under the trades and industry division; and declaring an emergency.

SB 217—By Ballinger—An Act amending Section 548 of Title 58 O. S. 1941, relating to accounting by personal representatives of deceased executor or administrator, by providing that where the authority of the guardian of any incompetent or insane or minor person ceases, he can be required to account, upon application of the person succeeding as such guardian; also providing that in case of death of guardian his accounts may be presented by his personal representatives, and upon petition of successor of deceased guardian, the court may compel personal representatives to so account; and declaring an emergency.

SB 218—By Connell of the Senate and Seids of the House—An Act making an appropriation to pay Henry S. Johnston for legal services rendered the State; and declaring an emergency.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FORTY-THIRD LEGISLATIVE DAY

Wednesday, March 16, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Rogers.—1.

Absent: Baldwin.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Senator Jarman asked unanimous consent, which was granted, that Dave and Bob Howell, of Oklahoma City, be made Honorary Pages for this legislative day.

The Journal for the last legislative day was declared approved.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 215—Judiciary.

SB 216—Education.

SB 217—Judiciary.

SB 218—Appropriations.

Engrossed **HB 50**—Judiciary.

Engrossed **HB 209**—Local, State and Federal Government.

Engrossed **HB 221**—Judiciary.

Engrossed **HB 302**—Local, State and Federal Government.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 87—Labor Relations.

DO PASS, as amended:

HB 9—Labor Relations.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 79, SJR 13, SBs 76, 105, 150, 164 and **175** each correctly engrossed.

Engrossed **SA** to and Engrossed **HB 79,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 13, SBs 76, 105, 150, 164** and **175** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

Senator Lowery asked unanimous consent, to which Senator Rinehart objected, that **SB 42,** by Thompson, be stricken from the calendar.

SB 178, by Boecher, was read and considered.

Upon motion of Senator Boecher, **SB 178** was advanced to engrossment and third reading.

Upon motion of Senator Boecher, the rules of the Senate were suspended, and **SB 178** was considered engrossed and placed upon third reading and final passage.

THIRD READING

By unanimous consent, Senator Boecher moved to amend **SB 178,** line 10, page 3, by inserting after the word, "sum" the following: "It shall be the mandatory duty of the county com-

missioners and the county excise board of each county to make the necessary appropriation to pay such fees and compensation of precinct and county registrars as are provided for in this section," which amendment was adopted.

By unanimous censent, Senator Boecher moved to amend **SB 178,** line 10, page 15, by striking the word, "clerk" and inserting in lieu thereof the words, "election board" and in line 12, page 15, after the word "preceding", insert the words, "state wide general" which amendment was adopted.

By unanimous consent, Senator Price moved to amend the Title to **SB 178** by making the title refer to Chapter 10, Title 26, instead of "Title 29" to conform to the body of the bill, which amendment was adopted.

SB 178 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—34.

Not Voting: Binns, Collins, Connell, Gary, Howell, Porter, Seaman, Worthington.—8.

Absent: Baldwin.—1.

Excused: Rogers.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—34.

Not Voting: Binns, Collins, Connell, Gary, Howell, Porter, Seaman, Worthington.—8.

Absent: Baldwin.—1.

Excused: Rogers.—1.

The emergency was declared passed.

SB 178 was referred for engrossment.

Senator Ballinger asked to be excused for thirty minutes, which was the order.

GENERAL ORDER

HB 73, by Field, et al, was read and considered.

Upon motion of Senator Boecher, **HB 73** was advanced to engrossment and third reading.

By unanimous consent, **HB 73** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 73 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Price.—1.

Not Voting: Binns, Collins, Emery, Gary, Porter, Seaman.—6.

Absent: Baldwin.—1.

Excused: Ballinger, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Price.—1.

Not Voting: Binns, Collins, Emery, Gary, Porter, Seaman.—6.

Absent: Baldwin.—1.

Excused: Ballinger, Rogers.—2.

The emergency was declared passed.

HB 73 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 154, by Counts of the Senate, and Brown (Pittsburg) et al of the House, was read and considered.

Upon motion of Senator Counts, **SB 154** was advanced for engrossment and third reading.

By unanimous consent, **SB 154** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 154 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller, White, Worthington. —35.

Not Voting: Connell, Emery, Gary, Ginder, Seaman, Walker.—6.

Absent: Baldwin.—1.

Excused: Ballinger, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—36.

Not Voting: Connell, Gary, Ginder, Seaman, Walker.—5.

Excused: Ballinger, Rogers.—2.

Absent: Baldwin.—1.

The emergency was declared passed.

SB 154 was referred for engrossment.

Senator Porter, Chairman of the Committee on Roads and Highways, asked unanimous consent, which was granted, that Senator Cobb be made a member of the Committee on Roads and Highways.

GENERAL ORDER

SB 141, by Thompson, was read and considered.

Upon motion of Senator Thompson, **SB 141** was advanced to engrossment and third reading.

By unanimous consent, **SB 141** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 141 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Carrier, Connell, Dacus, Gary, Ginder.—6.

Excused: Ballinger, Rogers.—2.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden,

Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Carrier, Connell, Dacus, Gary, Ginder.—6.

Excused: Ballinger, Rogers.—2.

Absent: Baldwin.—1.

The emergency was declared passed.

SB 141 was referred for engrossment.

Senator Cook asked to be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HB 130, by Field of the House, and Leonard of the Senate, was read and considered.

Upon motion of Senator Leonard, **HB 130** was advanced to engrossment and third reading.

By unanimous consent, **HB 130** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 130 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—32.

Nay: Price.—1.

Not Voting: Binns, Cartwright, Gary, Jarman, Nevins, Seaman, Worthington. —7.

Excused: Ballinger, Cook, Rogers.—3.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White.—32.

Nay: Price.—1.

Not Voting: Binns, Cartwright, Gary, Jarman, Nevins, Seaman, Worthington. —7.

Excused: Ballinger, Cook, Rogers.—3.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 130 was properly signed and ordered returned to Honorable House.

Referring to **SB 154:**

By unanimous consent, Senator Rinehart moved to amend **SB 154** by inserting after Section One a new section to be numbered Two and numbering the present Section Two, Section Three, as follows: "Section 2. The appropriation in the amount of One Hundred Ten Thousand ($110,000.00) Dollars to the State Board of Public Affairs, made by Chapter 4 of Title 35, Session Laws 1947, Page 272, for the purpose of putting the Central State Hospital Annex at McAlester, Oklahoma, in condition, ie to repair, remodel, furnish and equip same, in order that the lease referred to in Chapter 4 of Title 35, Session Laws 1947, may be entered into, is hereby continued and reappropriated in the original amount, less the amount which has been expended on the original lapse date. The amount herein reappropriated shall not be subect to fiscal year limitations and shall be available for the liquidation of existing contracts and for new contracts and expenditures under the terms of this Act" which amendment was adopted.

By unanimous consent, Senator Rine-

hart moved to amend **SB 154,** line 4, page 2, by inserting after the word, "of" and before the word, "page" the figures "1947," in lieu of the figures, "1945," which amendment was adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 13,** as amended.

HA to **SCR 13** read as follows, and concurred in upon motion of Senator Rinehart:

AMENDMENT NO. 1—By adding the following as Co-Authors to Engrossed Senate Concurrent Resolution No. 13: Berry, Bethell, Boatman, Brannon, Brewer, Burkhart, Burton, Card, Cordray, Dillon, Disney, Doty, Douglas (Harper), Easterly, Field, Fronterhouse, Harkey, Henry, Kouns, Langley (Muskogee), Lindley, Meigs, Munson, Ownby, Reynolds (Oklahoma), Sherman, Shibley, Smith (Cherokee), Sugg, Sumrall, Taylor, Wagner, Williams and Wolfe.

SCR 13, as amended by the Honorable House, was read at length and adopted upon motion of Senator Rinehart.

House Amendment was properly signed and the above resolution, as amended, was referred for enrollment.

THIRD READING

SB 57 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Counts, Cowden, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Walker, Worthington.—24.

Nays: Emery, Fine, Ginder, Grim, Medlock, Speck, Thompson, Waller, White.—9.

Not Voting: Connell, Dacus, Gary, McClendon, Mahan, Nevins, Seaman.—7.

Absent: Baldwin.—1.

Excused: Ballinger, Cook, Rogers.—3.

The bill was declared passed.

Upon motion of Senator Lowery, the emergency section to **SB 57** was ordered stricken, and the title amended to conform.

SB 57 was ordered referred for engrossment.

GENERAL ORDER

SB 97, by Public Health Committee, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 97** was advanced to engrossment and third reading.

By unanimous consent, **SB 97** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 97 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Cobb, Fine, Gary, Lowery, McClendon, Seaman, Speck, Thompson.—9.

Excused: Cook, Rogers.—2.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Cobb, Fine, Gary,

Lowery, McClendon, Seaman, Speck, Thompson.—9.

Excused: Cook, Rogers.—2.

Absent: Baldwin.—1.

The emergency was declared passed.

SB 97 was referred for engrossment.

Senator Ritzhaupt moved that **SB 12,** by Ritzhaupt, be withdrawn by the Committee on Penal Institutions and placed upon the calendar, which motion, by unanimous consent he withdrew.

Referring to **SB 154:**

By unanimous consent, Senator Gary moved to amend **SB 154,** line 4, page 2, by inserting after the figures, "275" the following: "and to acquire by purchase or otherwise a site and building for a Nurses' Home, and equip the same, to be used in connection with the said Hospital," which amendment was adopted.

Senator Rinehart moved that when the clerk's desk is cleared that the Senate adjourn to meet at high noon tomorrow, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 219—By Dacus, Gary and Porter of the Senate, and Dunlap of the House —An Act making an appropriation of Four Hundred Thousand ($400,000.00) Dollars from any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ended June 30, 1948 to the State Board of Education to increase the transportation minimum program for each school district qualifying for State Aid for Transportation; and declaring an emergency.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 81**—By Ginder—An Act amending Section 172, Title 12, O. S. 1941; relating to service by publication; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 211.**

The above numbered Enrolled Bill was after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 12:00 Noon tomorrow.

FORTY-FOURTH LEGISLATIVE DAY

Thursday, March 17, 1949

Pursuant to adjournment, the Senate met at 12:00 noon, and was called to order by President Berry.

President Pro Tempore Logan presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Waller, White, Worthington.—41.

Excused: Rogers, Walker.—2.

Absent: Counts.—1.

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.

Senator Nevins asked that Raymond Jerdy Gary, son of Senator Gary, and Harold Jean Purser be made Honorary Pages for this legislative day, which was the order.

Senator Grim advised the Senate of the illness of Senator Walker and asked that he be shown excused today, which was the order.

Senator Cartwright asked that he, Senator Emery and Senator McClendon be excused for thirty minutes, which was the order.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SCR 12—Oil and Gas.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 219—Appropriations.

GENERAL ORDER

SB 176, by Ballinger of the Senate, and Jones of the House, was read and considered.

Upon motion of Senator Ballinger, **SB 176 was** advanced to engrossment and third reading.

Senator Ballinger asked unanimous consent, which was granted, that **SB 176** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 176 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—30.

Not Voting: Baldwin, Binns, Cook, Ginder, Howell, Medlock, Rinehart, Seaman.—8.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

Absent: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden,

Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—30.

Not Voting: Baldwin, Binns, Cook, Ginder, Howell, Medlock, Rinehart, Seaman.—8.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

Absent: Counts.—1.

The emergency was declared passed.

SB 176 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 57, 97, 141, 154 and **178** each correctly engrossed.

SCR 13 correctly enrolled.

Engrossed **SBs 57, 97, 141, 154** and **178** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 13** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 174, by the Appropriations Committee, was read and considered.

Upon motion of Senator Ballinger, **SB 174** was advanced to engrossment and third reading.

By unanimous consent, **SB 174** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 174 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—30.

Not Voting: Baldwin, Binns, Cook, Ginder, Gooldy, Nance, Rinehart, Seaman.—8.

Absent: Counts.—1.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—30.

Not Voting: Baldwin, Binns, Cook, Ginder, Gooldy, Nance, Rinehart, Seaman.—8.

Absent: Counts.—1.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

The emergency was declared passed.

SB 174 was referred for engrossment.

GENERAL ORDER

By unanimous consent, **SCR 12,** by Mahan, et al, was taken up for consideration and read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 12—By Mahan, Rinehart, Logan, Gooldy and Collins of the Senate, and Evans, Billingsley, Smalley, Anglin and Doty of the House.

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO AMEND THE NATURAL GAS ACT SO AS TO EXPRESSLY EXCLUDE THE PRODUCTION AND GATHERING OF GAS AND THE ARM'S LENGTH SALES THEREOF FROM PRODUCTION AND GATHERING FACILITIES FROM THE TERMS OF SAID ACT AND FURTHER URGING AND REQUESTING THE UNITED STATES SENATORS FROM OKLAHOMA TO INTRODUCE AN APPROPRIATE SENATE BILL

TO BE CONSIDERED CONCURRENTLY WITH SIMILAR BILLS NOW PENDING IN THE HOUSE OF REPRESENTATIVES.

WHEREAS, natural gas and oil constitute Oklahoma's most important and basic natural resources, vital to the economic, social and general welfare of the State and of its citizens; and

WHEREAS, historically the production, gathering and sales of natural gas and oil (occurring within the several States) has been regarded as local functions subject to regulation and control by the States whenever necessary or proper in the interest of conservation or the equitable taking and sale thereof and so recognized by the Natural Gas Act in exempting the "production and gathering of natural gas" from the jurisdiction of the Federal Power Commission; and

WHEREAS, the State of Oklahoma has been alert to its responsibility in respect to the conservation, efficient and nonwasteful production, and the equitable taking and sale of such gas and oil and has exercised its regulatory powers so as to fulfill such responsibility; and

WHEREAS, both the gathering of gas and arm's length sales thereof from production or gathering facilities are so related to the production, conservation and equitable taking of gas and oil that any attempted exercise of authority in respect thereof by the Federal Power Commission would interfere with, and be an inherent and constant source of conflict with, the exercise by the State of its historical power and functions in regard to the production, conservation and equitable taking of both gas and oil; and

WHEREAS, any regulation of or control by the Federal Power Commission over the gathering of gas or the sale thereof from production or gathering facilities would so affect and involve the production of the gas and any oil produced therewith, that to regulate the gathering or such sales of gas would of necessity and in effect involve the control and regulation of the production and equitable taking of both gas and any oil produced therewith; and

WHEREAS, the legislative history of the Natural Gas Act indicates that Congress intended to exclude from the application of the Act and the jurisdiction of the Federal Power Commission, the production and gathering of natural gas, nevertheless, the decision of the Supreme Court of the United States in the case of Interstate Natural Gas Company vs. Federal Power Commission, 67 Sup. Ct. Rep., Page 1482, in effect, casts serious doubt that the language of the Natural Gas Act excludes from the terms of the Act production or gathering or sales of gas moving in interstate commerce and indicates that under the language of the Act all production at the wellhead and all gathering other than the regulation of the mere physical acts of producing and gathering and all transportation of natural gas which moves in interstate commerce, beginning at the wellhead, and all sales of such natural gas including sales by the producer or gatherer even at the well are subject to the jurisdiction of the Federal Power Commission, limited only by a vaguely stated exception in the case of conflict with the exercise by the State of its regulatory functions, which "conflict must be clearly shown"; and

WHEREAS, in order to clarify said Act and to avoid such conflicts of jurisdiction and to preserve the State's historical functions in respect to the production, conservation and equitable taking of gas and oil within the States, and in which the States have a paramount interest, it is imperative that the Congress of the United States amend the Natural Gas Act so as to expressly exclude the production and gathering of gas and arm's length sales thereof from production or gathering facilities from

the terms and application of said Act and the jurisdiction of the Federal Power Commission; and

WHEREAS, certain House Bills differing in terms but in general having as their objective the purposes of this resolution have been introduced in the House of Representatives of the United States Congress and are now being considered by that body; and

WHEREAS, for the purpose of expediting action by the Congress, it is desirable that an appropriate Senate Bill conforming to the purposes of this resolution be introduced for consideration by the Senate concurrently with House consideration of the bills pending in the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN, that the Congress of the United States be memorialized to amend the Natural Gas Act so as to expressly exclude the production and gathering of natural gas and arm's length sales thereof from production or gathering facilities from the terms of said Act, and that the Oklahoma Senators in the Congress be urged and requested to introduce and support an appropriate Senate bill conforming to the purposes of this resolution to be considered concurrently with the bills now pending in the House of Representatives; that a copy of this resolution be forwarded by the Secretary of the Senate to each member of the Congressional Delegation from Oklahoma, to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States and to the Honorable Harry S. Truman, President of the United States.

Upon motion of Senator Mahan, **SCR 12** was adopted and ordered referred for engrossment.

SB 187, by Anderson of the Senate, and Bullard of the House, was read and considered.

Upon motion of Senator Anderson, **SB 187** was advanced for engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and **SB 187** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 187 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Waller, White, Worthington.—31.

Not Voting: Binns, Boecher, Cook, Ginder, Rinehart, Seaman, Thompson. —7.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

Absent: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Speck, Waller, White, Worthington.—31.

Not Voting: Binns, Boecher, Cook, Ginder, Rinehart, Seaman, Thompson. —7.

Excused: Cartwright, Emery, McClendon, Rogers, Walker.—5.

Absent: Counts.—1.

The emergency was declared passed.

SB 187 was referred for engrossment.

Senator Mahan moved that, pursuant to **SR 16,** by Cook, Gary, Nance, Ritzhaupt, Porter, Lowery, Boecher, Cartwright and Dacus, the Special Committee appointed thereunder be authorized to proceed to the State Capital of Texas, or any other point necessary, to carry out the directions and orders of the Senate, as provided under said Resolution, and that the necessary expenses incurred thereby be paid by the Senate, which motion prevailed.

Senators Cartwright, McClendon and Emery asked to be recorded present, which was the order.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 8,** conference requested, House Conferees named as follows: Tate, Box, Peak, Bailey (Craig) and Wolfe.

Upon motion of Senator Nevins, the request of the Honorable House for a conference on Engrossed **HB 8** was granted and the President Pro Tempore appointed as the Senate Conferees thereunder Senators, Thompson, Ballinger, Porter, White and Fine.

Senator Lowery asked that Miss Patsy Jones, daughter of former Senator Ray C. Jones, be made an Honorary Page for this legislative day, which was the order.

GENERAL ORDER

HB 58, by Dunlap, et al of the House, and Walker, Dacus and Gary of the Senate, was read and considered.

Senator Gary moved to amend **HB 58,** by striking therefrom the Enacting Clause, which amendment was adopted.

Upon motion of Senator Gary, **HB 58,** as amended, was advanced to engrossment and third reading.

Senator Gary asked unanimous consent, which was granted, that **HB 58,** as amended, be considered engrossed and placed upon third reading and final passage.

Senator Cobb presiding.

THIRD READING

HB 58 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, White, Worthington. —34.

Nays: Lowery.—1.

Not Voting: Anderson, Fine, Jelks, Mahan, Seaman, Waller.—6.

Absent: Counts.—1.

Excused: Rogers, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, White, Worthington. —34.

Nays: Lowery.—1.

Not Voting: Anderson, Fine, Jelks, Mahan, Seaman, Waller.—6.

Absent: Counts.—1.

Excused: Rogers, Walker.—2.

The emergency was declared passed.

HB 58 was referred for engrossment.

Senator Thompson asked that he and Senator White be excused for the remainder of this day, which was the order.

Senator Jarman asked unanimous consent, which was granted, that Miss Mary Louise Kuwitzky and Miss Pat Koger, both of Oklahoma City, be made Hon-

orary Journal Clerks for this legislative day, which was the order.

Senator Nance presiding.

GENERAL ORDER

SB 18, by Gary of the Senate, and Harkey of the House, was read and considered.

Senator Porter moved to amend **SB 18,** by striking therefrom the Enacting Clause, which amendment was adopted.

Senator Gary moved to amend **SB 18,** line 16, page 5, by inserting after the figure, "$380,480.00" and before the period the following "during each fiscal year" which amendment was adopted.

Upon motion of Senator Gary, **SB 18,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 18,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 18 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, M a h a n, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, W a l l e r, Worthington.—32.

Not Voting: Anderson, Binns, Cowden, Fine, Jelks, Lowery, Seaman.—7.

Excused: Rogers, Thompson, Walker, White.—4.

Absent: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, M a h a n, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, W a l l e r, Worthington.—32.

Not Voting: Anderson, Binns, Cowden, Fine, Jelks, Lowery, Seaman.—7.

Excused: Rogers, Thompson, Walker, White.—4.

Absent: Counts.—1.

The emergency was declared passed.

SB 18 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJRs 8** and **16,** as amended.

HAs to **SJR 8** read as follows, and concurred in upon motion of Senator Waller:

AMENDMENT NO. 1—Page 1, line 26, of the Engrossed Senate Joint Resolution No. 8, after the word "land," insert "less one-half (½) of the oil and gas and other minerals, same to be retained by the Board of Regents of the Oklahoma Military Academy."

AMENDMENT NO. 2—Page 1, line 26, of the Engrossed Senate Joint Resolution No. 8, after the word "sale," strike the rest of that line, all of line 27, and line 28 up to the word "that."

SJR 8, as amended by the Honorable House, was read at length.

One question of passage of Resolution, as amended, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jarman, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Speck, Waller, Worthington.—29.

Not Voting: Anderson, Fine, Ginder, Jelks, Leonard, Logan, McClendon, Rinehart, Ritzhaupt, Seaman.—10.

Excused: Rogers, Thompson, Walker, White.—4.

Absent: Counts.—1.

The Resolution, as amended, was declared passed.

House Amendments were properly signed and above numbered Resolution, as amended, was referred for enrollment.

HA to **SJR 16** read as follows, and concurred in upon motion of Senator Waller:

Amendment No. 1. Page 2, Section 1, Line 16 of Engrossed Senate Joint Resolution No. 16, after the word therefor, add the following: Reserving, however, in all such warranty deeds an undivided One-half (½) interest in and to oil and gas and other minerals.

SJR 16, as amended by the Honorable House, was read at length.

On question of passage of Resolution, as amended, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Speck, Waller, Worthington.—31.

Not Voting: Anderson, Cobb, Fine, Leonard, Lowery, Rinehart, Ritzhaupt, Seaman.—8.

Absent: Counts.—1.

Excused: Rogers, Thompson, Walker, White.—4.

The resolution, as amended, was declared passed.

House Amendment was properly signed and above numbered resolution, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 79 and 158,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 79, 130** and **158.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 13.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 12**—By Smith (Rogers)—A Joint Resolution proposing an amendment to Article 13 of the Constitution of Oklahoma; and providing for a board of regents for the Oklahoma Military Academy.

Engrossed **HB 13**—By Wallace (Oklahoma)—An Act repealing Title 32, Chapter 1, Session Laws 1945, relating to community property; providing a method of preserving rights heretofore acquired under the Act and giving notice thereof to third persons; fixing the limitations for enforcing such rights; making provisions for severability; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 9.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 56,** as amended.

HAs to **SB 56** read as follows:

AMENDMENT NO. 1—Section 1, Page 1, Line 14 of Engrossed Senate Bill No. 56, by adding after the word "experience" and before the word "having," the following: "during the past ten (10) years."

AMENDMENT NO. 2—Section 1, Page 1 of Engrossed Senate Bill No. 56, by striking all of Line 25 after the word "years", and by striking all of Line 26, and up to and including the word "large" on line 27.

AMENDMENT NO. 3—Page 2 of Engrossed Senate Bill No. 56, by adding the Emergency Clause, to be designated as Section No. 7, and amending the title to conform.

By unanimous consent, further consideration of **SB 56,** as amended by the Honorable House, was set for Special Order at 2:00 p. m., Wednesday, March 23, 1949.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 220—By Speck and Mahan—An Act relating to accident and health insurance; providing that Sections 3 to 7, both inclusive, Chapter 18, Pages 275-280, Title 36, Oklahoma Session Laws 1947, shall not apply to certificates of membership issued under certain conditions by fraternal societies licensed pursuant to 36 O. S. 1941, § § 261-266, inclusive, and § § 271-292, inclusive; making provisions of Act severable; repealing conflicting Acts; and declaring an emergency.

SB 221—By Thompson and Gary of the Senate and Evans and Tate of the House—An Act establishing and creating the Oklahoma Veterans Home, designating the location thereof and fixing eligibility and requirements for admittance thereto; placing management and control thereof under the War Veterans Commission of Oklahoma, prescribing its powers, duties and functions, and transferring certain property thereto for the use of said home; accepting federal laws providing for payment of funds to states for care of disabled soldiers and sailors; repealing Chapter 32, Title 70, Oklahoma Session Laws 1945, except Section 8 thereof, and other conflicting laws; fixing effective date of Act; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 203 — Local, State and Federal Government.

HB 86—Local, State and Federal Government.

HB 200—Revenue and Taxation.

HB 202—Revenue and Taxation.

HB 209 — Local, State and Federal Government.

HB 249—Local, State and Federal Government.

HB 302—Local, State and Federal Government.

DO PASS, as amended:

SB 192—Local, State and Federal Government.

SB 201—Local, State and Federal Government.

SB 214—Local, State and Federal Government.

HB 174—Local, State and Federal Government.

DO NOT PASS:

SJR 18—Revenue and Taxation.

WITHOUT RECOMMENDATION:

SB 54—Revenue and Taxation.

Upon motion of Senator Nevins, the Senate adjourned to meet at 1:30 p. m., Monday, March 21, 1949.

FORTY-FIFTH LEGISLATIVE DAY

Monday, March 21, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nevins, Porter, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Absent: Cartwright, Leonard.—2.

Excused: Baldwin, Carrier, Cobb, Cook, Grim, Lowery, Mahan, Nance, Price, Rinehart, Rogers.—11.

The President announced a quorum present.

Prayer was offered by Rev. Jack Featherstone, pastor of the First Methodist Church at Calvin.

The Journal for the last legislative day was declared approved.

A committee composed of Representatives Lance, Pitman and Biles was received, who invited the Senate to join with the Honorable House in Joint Session at 1:45 p. m. today.

Senator Nevins moved that the Senate accept the invitation of the Honorable House for a joint meeting and proceed to the House of Representatives at once, which motion prevailed.

JOINT SESSION

The Senate and Honorable House, in Joint Session, was called to order by the President of the Senate, Lieutenant Governor James E. Berry.

Upon motion of Senator Nevins, the attendance roll call of the Senate today was declared the roll call of the Senate in Joint Session, it being as follows:

Present: Anderson, Ballinger, Binns, Boecher, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nevins, Porter, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Absent: Cartwright, Leonard.—2.

Excused: Baldwin, Carrier, Cobb, Cook, Grim, Lowery, Mahan, Nance, Price, Rinehart, Rogers.—11.

Representative Smalley moved that the roll call of the Honorable House today be considered the roll call of the House in Joint Session, which motion prevailed, it being as follows:

Ayes: Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Morris, Munson, Nall, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer),

Wallace (Grady), Welch, Williams, Wolfe, Mr. Speaker.—106.

Excused: Disney, Evans, Langley (Adair), Meigs, Nix, Oliver, Shumate, Sumrall, Wallace (Oklahoma).—9.

The Presiding Officer announced a quorum of the Joint Session present.

The Sergeant-at-Arms announced the presence of Governor Roy J. Turner and his guest, Honorable Cord Meyer, Jr., who were escorted to the Speaker's desk.

The Presiding Officer introduced to the Joint Session Governor Turner.

The President recognized Senator Thompson for the purpose of introducing the guest speaker.

Senator Thompson introduced to the Joint Session Honorable Cord Meyer, Jr., New York, National President of the United World Federalists, Inc., stating that he would speak on "World Law or World War," following which the Speaker gave a very interesting talk, and during which he urged the passage of **SJR 3**, by Thompson.

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

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The Senate in its Chamber was called to order by its President.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 120**—By Dunlap, Biles, Billingsley, Fronterhouse, and Peak—An Act relating to the public schools of Oklahoma; establishing a code for the public school system of the State; prescribing the powers, duties and functions of the State Board of Education, State Superintendent of Public Instruction, school districts and boards of education; the State Textbook Committee and local textbook committees and prescribing their powers, duties and functions; establishing a system for the retirement of teachers and other employees and activities of public schools and educational institutions; providing for financial aid to schools and school districts; dealing with teachers, textbooks, curriculum, bonds, enumeration and school attendance of children, annexation, consolidation, transfer and transportation of school children, audio-visual education, education of physically handicapped children, vocational education, vocational rehabilitation, and other educational courses and classes; repealing Chapters 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 29, 30, and 31 of Title 70, Oklahoma Statutes 1941, and Sections 24, 25, 26, 27, 28, 29, 30, 31, 36, 39, 661, 662, 663, 664, 665, 666, 667, 668, 669, 681, 682, 683, and 684, of Title 70, Oklahoma Statutes 1941, and Chapters 5, 5a, 6, 16, 21a, 21b, 24, 26, 28, 29, 31 and 45a of Title 70, Oklahoma Session Laws 1943, and Chapter 10 of Title 68, Oklahoma Session Laws 1944, and Chapter 21 of Title 70, Oklahoma Session Laws 1944, and Chapters 3, 5, 7, 9, 27, 27a, 28 and 31 of Title 70, Oklahoma Session Laws 1945, and Chapters 6, 9, 19, 22, 23, 23a, 23c, 24, 24a, 25, 27, 28, 28a, 30, 31, 31a, 31b, 31c, 31d, 31e and 31f of Title 70, Oklahoma Session Laws 1947, and Sections 3, 4, 5, 6, and 7 of Article 1, and Articles II and III, of Chapter 21, Title 70, Oklahoma Session Laws 1947, and conflicting laws; fixing effective date of Act; and declaring an emergency.

Engrossed **HB 121**—By Langley (Muskogee)—An Act relating to the sale of oil and gas leases and other mining leases by trustees; amending 60 O. S. 1941 § 72 so as to provide that such leases shall be approved by the district court; and declaring an emergency.

Engrossed **HB 140**—By Brickell and Bullard—An Act repealing House Bill 513, Session Laws 1945, relating to additional investigators and enforcement officers in the Department of Public Safety; and declaring an emergency.

Engrossed **HB 155**—By Tiffany, Box and Harkey—An Act making an appropriation to the Adjutant General out of the emergency appropriation fund for the fiscal year ending June 30, 1948, for payment of expenses of National Guardsmen injured in line of duty; and declaring an emergency.

Engrossed **HB 206**—By Box—An Act making it unlawful to require a physical or medical examination as a condition of employment or continued employment, without providing such examination at no cost therefor to the employee or applicant for employment or without furnishing, free of charge, to the employee or applicant for employment, an original or duplicate original or duplicate original of the examiner's report of such examination; further making it unlawful to require any employee or applicant for employment to pay any part of the cost of any such examination, report, or copy of report; providing penalty for violation of provisions of Act; and declaring an emergency.

Engrossed **HB 222**—By Cunningham of the House, and Jelks of the Senate—An Act prohibiting State departments, institutions and agencies from publishing books, pamphlets, brochures or any other type of publication not considered a part of the routine operation of said department, institution or agency, unless specifically authorized and required by law; providing the manner of publishing said documents; providing for the manner of payment; prohibiting pictures of State officials and employees from appearing therein; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 231**—By Roberson—An Act relating to community sales; amending Section 2, Chapter 11b, Title 4, page 35, Oklahoma Session Laws 1947, so as to provide that upon the renewal of a community sale license the bond shall be in the sum of one-half (½) of the average weekly sales of the licensee during the preceding license year or in the sum of Five Thousand Dollars ($5,000.00), whichever is greater; providing that no bond greater than Twenty Five Thousand Dollars ($25,000.00) shall be required; and declaring an emergency.

Engrossed **HB 238**—By Ownby—An Act relating to game and fish; providing that the Game and Fish Commission shall issue hunting and fishing licenses free of charge to honorably discharged veterans over the age of sixty-five (65) years; providing for applications for such licenses, repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Engrossed **HB 252**—By Lance and Smith (Rogers)—An Act further defining the powers of the board of education of any independent school district in this State as set out in Section 189 of Title 70, O. S. 1941, by authorizing disposition of properties no longer needful in whatever manner is most fit and proper; and declaring an emergency.

Engrossed **HB 260**—By Forsythe, Allen, Andrews, Davidson, Disney and Jennings of the House, and Price of the Senate—An Act amending 10 O. S., 1941, Section 116c, as amended by Chapter 5a, Title 10, S.L., 1943, and Chapter 18a, Title 10, S.L., 1947, relating to the county probation officer; increasing the salary of such officer and assistant; providing for the payment of such increase; and declaring an emergency.

Engrossed **HB 258**—By Committee on Public Health—An Act making a nonfiscal appropriation of Thirty-five Thousand Dollars ($35,000.00) to the State Department of Health from unobligated moneys in a designated appropriation made to said department by the Twenty-First (21st) Legislature of Oklahoma; defining and relating to the purpose of said appropriation and the expenditure thereof; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 266**—By Smalley—An Act amending House Bill Number 429

of the Regular Session of the Twenty-First Legislature, Being Chapter 45f of Title 70 of the 1947 Session Laws, relating to the operation of airports and the acceptance of grants of airport property from the United States by State supported educational institutions comprising the Oklahoma system of higher educational institutions which have been co-ordinated with the Oklahoma State system of higher education, so as to authorize such institutions to accept, receive, receipt for, disburse, and expend Federal monies granted by the United States in aid of airport development upon such terms and conditions as are prescribed by the United States and are consistent with State law, and to provide that the use and operation of such airports shall be consistent with the terms of the grants by which said properties are acquired or said Federal monies are received from the United States; and declaring the severability of the separate provisions of this Act; and declaring an emergency.

Engrossed **HB 267**—By Wagner, Evans, Garvin, and Lindley—An Act appropriating the sum of Five Thousand Dollars ($5,000.00) out of the Highway Construction and Maintenance Fund of the State of Oklahoma for each of the fiscal years ending June 30, 1950 and June 30, 1951, to be expended by the Department of Highways of the State of Oklahoma for constructing and erecting historical markers along the highways of the State of Oklahoma commemorating historical events and sites; providing that appropriations shall be non-fiscal; prescribing duties and powers of the Oklahoma Historical Society hereunder; prescribing duties of the Department of Highways of the State of Oklahoma and county highway department hereunder; and declaring an emergency.

Engrossed **HB 290**—By Bethell of the House and Gooldy of the Senate—An Act relating to the salaries of County officials and their deputies in certain counties; amending Section 15, Chapter 6, Title 19, Page 53, Oklahoma Session Laws 1943; and declaring an emergency.

Engrossed **HB 326**—By Reynolds (Oklahoma), Box, Bullard and Peak—An Act relating to chattel mortgages; amending Section 1, Chapter 3, Title 46, Page 304, Oklahoma Session Laws 1947, so as to provide for mortgages or pledges of goods, wares and merchandise consisting of durable goods, having a per unit cost to the mortgagor or pledgor of at least one hundred dollars ($100.00); and declaring an emergency.

Engrossed **HB 331**—By Smalley—An Act authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma National Guard on which to construct a warehouse; providing for procedure therefor; and declaring an emergency.

Engrossed **HB 353**—By Davidson, Andrews, Jennings, Forsythe, Disney, Oliver and Allen—An Act providing for city planning; authorizing the creation and organization of city planning commissions, prescribing the powers and duties thereof, defining the jurisdiction thereof, and providing funds therefor; regulating the division or subdivision of lands within the jurisdiction of such planning commissions; declaring certain transfers of land unlawful; providing for the establishment of building lines and setback lines and for the enforcement thereof; providing penalties for violations; limiting the application of this Act to cities having not less than 142,000 and not more than 204,000 population according to the last preceding federal decennial census; and declaring an emergency.

Engrossed **HB 118**—By Shibley—An Act relating to the cancellation of Workmen's Compensation policies of insurance, providing for payroll audits and return of unearned premiums, makir.g

violation of this act a misdemeanor, providing punishment therefor, making the provisions hereof severable, repealing conflicting laws; and declaring an emergency.

Engrossed **HB 179**—By Committee on Public Health—An Act amending 59 O. S. 1941 § 493, providing for the requirement of a one year's internship by applicants prior to licensure.

Engrossed **HB 180**—By Committee on Public Health—An Act relating to the issuance of certificates of ability in the basic sciences by the Board of Examiners in the basic sciences and prescribing procedure and fees therefor.

Engrossed **HB 194**—By Davidson—An Act relating to the issuance of permits and licenses for and the utilization of waters of definite streams formed by nature for the generation of electric power and energy; repealing all acts and parts of acts in conflict therewith; and declaring an emergency.

Engrossed **HB 212**—By Smith (Rogers), Lance, Dyer, and Russell, and Waller of the Senate—An Act relating to the training of bird dogs; repealing 29 O. S. 1941, §§ 144 and 145; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 123.**

The above numbered Bills and/or Resolutions were referred for enrollment.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 125—Judiciary.
SB 136—Judiciary.
HB 37—Judiciary.
HB 59—Judiciary.
HB 105—Judiciary.
HB 168—Judiciary.

DO PASS, as amended:

SB 138—Judiciary.
SB 139—Judiciary.
SB 190—Judiciary.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 220—Insurance.

SB 221—Military and Veterans Affairs.

Engrossed **HB 13**—Revenue and Taxation.

Engrossed **HJR 12**—Revenue and Taxation.

GENERAL ORDER

SB 156, by Boecher, was read and considered.

Upon motion of Senator Boecher, **SB 156** was advanced to engrossment and third reading.

Upon motion of Senator Boecher, the rules of the Senate were suspended and **SB 156** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 156 was read at length for the third time.

By unanimous consent, Senator Boecher moved to amend **SB 156,** lines 5 and 6, page 2, by striking the words and figures, "Twenty-five ($25.00) Dollars," and inserting the words and figures "Five ($5.00) Dollars"; and line 7 by striking the words and figures, "Ten ($10.00) Dollars" and inserting the words and figures, "One ($1.00) Dollar", which amendment was adopted.

SB 156 as amended was read at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Counts, Cowden, Dacus, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Medlock, Nevins, Porter, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington. —26.

Not Voting: Binns, Emery, Gary, McClendon, Waller.—5.

Absent: Cartwright, Leonard.—2.

Excused: Baldwin, Carrier, Cobb, Cook, Grim, Lowery, Mahan, Nance, Price, Rinehart, Rogers.—11.

The bill was declared passed.

The President presiding.

Upon motion of Senator Ritzhaupt, the roll call on the emergency section was deferred for this day.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SENATE RESOLUTION NO. 17—By Logan—A RESOLUTION OF RESPECT TO HONORABLE THOMAS PRYOR GORE, COMMEMORATING HIS GREAT ABILITY, FIDELITY AND LOYALTY TO HIS CONVICTIONS; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA TO THE BEREAVED FAMILY.

Senator Logan asked unanimous consent, which was granted, to immediately consider **SR 17,** which was read at length as follows:

SENATE RESOLUTION NO. 17—By Logan.

A RESOLUTION OF RESPECT TO HONORABLE THOMAS PRYOR GORE, COMMEMORATING HIS GREAT ABILITY, FIDELITY AND LOYALTY TO HIS CONVICTIONS; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA TO THE BEREAVED FAMILY.

WHEREAS, In the Providence of the Supreme Architect of the Universe, our beloved former Member, Honorable Thomas Pryor Gore, has been called from his earthly labors; and

WHEREAS, Thomas Pryor Gore first entered official life when he was elected to the Territorial Senate (then called Council) in 1902 from the Counties of Comanche and Caddo, and served with honor and distinction in the Seventh Territorial Senate of Oklahoma Territory; and

WHEREAS, His powers as an orator, his statesmanship and the espousal of the cause of the common people won his election as United States Senator from Oklahoma at Statehood in 1907, which position he held by successive elections until 1920 and again serving as United States Senator from 1930 to 1936; and

WHEREAS, By a series of accidents and misfortunes, he completely lost sight of both eyes when he was between eight and eleven years of age, but such a great misfortune did not dampen his courage and determination to go forward in life, and in 1892 he received his law degree from the Cumberland University in Tennessee. He successively practiced law in his native State of Mississippi, later in Texas and Lawton, Oklahoma; and

WHEREAS, Independence, courage and self-expression were his dominant characteristics; his diction and choice phrases and elegance of expression, with his great stock of knowledge, made him greatly in demand as a lecturer and public speaker; his audiences were often held spell-bound under his eloquence; and

WHEREAS, His unfaltering fidelity to his conviction on public questions caused his defeat in 1920 and 1936 to succeed himself in the United States Senate, thus making him a martyr to this conviction; and

WHEREAS, During the stirring times,

incident to the First World War, Thomas Pryor Gore said: "In the midst of bewildering times, I have pursued the path of duty as I saw it. Paint me as I am."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

FIRST. That we go on record as being highly appreciative of the able, unselfish, patriotic and splendid service that Thomas Pryor Gore rendered to this State and the Territory of Oklahoma in his service in the Seventh Territorial Legislature of this State and the United States in his eighteen years' service in the Senate of the United States.

SECOND. That we recognize in his life and attainments and in his sturdy character and devotion to duty those principles of noble and unselfish men that go to make a great State and a great Nation.

THIRD. That we recommend to our fellow members as worthy of their emulation, the courage, integrity, fidelity and zeal in which he distinguished himself in the long years of his devotion and patriotic service to his State and Nation.

FOURTH. That we pledge to his memory our loyalty to the many progressive forms of legislation which he initiated and supported and will ever cherish in our hearts the sweet remembrance of his delightful fellowship and stalwart character.

FIFTH. That we express to his bereaved family our genuine sorrow in the loss of this valued citizen and share with them a personal loss in the passing of a true friend and distinguished statesman.

BE IT FURTHER RESOLVED: That a copy of this Resolution be spread upon the Journal of the Senate and an Enrolled copy hereof be forwarded by the Secretary of the Senate to the immediate members of the family of the Honorable Thomas Pryor Gore.

Upon motion of Senator Logan, **SR 17** was adopted and ordered referred for engrossment.

Senator Anderson asked unanimous consent, which was granted, that Senators McClendon and Connell be added as members of the Committee on Local, State and Federal Government, of which Committee he is Chairman.

Senator Nevins 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.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 58, SCR 12, SBs 18, 174, 176 and **187** each correctly engrossed.

SJRs 8, 9 and **16** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 58,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 12** and Engrossed **SBs 18, 174, 176** and **187** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Waller presiding.

Enrolled **SJRs 8, 9** and **16,** after fourth readings, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 63, 98** and **124,** as amended.

Engrossed House Amendments to Engrossed **SB 63** were read, as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1—Page 1, Section 1, Line 14, of Engrossed Senate Bill

No. 63, by inserting the following paragraphs after the word "charge", on Line 14:

"SECTION 111. The judge may, upon the application of either party in a criminal case, direct the reporter to make out and file with the clerk of the court a transcript of his shorthand notes when the same is needed in such case, and he shall receive as compensation therefor *fifty cents (.50c) per page of at least twenty-five (25) lines to the page; provided that two (2) carbon copies shall be furnished without charge.* However, that if, before a transcript of the notes is ordered on application of the defendant or his attorney, the defendant shall present to the judge his affidavit that he intends in good faith to take an appeal in the case and that such transcript is necessary to enable him to prosecute the appeal, and that the defendant has not the means to pay for the same, the court may, at its discretion, order the transcript made at the expense of the county."

"SECTION 112. The reporter shall on the request of either party, in a civil or criminal case, make out such transcript and deliver the same to the party desiring it, on payment of his fees therefor by such party at the rate of *fifty cents (.50c) per page of at least twenty-five (25) lines to the page; provided that two carbon copies shall be furnished without charge.*"

AMENDMENT NO. 2—By changing the title and Section 1 of the Engrossed Bill to read "Sections 110, 111 and 112, Title 20, O. S. 1941."

Engrossed House Amendments to Engrossed **SB 98** were read, as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1—Page 1, Section 1, of Engrossed Senate Bill No. 98, By striking all the words in Line 11, beginning with the word "In" and strike all of Line 12 and the words in Line 13 "for a period of three (3) years or more," and by inserting a capital "E" as the first letter of the word "every" in Line 13.

AMENDMENT NO. 2—Page 1, Section 1, Line 30, by striking the words and figures "three (3)" and substituting therefor the words and figures "five (5)"—and Title to be amended to conform.

AMENDMENT NO. 3—Page 1, Section 1, Line 35, by striking the "period" and inserting a "semi-colon" after the word "given," and adding thereafter the following: "Provided, further, however, that where an estate is probated without notice to creditors as provided for herein, such proceedings shall not constitute a bar to the rights of creditors of the decedent".

Engrossed House Amendment to Engrossed **SB 124** was read, as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1—Page 1, Section 2, Line 33 of Engrossed Senate Bill No. 124, by striking "any purpose whatsoever" and insert the following: "Church or other Community Meetings."

Senator Gary asked that a Conference Committee, to act jointly with a like Committee from the Honorable House, be appointed to consider Appropriation Bills.

Senator Ritzhaupt moved that consideration of the Gary request be deferred until another legislative day.

Senator Gary asked unanimous consent, which was granted, that his request be withdrawn.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 222—By Anderson, Counts, White of the Senate, and Smalley of the House—An Act amending 21 O. S. 1941,

Section 390, relating to custody and restraint of jurors, to provide that the oath administered to the bailiff or other officer in charge at the outset of such custody shall serve until such jury has been discharged from the trial of the cause.

As provided under the Nevins' motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FORTY-SIXTH LEGISLATIVE DAY
Tuesday, March 22, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

The President Pro Tempore announced the birth of Miss Patricia Kay Rogers, daughter of Senator and Mrs. Rogers, on March 15, 1949, at 9:10 a. m., at the Muskogee General Hospital, Muskogee, Oklahoma.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 58,** conference requested, House conferees named as follows: Dunlap, Griffin and Harkey.

Upon motion of Senator Rinehart the request of the Honorable House for a conference on Engrossed **HB 58** was ordered granted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 73.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJRs 8, 9 and 16.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 17 correctly engrossed.

Senators Rinehart, Grim and White asked unanimous consent to be made co-authors of **SR 17,** which was the order.

SR 17 was referred for re-engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 17 correctly engrossed.

SB 123 correctly enrolled.

Engrossed **SR 17** was properly signed and referred for enrollment.

Engrossed **SB 123,** after further reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 53, Public Health.
HB 162, Public Health.
HB 201, Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 17 correctly enrolled.

Enrolled **SR 17** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 223—By Ritzhaupt of the Senate, and Wolfe of the House—An Act related to schools; providing for transfer of pupils where the school district in which they reside does not teach certain subjects; repealing all laws and parts of laws in conflict with this act; and declaring an emergency.

SB 224—By Ritzhaupt of the Senate, and Wallace (Grady), Huff, Peak, Cunningham, Blaylock of the House—An Act authorizing and relating to the repair and maintenance of state penal and eleemosynary institutions; providing for the use of prisoners in connection therewith; making an appropriation for necessary trucks and equipment; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 222—Judiciary.

Engrossed **HB 118**—Insurance.

Engrossed **HB 120**—Education, then Revenue and Taxation.

Engrossed **HB 121**—Judiciary.

Engrossed **HB 140**—Judiciary.

Engrossed **HB 155**—Appropriations.

Engrossed **HB 179**—Public Health.

Engrossed **HB 180**—Public Health.

Engrossed **HB 194**—Local, State and Federal Government.

Engrossed **HB 206**—Labor Relations.

Engrossed **HB 212**—Game and Fish.

Engrossed **HB 222**—Local, State and Federal Government.

Engrossed **HB 231**—Agriculture.

Engrossed **HB 238**—Game and Fish.

Engrossed **HB 252**—Education.

Engrossed **HB 258**—

Senator Ritzhaupt moved that **HB 258** be ordered printed and placed upon the calendar without reference to a committee, which motion prevailed.

Engrossed **HB 260**—Local, State and Federal Government.

Engrossed **HB 266**—Aviation.

Engrossed **HB 267**—Appropriations.

Engrossed **HB 290**—Local, State and Federal Government.

Engrossed **HB 326**—Judiciary.

Engrossed **HB 331**—

Senator Nance asked unanimous consent, which was granted, that **HB 331** be ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 353**—Local, State and Federal Government.

GENERAL ORDER

HB 86, by Smalley of the House, was read and considered.

Upon motion of Senator Rinehart **HB 86** was advanced to engrossment and third reading.

Senator Rinehart moved that the rules of the Senate be suspended and **HB 86** be considered engrossed and placed upon third reading and final passage, which motion prevailed.

THIRD READING

HB 86 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Binns, Fine, Jelks, Porter.—4.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan,—7.

The bill was declared passed.

HB 86 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 202, by Bullard of the House, and Nance of the Senate, was read and considered.

Senator Nance asked unanimous consent, which was granted that the title to **HB 202** be amended to conform to the bill.

Upon motion of Senator Nance, **HB 202** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 202,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 202 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Ballinger, Binns, Fine, Jelks.—4.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Ballinger, Binns, Fine, Jelks.—4.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The emergency was declared passed.

HB 202 was referred for engrossment.

Senator Grim moved that Engrossed **SB 133,** by Committee on Local, State and Federal Government, be recalled from the Honorable House for the purpose of further consideration, which motion failed of adoption, the roll call thereon being as follows, the President Pro Tempore declaring the adoption of such motion would require a majority vote of all members elected to and constituting the Senate:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Counts, Cowden, Emery, Gary, Grim, Hope, Howell, Jarman, Jelks, McClendon, Medlock, Rogers, Seaman, Walker, Waller, White, Worthington.—22.

Nays: Anderson, Dacus, Fine, Ginder, Leonard, Logan, Nance, Nevins, Porter, Price, Rinehart.—11.

Not Voting: Cartwright, Ritzhaupt, Speck, Thompson.—4.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

GENERAL ORDER

HB 200, by Bullard of the House and Nance of the Senate, was read and considered.

Senator Nance asked unanimous consent, which was granted, that the title to **HB 200** be amended to conform to the bill.

Upon motion of Senator Nance, **HB 200,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 200,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 200 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Binns, Cartwright, Speck.—3.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Binns, Cartwright, Speck.—3.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The emergency was declared passed.

HB 200 was referred for engrossment.

GENERAL ORDER

HB 133, by Bullard of the House and Nance of the Senate, was read and considered.

Senator Jelks moved to amend **HB 133,** page 2, Section 1, lines 13 to 18, inclusive, by striking said lines 13 to 18, inclusive, and adding the following which shall begin at line 13: "Non intoxicating beverages taxed in this Act and machinery and equipment directly used in the manufacture of such non-intoxicating beverages within the State shall be subject to the consumers' or sales tax and the use tax."

Senator Jelks asked unanimous consent, which was granted, to withdraw his amendment for the purpose of amending it.

Senator Grim moved to amend **HB 133,** line 9, page 2, by striking after the word "of" and before the word "for" the words and figures "Seven ($7.00) Dollars" and inserting in lieu thereof the words and figures, "Ten ($10.00 Dollars," which amendment failed of adoption.

Senator Leonard moved to amend **HB 133,** line 9, page 2, by striking after the word "of" and before the word "for" the words and figures "Seven ($7.00) Dollars" and inserting in lieu thereof the words and figures "Eight ($8.00) Dollars," which amendment was adopted.

Senator Collins moved to amend **HB 133,** by adding a new section at the end of line 15, page 7 and renumbering Section 4: "Provided that limitations now provided by law as to the maximum alcoholic content permitted for malt beverages manufactured and for sale in the State of Oklahoma shall not apply to malt beverages manufactured in and to be sold and consumed outside the State of Oklahoma and such malt beverages so manufactured for sale and consumption outside the State of Oklahoma may contain such alcoholic content as is permitted by the laws of the State to which the same is to be shipped and sold. Provided, however, that nothing in this amendment shall be construed to raise the maximum alcoholic content of malt beverages manufactured in or out of the State of Oklahoma for sale and consumption in the State of Oklahoma as provided by law at the present time," which amendment was adopted.

Senator Collins moved to amend **HB 133,** line 15, page 7, by inserting before the emergency clause the following, the Sections to be properly numbered: "If any section, sub-section, sentence or clause of this Act is for any reason

held to be invalid such holding shall not affect the validity of the remaining portion thereof," which amendment was adopted.

Senator Jelks moved to amend **HB 133,** page 2, Section 1, line 13, by striking said lines 13 down to and including the word "Act" and adding the following, which shall begin at line 13: "Non intoxicating beverages taxed in this Act shall be subject to the consumers' or sales tax," which amendment failed of adoption.

Upon motion of Senator Nance, **HB 133,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 133,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 133 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Ballinger, Binns, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Price, Rogers, Speck.—3.

Not Voting: Boecher, Jarman.—2.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Ballinger, Binns, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Price, Rogers, Speck.—3.

Not Voting: Boecher, Jarman.—2.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The emergency was declared passed.

HB 133 was referred for engrossment.

GENERAL ORDER

HB 37, by Allen, et al, was read and considered.

Upon motion of Senator Rinehart, **HB 37** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 37** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 37 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Boecher, Connell, McClendon.—3.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman,

Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Boecher, Connell, McClendon.—3.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The emergency was declared passed.

HB 37 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 168, by Riggs, was read and considered.

Upon motion of Senator Rinehart, **HB 168** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 168** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 168 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White.—33.

Not Voting: Boecher, Porter, Seaman, Worthington.—4.

Excused: Baldwin, Carrier, Cobb, Cook, Gooldy, Lowery, Mahan.—7.

The bill was declared passed.

HB 168 was properly signed and ordered returned to Honorable House.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SJR 22—By Ballinger—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 7, Article 23, of the Constitution of Oklahoma.

SB 225—By Counts—An Act regulating the time and manner of introducing Bills, concurrent and Joint Resolutions in either House.

SB 226—By Seaman—An Act creating and forming a dependent school district known as Heman School District of Woods County, Oklahoma, from certain territory herein described, with all the corporate powers, duties and responsibilities of dependent school districts of the State of Oklahoma; and declaring an emergency.

SB 227—Leonard—An Act repealing House Bill 513, Session Laws 1945, relating to additional investigators and enforcement officers in the Department of Public Safety, and declaring an emergency.

SB 228—By Collins of the Senate and Speakman, Allard and Shibley of the House—An Act relating to fees of court clerks; amending Section 31, Title 28, Oklahoma Statutes 1941; relating to certain fees to be charged and collected by the clerks of the district, superior and county courts for services rendered; repealing all laws in conflict therewith; and declaring an emergency.

GENERAL ORDER

Senator Rinehart asked unanimous consent, which was granted, that **SB 203, by** Porter, Rinehart, Ritzhaupt, Leonard, Fine, Baldwin, Lowery and Binns, be referred to the Committee on Appropriations, retaining its place on the Calendar.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 131**—By Committee on Public Health—An Act relating to the

suspension or revocation of license or certificate of any person licensed under Chapter 4, Title 59, O. S. 1941, Chapter 5, Title 59, O. S. 1941, Chapter 7, Title 59, O. S. 1941, Chapter 11, Title 59, O. S. 1941, Chapter 13, Title 59, O. S. 1941, or Chapter 14, Title 59, O. S. 1941, for insanity.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 12.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 123.**

The above numbered Enrolled Bill was referred to the Governor for consideration.

Senator Gary asked unanimous consent, which was granted, that a General Conference Committee, on behalf of the Senate, composed of eleven members, be appointed for the purpose of considering appropriation bills, the President Pro Tempore appointing Senators Gary, Chairman, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

The President Pro Tempore announced the appointment of Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller, as Senate Conferees under Engrossed **HB 58.**

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 73—Public Health.

SB 173—Revenue and Taxation.

HB 12—Business and Industry.

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

FORTY-SEVENTH LEGISLATIVE DAY

Wednesday, March 23, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Mahan, Rogers.—2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 133, 200 and **202,** each correctly engrossed.

SCR 12 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 133, 200** and **202,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 12** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 158—Education.

SB 206—Local, State and Federal Government.

HB 260—Local State and Federal Government.

HB 353—Local, State and Federal Government.

DO PASS, as amended:

SB 165—Local, State and Federal Government.

SB 204—Local, State and Federal Government.

SB 213—Education.

HB 230—Local, State and Federal Government.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SJR 8**—By Waller of the Senate and Smith (Rogers) of the House—A Joint Resolution authorizing and directing the Board of Regents of Oklahoma Military Academy to offer for sale eighty (80) acres of land lying adjacent to the campus of said school; providing the conditions and disposition of the proceeds thereof.

Enrolled **SJR 9**—By Waller of the Senate, and Smith (Rogers) of the House—A Joint Resolution authorizing and directing the Board of Regents of the Oklahoma Military Academy to sell to the City of Claremore, Oklahoma, a municipal corporation, a tract of 25 acres, now forming part of the campus of Oklahoma Military Academy, and no longer needed therefor; and prescribing conditions and disposition of proceeds of such sale.

Enrolled **SJR 16**—By Waller of the Senate, and Smith (Rogers) of the House—A Joint Resolution directing the State Board of Public Affairs to offer for sale and to sell at public auction all, or part of the certain tract of realty known as the "Canyon Lake Club," acquired for the State on August

12, 1937, by the Board of Regents of the Oklahoma Military Academy; providing procedure therefor and disposition of proceeds thereof.

Enrolled **SB 123**—By Cook, Nance, Fine and Price—An Act creating an Advisory Textbook Committee; prescribing its duties; providing for the appointment, tenure, duties and compensation; making an appropriation to pay salaries; and declaring an emergency.

Senator Price moved that, notwithstanding the adverse committee report, **HB 171,** by Davidson, et al, be printed and placed upon the Calendar, which motion prevailed.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SJR 23—By Hope—A Joint Resolution authorizing Nieta Sharp to institute and prosecute an action against the State of Oklahoma for the benefit of said Nieta Sharp and the surviving minor children of Charles Harold Sharp, deceased, for damages resulting from the death of the said Charles Harold Sharp; providing that if judgment is recovered therefor the sum may be paid from the General Revenue Fund in the State Treasury, not otherwise appropriated; appropriating the sum of Ten Thousand ($10,000.00) Dollars, or so much thereof as may be necessary, for the payment of the judgment rendered; and declaring an emergency.

SB 229—By Binns and Counts—An Act authorizing and directing the State Board of Public Affairs to sell certain real and personal property described herein; providing for the manner of such sale; authorizing said board to make certain rules and regulations; making an appropriation; providing for the disposition of the proceeds of such sale; creating the "Trusty Building and Isolation Ward Fund"; and appropriating all moneys therein.

SPECIAL ORDER

Referring to **SB 56,** by Lowery, Senator Rinehart moved that the Senate concur in the **HAs to SB 56.**

Senator Ritzhaupt, as a substitute, moved that the Senate refuse to concur in the **HAs** to **SB 56,** and ask for a conference.

Senator Lowery moved to table the Ritzhaupt motion, which motion was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Seaman, Speck, Thompson, Walker, Waller, White.—34.

Nays: Cowden, Emery, Hope, Howell, Medlock, Ritzhaupt, Worthington.—7.

Not Voting: Cobb.—1.

Excused: Mahan, Rogers.—2.

The vote occurring on the Rinehart motion, it was declared adopted.

SB 56, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Speck, Thompson, Walker, Waller.—33.

Nays: Cowden, Emery, Hope, Howell, Medlock, Ritzhaupt, Seaman, White, Worthington.—9.

Excused: Mahan, Rogers.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Speck, Thompson, Walker, Waller.—33.

Nays: Cowden, Emery, Hope, Howell, Medlock, Ritzhaupt, Seaman, White, Worthington.—9.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 223—Education.

SB 224—Penal Institutions, then Appropriations.

SB 225—Rules and Committees.

SB 226—Education.

SB 227—Revenue and Taxation.

SB 228—Local, State and Federal Government.

SJR 22—Judiciary, then Revenue and Taxation.

Engrossed **HB 181**—Public Health.

THIRD READING

Upon motion of Senator Cobb, further consideration of **SB 101,** by Cobb, was set for Special Order at 3:00 p. m., today.

GENERAL ORDER

Senator Nance asked that Engrossed **HB 331** be recommitted to the Committee on Appropriations, which was the order.

HB 84, by Larason of the House, was read and considered.

By unanimous consent, further consideration of **HB 84** was deferred until another legislative day.

SB 134, by Committee on Local, State and Federal Government, was read and considered.

Senator Counts presiding.

Senator Grim asked unanimous consent, which was granted, that further consideration of **SB 134** be made a Special Order at 2:00 p. m., tomorrow.

SB 183, by Anderson of the Senate, and Trent, et al, of the House, was read and considered.

Upon motion of Senator Anderson, **SB 183** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended, and **SB 183** was considered engrossed and placed upon third reading and final passage.

Senator Gary presiding.

THIRD READING

SB 183 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller.—30.

Not Voting: Binns, Cartwright, Collins, Connell, Gooldy, Howell, Jelks, Lowery, Seaman, Walker, White, Worthington.—12.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller, Worthington.—32.

Not Voting: Binns, Cartwright, Collins, Connell, Gooldy, Jelks, Lowery, Seaman, Walker, White.—10.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

SB 183 was referred for engrossment.

Senator Thompson moved that when the Senate meets next week that it meet at 10 a. m. each morning on each legislative day in order to dispose of preliminary proceedings and arrange and co-ordinate the work of Senate Committees.

Senator Grim presiding.

The vote occurring on the Thompson motion, it was declared adopted.

Senator Logan moved that a committee of five members of the Senate be appointed to call upon the Speaker of the Honorable House, requesting him to appoint a like committee for the purpose of attempting to co-ordinate the hours of work of the two Houses during the remainder of this session, which motion prevailed, the Presiding Officer appointing Senator Thompson as Chairman, and Senators Rinehart, Gary, Nance and Dacus.

GENERAL ORDER

SB 214, by Speck of the Senate and Horton of the House, was read and considered.

Senator Speck asked unanimous consent, which was granted, that the title to **SB 214** be amended to conform to the bill.

Upon motion of Senator Speck, **SB 214** was advanced to engrossment and third reading.

Upon motion of Senator Speck, the rules of the Senate were suspended and **SB 214** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 214 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington. 34.

Not Voting: Anderson, Binns, Collins, Gary, Ginder, Gooldy, Seaman, Waller. —8.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington. 34.

Not Voting: Anderson, Binns, Collins, Gary, Ginder, Gooldy, Seaman, Waller. —8.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

SB 214 was referred for engrossment.

PENDING ACTION ON HAs TO ENGROSSED SB 124:

Upon motion of Senator Cook, the Senate concurred in **HAs** to Engrossed **SB 124.**

SB 124, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance,

Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington.—31.

Not Voting: Binns, Cartwright, Cobb, Collins, Gary, Ginder, Gooldy, Howell, Porter, Seaman, Waller.—11.

Excused: Mahan, Rogers.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington.—31.

Not Voting: Binns, Cartwright, Cobb, Collins, Gary, Ginder, Gooldy, Howell, Porter, Seaman, Waller.—11.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SB 196, by Anderson of the Senate and Bullard of the House, was read and considered.

Upon motion of Senator Anderson, **SB 196** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended and **SB 196** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 196 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Collins, Gary, Ginder, Gooldy, Jelks, McClendon, Seaman. —8.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Collins, Gary, Ginder, Gooldy, Jelks, McClendon, Seaman. —8.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

SB 196 was referred for engrossment.

GENERAL ORDER

SB 209, by Committee on Local, State and Federal Government, was read and considered.

Upon motion of Senator Anderson, **SB 209** was advanced to engrossment and third reading.

By unanimous consent, **SB 209** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 209 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Jarman, Leonard, Logan, Medlock, Nevins, Porter, Price, Rine-

hart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—28.

Nays: Connell, Hope, Howell.—3.

Not Voting: Binns, Collins, Gary, Ginder, Gooldy, Jelks, Lowery, McClendon, Nance, Seaman, Speck.—11.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Jarman, Leonard, Logan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Howell.—1.

Not Voting: Binns, Collins, Gary, Ginder, Gooldy, Jelks, Lowery, McClendon, Nance, Seaman, Speck.—11.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

SB 209 was referred for engrossment.

GENERAL ORDER

SB 137, by Counts, was read and considered.

Upon motion of Senator Counts, **SB 137** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and **SB 137** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 137 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Waller, White, Worthington.—30.

Not Voting: Baldwin, Ballinger, Collins, Gary, Ginder, Gooldy, Jelks, Lowery, McClendon, Nance, Speck, Thompson.—12.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Waller, White, Worthington.—30.

Not Voting: Baldwin, Ballinger, Collins, Gary, Ginder, Gooldy, Jelks, Lowery, McClendon, Nance, Speck, Thompson.—12.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

SB 137 was referred for engrossment.

GENERAL ORDER

HB 258, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 258** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 258** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 258 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope,

Howell, Jarman, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Price.—1.

Not Voting: Ballinger, Fine, Gooldy, Jelks, Leonard.—5.

Excused: Mahan, Rogers.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Price.—1.

Not Voting: Ballinger, Fine, Gooldy, Jelks, Leonard.—5.

Excused: Mahan, Rogers.—2.

The emergency was declared passed.

HB 258 was properly signed and ordered returned to Honorable House.

Senator Rinehart moved when the Clerk's desk is cleared the Senate adjourn to meet at 12:00 noon, tomorrow, which motion was adopted.

RESOLUTIONS

By unanimous consent the following Concurrent Resolution was introduced and ordered referred to the Committee on Education:

SENATE CONCURRENT RESOLUTION NO. 14—By Ritzhaupt of the Senate and Oliver of the House — A RESOLUTION REQUESTING THE REGENTS OF HIGHER EDUCATION TO MAKE A STUDY OF THE NEED FOR A DENTISTS' SCHOOL IN OKLAHOMA.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 230—By Cook of the Senate, and Wallace (Custer) of the House—An Act changing the name of the State owned educational institution of higher learning located at Weatherford, Oklahoma; repealing Section 1881b, Title 70, O. S. 1941; and declaring an emergency.

SB 231—By Cartwright—An Act relating to intoxicating beverages; making the violation of any of the laws of this State enacted for the suppression of intoxicating liquors or beverages, commonly called the prohibition laws, a felony; fixing the punishment therefor; providing that the judgment and sentence of any person convicted of violating said laws may not be suspended; repealing all conflicting laws; and declaring an emergency.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 58.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 58** was read and consideration deferred for today:

Mr. Speaker: We your Conference Committee to whom was referred **HB 58** by Dunlap, Billingsley, Oliver, Harkey, Smalley, Langley (Adair), Evans, Allen, Jennings and Russell (Okmulgee), of the House and Walker, Dacus and Gary of the Senate, entitled: An Act making appropriations to the State Board of Education to cover costs of administration and purchase of free school textbooks as provided by the Constitution as vitalized by House Bill 399, Twenty-First Legislature, 1947 Session Laws, Page 524, making appropriations for expenses of administration of said Act, and for the purchase of free textbooks

authorized by law; making provisions of this 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.

AMENDMENT NO. 1: The Senate recede from Senate Amendment No. 2, which struck the enacting clause and the House accept Senate Amendment No. 1, which reduced the appropriation to $1,833,148.00.

CONFERENCE COMMITTEE
FROM THE SENATE:
GARY,
NEVINS,
COOK.
FROM THE HOUSE:
DUNLAP,
GRIFFIN,
HARKEY.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 37, 86, 168.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 13**—By Disney, Billingsley and Ozmun—A House Concurrent Resolution eulogizing the Honorable Thomas P. Gore.

The above numbered **HCR** was ordered printed and placed upon the Calendar.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 11**—By Cunningham of the House and Jarman of the Senate—A Joint Resolution proposing an amendment to Sections 18 and 19, Article 2 of the Constitution of Oklahoma; providing that grand juries as well as juries trying civil and criminal cases in courts of record or courts not of record may be composed of men, or women, or both; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 12.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 217—Judiciary.
HB 288—Judiciary.

DO PASS, as amended:

SB 188—Judiciary.
HB 14—Judiciary.

DO NOT PASS:

SB 132—Judiciary.
HB 228—Judiciary.
HB 229—Judiciary.

Re-REFERRED TO COMMITTEES:

HB 194—To Planning and Resources Committee by Local, State and Federal Government.

As previously provided, the Senate was declared adjourned to meet at 12:00 noon tomorrow.

FORTY-EIGHTH
LEGISLATIVE DAY
Thursday, March 24, 1949

Pursuant to adjournment, the Senate met at 12:00 Noon, and was called to order by President Berry.

The President declared the Senate recessed to meet at 1:45 p. m.

At 1:45, the Senate reassembled with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Gooldy, Mahan.—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.

RESOLUTION

Senator Collins introduced the following resolution:

SR 18, by COLLINS, COWDEN and CONNELL OF THE SENATE AND ALLARD and HERT OF THE HOUSE —A RESOLUTION COMMENDING HENRY P. IBA, COACH OF THE BASKETBALL TEAM OF THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE, HIS ASSISTANT, GENE SMELSER, ALL MEMBERS OF THE TEAM, THE STUDENT BODY AND PRESIDENT HENRY G. BENNETT.

By unanimous consent, **SR 18** was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 18—By Collins, Cowden and Connell of the Senate and Allard and Hert of the House.

A RESOLUTION COMMENDING HENRY P. IBA, COACH OF THE BASKETBALL TEAM OF THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGE, HIS ASSISTANT, GENE SMELSER, ALL MEMBERS OF THE TEAM, THE STUDENT BODY OF THE TEAM, THE STUDENT BODY AND PRESIDENT HENRY G. BENNETT.

WHEREAS, In the season now drawing to a close, the unparalleled teamwork of the basketball team of the Oklahoma Agricultural and Mechanical College has thrilled the pride of all sports-minded Oklahomans; said team having recently won (over the most strenuous of opposition) the Western Regional NCAA Basketball Tournament; and

WHEREAS, Such an accomplishment against the most determined of opposition stands as a living monument to the directive genius and ability of Coach Henry P. Iba and his efficient assistant, Gene Smelser; and to the strong moral support given the team by the student body and President Henry G. Bennett:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the grateful thanks and appreciation of the sports-loving people of Oklahoma be noted and expressed to the individual team members, and to Coach Iba and Assistant

Coach Smelser for their long, arduous and painstaking efforts in so conditioning and conducting their play and their attack as to beat down the stellar teams which have opposed them, and to achieve glorious victory in the Western Regional NCAA Basketball Tournament.

SECTION 2. That public thanks and gratitude be here expressed for the fine attitude and support expressed and given both the coaches and team by Dr. Henry G. Bennett, President of the College; and the entire student body, as well.

SECTION 3. That the good wishes and high hopes of this body attend coaches and team as they prepare for and seek to attain higher honors and complete victory in the East-West Final NCAA Basketball Tournament to be played at Seattle, Washington, on Saturday night, March 26, 1949.

SECTION 4. That copies hereof, properly authenticated, be, by the Secretary of the Senate, transmitted to Coach Iba and Assistant Coach Smelser and to President Henry G. Bennett, for himself and as a representative of the team and student body.

Senator Collins moved adoption of **SR 18**, which motion was adopted.

SR 18 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 137, 183, 196, 209 and **214**, each correctly engrossed.

SBs 56 and **124**, each correctly enrolled.

Engrossed **SBs 137, 183, 196, 209** and **214** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 56** and **124**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 95—Penal Institutions.
SB 199—Penal Institutions.
SB 203—Appropriations.
HB 210—School Lands.
HB 237—Agriculture.

DO PASS, as amended:

SB 2—School Lands.
SB 16—Appropriations.
SB 19—Appropriations.
SB 20—Appropriations.
SB 28—Appropriations.
SB 31—Appropriations.
SB 32—Appropriations.
SB 33—Appropriations.
SB 34—Appropriations.
SB 35—Appropriations.
SB 36—Appropriations.
SB 45—Appropriations.
SB 48—Appropriations.
SB 53—Appropriations.
SB 55—Appropriations.
SB 60—Appropriations.

WITHOUT RECOMMENDATION:

SB 205 — Local, State and Federal Government.

ReREFERRED TO COMMITTEES:

SB 228—Judiciary by Committee on Local, State and Federal Government.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 232—By Carrier, Howell, Nance, Cowden, Cook, Collins, Boecher, Thompson and Waller—An Act authorizing any county, city, town or school district to purchase liability and property damage insurance under certain conditions; restricting liability of such county, city, town or school district; limiting amount recoverable; providing this Act shall not interfere with workmen's compensation law; repealing 70 O. S. 1941, Section

1195L; and declaring an emergency.

SB 233—By Carrier and Porter—An Act relating to the sale of real property for delinquent taxes; repealing all acts in conflict but reserving rights accrued; and declaring an emergency.

SB 234—By Price of the Senate, and Andrews, Forsythe and Davidson of the House—An Act providing for agricultural and industrial expositions and fairs under certain conditions in counties of the State of Oklahoma; prescribing the purposes thereof; creating a fair board therein to be designated and referred to as a State Fair Board; prescribing the personnel thereof, and prescribing the powers and duties thereof and of the officers thereof; providing for holding annually agricultural and industrial exposition and fair, and the holding of other exhibitions, contests and attractions and the paying of premiums, awards and purses thereat; providing for a general admission fee, and authorizing other fees and charges, and providing the use to be made of the proceeds thereof; providing for the employment of a general manager and authorizing payment of salary; providing for the acceptance of gifts and prescribing the use thereof; providing for the custody of funds and fixing the manner of distribution of same; providing for leasing and renting the grounds, buildings, equipment and facilities and prescribing the use to be made of the proceeds thereof; authorizing the employment of necessary personnel and incurring of necessary expenses; authorizing appropriations therefor by the county, specifically excluding miscellaneous income from consideration; providing for non-liability of members of the fair board; providing for the dissolution of existing or theretofore existing agricultural and industrial exposition and fairs in such counties, and providing for the transfer to the fair board of all books, records, funds and accounts receivable; declaring property to be the property of the county; limiting the application of this Act to counties of the State having a population of One Hundred Thousand (100,000) or more and less than Two Hundred Forty Four Thousand (244,000) population, according to the last preceding Federal decennial census, or any future Federal census; providing for the continuance of operation, though county hereafter exceeds Two Hundred Forty Four Thousand (244,000) population; repealing Title 2, Chapter 2, Session Laws 1943, being Sections 156 and 156-a to 156-o both inclusive, Title 2, Oklahoma Statutes 1941; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 229 — Local, State and Federal Governments.

SB 230—Education.

SB 231—Judiciary.

SJR 23—Judiciary, then Appropriations.

Engrossed **HJR 11**—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 79** and **109.**

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

HB 173, by Romang and Camp, was read and considered.

Upon motion of Senator Carrier, **HB 173** was advanced to engrossment and third reading.

Upon motion of Senator Carrier, the rules of the Senate were suspended, and **HB 173** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 173 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Cartwright, Dacus, McClendon.—3.

Excused: Gooldy, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Cartwright, Dacus, McClendon.—3.

Excused: Gooldy, Mahan.—2.

The emergency was declared passed.

HB 173 was properly signed and ordered returned to Honorable House.

Senator Ritzhaupt asked unanimous consent, which was granted, that consideration of **SB 190,** by Ritzhaupt and Price of the Senate, and Jennings, Andrews and Biles of the House; **SB 191,** by Ritzhaupt and Price of the Senate, and Lance, Andrews and Bailey of the House; **SB 192,** by Ritzhaupt and Price of the Senate, and Bailey of the House; **SB 193,** by Ritzhaupt of the Senate and Andrews and Bailey of the House; and **SB 201,** by Ritzhaupt, Rinehart and Price of the Senate, and Lance, Andrews, Reynolds and Camp of the House, be set for Special Order at 11:00 A. M., Wednesday, March 30.

Senator McClendon asked unanimous consent, which was granted, that Anna Merz of Oklahoma City be made an Honorary Page for this legislative day.

SPECIAL ORDER

Senator Grim asked unanimous consent, that **SB 134,** by the Committee on Local, State and Federal Government, be referred to the Committee on Judiciary, to which Senator Anderson objected.

Senator Grim moved that **SB 134** be referred to the Committee on Judiciary, retaining its place on the calendar, which motion, by unanimous consent, he withdrew.

Senator Grim asked unanimous consent, which was granted, that further consideration of **SB 134** be set for Special Order at 2:00 p. m., Thursday, March 31.

GENERAL ORDER

SB 203, by Porter, Rinehart, Ritzhaupt, Leonard, Fine, Baldwin, Lowery and Binns, was read and considered.

Upon motion of Senator Porter, **SB 203** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **SB 203** was considered engrossed and placed upon third reading and final passage.

Senator Ballinger presiding.

THIRD READING

SB 203 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson,

Walker, Waller, White, Worthington.—38.

Nays: Price.—1.

Not Voting: Dacus, Gary, Nevins.—3.

Excused: Gooldy, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Price.—1.

Not Voting: Dacus, Gary, Nevins.—3.

Excused: Gooldy, Mahan.—2.

The emergency was declared passed.

SB 203 was referred for engrossment.

GENERAL ORDER

HB 174, by Hert, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 174** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **HB 174** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 174 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Ginder, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Nays: Grim, Howell.—2.

Not Voting: Binns, Dacus, Fine, Gary, Seaman.—5.

Excused: Gooldy, Mahan.—2.

The bill was declared passed.

HB 174 was referred for engrossment.

PENDING VOTE ON EMERGENCY SECTION TO SB 156, by Boecher:

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Cartwright, Connell, Dacus, Gary, Ginder.—6.

Excused: Gooldy, Mahan.—2.

The emergency was declared passed.

SB 156 was referred for engrossment.

Senator Cook asked that **SB 230,** by Cook of the Senate and Wallace (Custer) of the House, be ordered withdrawn from the Committee on Education, printed and placed upon the Calendar, which was the order.

GENERAL ORDER

SB 165, by Committee on Local, State and Federal Government, was read and considered.

Senators Rinehart, Porter, White, Fine and Rogers moved to amend **SB 165,** line 14, page 2, by striking the figures "5400.00" and inserting the figures, "6,000.00",. which amendment was adopted.

Senator Ritzhaupt presiding.

Senator Baldwin moved to amend **SB 165,** line 13, page 2, by striking the

figure "5400.00" and inserting the figures "6,000.00", which amendment was adopted.

Senators Collins, Counts, Thompson and White moved to amend **SB 165,** line 12, page 2, by striking the figures "6,000.00" and inserting the figures, "7200.00", which amendment was declared failed of adoption, the roll call thereon being as follows:

Ayes: Baldwin, Ballinger, Boecher, Collins, Cook, Counts, Grim, Jarman, McClendon, Medlock, Nance, Porter, Rinehart, Thompson, Walker, White.—16.

Nays: Anderson, Binns, Carrier, Cartwright, Cobb, Connell, Cowden, Fine, Gary, Hope, Howell, Jelks, Leonard, Lowery, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Worthington.—21.

Not Voting: Dacus, Emery, Ginder, Waller.—4.

Excused: Gooldy, Logan, Mahan.—3.

Senator Nance moved to amend **SB 165,** line 7, page 2, by striking the figures "7200.00" and inserting the figures "9,000.00", which amendment failed of adoption.

Senator Counts moved to amend **SB 165,** line 16, page 2, by striking the figures "4800.00" and inserting the figures "6000.00", which amendment failed of adoption.

Senator Ballinger moved to amend **SB 165,** line 9, page 2, by striking the figures "6000.00" and inserting the figures "4800.00", which amendment failed of adoption.

Senator Rinehart moved to amend **SB 165,** line 6, page 1, by striking the figures "3600.00" and inserting the figures "7500.00", which amendment failed of adoption.

Senators Rogers, Jelks, Cowden and Baldwin moved to amend **SB 165,** lines 1 and 2, page 2, by striking the figures after the word "Court" and substituting therefor the figures "10,000.00".

Senator Grim moved that the Senate adjourn to meet at 10:00 a. m., Monday, March 28, 1949, which motion failed of adoption.

Senator Ballinger asked to be excused for the remainder of this day, to which objection was voiced.

Senator Lowery moved that the Senate adjourn to meet at 10:01 a. m., Monday, March 28, 1949, and operate under a Call of the Senate.

Senator Nance, as a substitute, moved that when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., Monday, March 28, 1949, which motion was adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 174 correctly engrossed.

SBs 79 and **109** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 174,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 79** and **109,** after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SJR 24—By Gary of the Senate, and Biles of the House—A Joint Resolution relating to fishing in Lake Texoma; authorizing the Oklahoma Game and Fish Commission to enter into and carry out the provisions of an agreement with any agency of the State of Texas; providing for uniform fishing licenses in said lake; setting forth certain provisions which shall be included in said agreement and certain provisions which may be included in said agreement; providing for the disposition of moneys received by the State from the sale of such licenses; and declaring an emergency.

SB 235—By Lowery—An Act authorizing school boards of any school district of the State of Oklahoma to dismiss school to permit school children to attend county and state fairs, to provide for transportation thereto, and prescribing terms and conditions therefor; and declaring an emergency.

SB 236—By Lowery—An Act providing manner county free fairs may be changed to county fairs; authorizing an admission charge for entrance to county fairs; providing conditions under which said charge may be imposed; and declaring an emergency.

SB 237—By Lowery—An Act authorizing the board of county commissioners of any county in the State of Oklahoma, under certain limitations and conditions, to transfer certain funds from the court fund to the county fair building fund or the county fair improvement fund, and prescribing the conditions under which such transfer can be made; and declaring an emergency.

SB 238—By Lowery—An Act authorizing any school district within the State of Oklahoma to contract with the extension division of the Oklahoma Agricultural and Mechanical College for cooperative programs in 4-H Club work and other activities in agricultural extension; authorizing the governing board of any such school district to set up funds to defray the pro rata share of the expense of said school district in such cooperative programs; authorizing said extension division to enter into such contracts with any school district in the State of Oklahoma; authorizing the governing body of any city or town within the State of Oklahoma to enter into such contracts with the extension division of the Oklahoma Agricultural and Mechanical College; authorizing the governing body of any such city or town to set up funds to carry out the purpose of such contract to pay the pro rata share of such city or town; authorizing said extension division to enter into such contracts with the governing bodies of such cities and towns; declaring the provisions of this Act to be severable; repealing all laws in conflict herewith; and declaring an emergency.

SB 239—By Lowery of the Senate, and Larason of the House—An Act amending Chapter 33, Title 70, Oklahoma Session Laws 1947, page 550, being House Bill No. 245, relating to a program of artificial insemination for the benefit of the livestock industry of the State of Oklahoma; designating the extension division of the Oklahoma Agricultural and Mechanical College as the official State agency to sponsor, establish, develop, execute and administer such program; defining the powers and duties of said extension division in connection with such program; making provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

SB 240—By Lowery of the Senate, and Larason of the House—An Act appropriating the sum of Two Hundred and Fifty Thousand ($250,000.00) Dollars for the fiscal year ending June 30, 1950, and the sum of One Hundred and Fifty Thousand ($150,000.00) Dollars for the fiscal year ending June 30, 1951, to the extension division of the Oklahoma Agricultural and Mechanical College as the official State Agency of the State of Oklahoma for the sponsoring, establishing, development and execution of a state-wide program of artificial insemination for the benefit of the livestock industry, for the purpose of defraying the expenses of maintenance and operation of such program, for the payment of salaries of personnel and the acquisition of lands and capital improvements necessary for the development and execution of such program; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 10**—By Committee on Education—A Joint Resolution giving legislative approval to that certain compact entered into by the State of Oklahoma and other southern states by and through their respective governors on February 8, 1948, as amended, relative to the development and maintenance of regional educational services and schools in the southern states in the professional, technological, scientific, literary and other fields, so as to provide greater educational advantages and facilities for the citizens in the several states who reside in such region; to declare that the State of Oklahoma is a party to said compact, as amended, and that the agreements, covenants and obligations therein are binding upon said state; and declaring an emergency.

Engrossed **HB 83**—By Anglin—An Act relating to guardianship proceedings; providing for the presumption of restoration to competency, in certain cases, of persons for whom guardians are appointed on grounds of mental incompetence of said persons to manage their property and affairs; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 258.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 133,** conference requested, House Conferees named as follows: Davidson, Lindley, Carmichael, Bacon and Brickell.

Senator Nance asked unanimous consent, which was granted, that the request of the Honorable House for a conference on Engrossed **HB 133** be granted and five (5) Senate Conferees be appointed, the Presiding Officer appointing Senators Nance, Porter, Collins, Counts and Walker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 56** and **124.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 23—Appropriations.

DO PASS, as amended:

SB 17—Appropriations.

SB 159—Agriculture.

As provided under the Nance motion, the Senate was declared adjourned to meet at 11:00 a. m., Monday, March 28, 1949.

FORTY-NINTH LEGISLATIVE DAY

Monday, March 28, 1949

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by President Berry.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington. —39.

Absent: Binns, Collins, Ginder.—3.

Excused: Cook, Seaman.—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.

RESOLUTION

The following resolution was introduced by Senator Jelks and ordered referred to the Committee on Local, State and Federal Government, then Roads and Highways:

SR 19, By JELKS—A RESOLUTION RECOMMENDING THAT THE OKLAHOMA STATE HIGHWAY COMMISSION GIVE THE EMPLOYEES OF THE MAINTENANCE AND ENGINEERING DEPARTMENTS A RAISE IN PAY.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 238—Fish and Game.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 232—Insurance.

SB 233—Revenue and Taxation.

SB 234—Agriculture.

SB 235—

Senator Lowery asked unanimous consent, which was granted, that **SB 235** be referred to the Committee on Agriculture.

SB 236—

Senator Lowery asked unanimous consent, to which Senator Ritzhaupt objected, that **SB 236** be referred to the Committee on Agriculture.

Senator Ritzhaupt asked unanimous consent to withdraw his objection to the Lowery request on **SB 236,** which was granted, following which **SB 236** was referred to the Committee on Agriculture.

SB 237—

Senator Mahan asked unanimous consent, which was granted, that **SB 237** be referred to the Judiciary Committee.

SB 238—Agriculture then Education.

SB 239—Agriculture.

SB 240—Appropriations.

SJR 24—Game and Fish.

Engrossed **HB 83**—Judiciary.

Engrossed **HJR 10**—Local, State and Federal Government.

Senator Rinehart moved that the Senate operate under the call of the Senate, which motion prevailed.

On account of the illness of his wife, Senator Seaman was excused for this legislative day.

Senator Ballinger moved that Senator Cook be excused for this legislative day, which motion prevailed.

The roll call of the Senate being called, the following were shown absent: Senators Binns, Collins, Cowden, Ginder and Nevins.

The Sergeant-at-Arms was instructed to notify immediately the absent members of the Senate's order.

Senator Cowden asked to be recorded present, which was the order.

GENERAL ORDER

Referring further to **SB 165:**

The Rogers amendment to **SB 165,** submitted on the last legislative day, was re-read.

Senators Nevins, Collins and Binns asked to be recorded present, which was the order.

The vote occurring on the Rogers amendment, it was declared failed of adoption on roll call, resulting as follows:

Ayes: Baldwin, Cartwright, Cobb, Connell, Cowden, Dacus, Fine, Gary, Hope, Howell, Jelks, Lowery, McClendon, Nance, Nevins, Price, Rogers, Speck, Walker, Worthington.—20.

Nays: Anderson, Ballinger, Binns, Boecher, Carrier, Collins, Counts, Emery, Gooldy, Grim, Jarman, Leonard, Logan, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Thompson, Waller, White.—21.

Absent: Ginder.—1.

Excused: Cook, Seaman.—2.

Senator Rinehart moved that the Senate recess until 1:30 p. m., today, which motion prevailed.

AFTERNOON SESSION

At 1:30 p. m., the Senate reassembled with the President presiding.

Upon motion of Senator Thompson, Timmy Leonard, son of Senator Leonard, was made an Honorary Page for this legislative day.

Senators Cook and Ginder asked to be recorded present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 18, and **SBs 156** and **203,** each correctly engrossed.

Engrossed **SR 18** was properly signed and ordered referred for enrollment.

Engrossed **SBs 156** and **203** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 241—By Anderson of the Senate and Box of the House—An Act amending 69 O. S. 1941 § 323 relating to county highway construction, improvement or repair and the expenditures of county highway funds thereof, to furnish the Board of County Commissioners complete authority to construct, maintain or repair and advertise bids or by force account the roads, bridges and culverts comprising the county highway system; and declaring an emergency.

SB 242—By Anderson, Walker, Medlock and White of the Senate and Box, Bullard and McGahey of the House—An Act providing for destruction of certain ten-year-old files, documents and records of the county treasurer, county clerk, county assessor and court clerk, but not including any instrument or item affecting title to real estate; repealing Section 1, Chapter 61, Title 19, Session Laws 1945; codifying Section 1 hereof; and declaring an emergency.

SB 243—By Lowery—An Act relating to soil conservation districts; amending 2 O. S. 1941, Section 807 as amended by Chapter 20, Title 2, Session Laws 1947, by providing for payment of five dollars ($5.00) to each supervisor for each monthly district meeting he attends; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 18 correctly enrolled.

Enrolled **SR 18** was properly signed and ordered transmitted to the Secretary of State.

Senator Nance moved the Senate operate under the call of the Senate, which motion prevailed.

Upon roll call, the following members were noted absent: Senators Baldwin, Dacus and Mahan.

The Sergeant-at-Arms was instructed to notify immediately the absent members of the Senate's order.

GENERAL ORDER

Referring further to **SB 165:**

Senators Cobb and Cowden moved to amend **SB 165** by adding a new section after Section 6, to be Section 7, and renumbering the balance of the sections: "Section 7, Senate Bill No. 84, 1949 Session of the Oklahoma Legislature, is hereby repealed."

Senators Mahan, Dacus and Baldwin asked to be recorded present, which was the order.

Senator Grim moved that further consideration of **SB 165** be deferred until 2:00 p. m., Wednesday, March 30, 1949, and that the President appoint a Committee of 5, requesting the Speaker of the Honorable House to appoint a like Committee, for the purpose of further study of the bill, the findings to be reported.

Senator Nance raised a point of order, which was sustained, calling for a division of the question.

The President placed before the Senate the matter of deferring further consideration of **SB 165** until 2:00 p. m., Wednesday, March 30, 1949.

Senator Speck moved to table the Grim motion, which motion was declared adopted.

The vote occurring on the Cobb-Cowden amendment, it was declared adopted, the roll call thereon being as follows:

Ayes: Baldwin, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Nance, Nevins, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—28.

Nays: Anderson, Ballinger, Binns, Boecher, Carrier, Collins, Counts, Grim, Logan, Mahan, Medlock, Porter, Rinehart, Thompson, White.—15.

Excused: Seaman.—1.

By unanimous consent, the title of **SB 165** was ordered amended to conform to the bill, as amended.

Upon motion of Senator Ritzhaupt, **SB 165,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 165,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 165 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jarman, Leonard, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Nays: Ballinger, Carrier, Cartwright, Collins, Counts, Grim, Hope, Jelks, Logan, Medlock, Rinehart, Waller, White. —13.

Excused: Seaman.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Connell, Cook, Cowden,

Dacus, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jarman, Leonard, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Nays: Ballinger, Carrier, Cartwright, Collins, Counts, Grim, Hope, Jelks, Logan, Medlock, Rinehart, Waller, White. —13.

Excused: Seaman.—1.

The emergency was declared passed.

SB 165 was referred for engrossment.

Upon motion of Senator Rinehart, the Call of the Senate was ordered lifted.

Senator Rinehart moved that when the Senate adjourns today, it adjourn to meet at 11:00 a. m., tomorrow, which motion prevailed.

Senator Nance moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rinehart motion, which motion was declared adopted.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 244—By Ritzhaupt of the Senate, and Seids of the House—An Act relating to mental health; providing that a copy of certain orders of the county judge shall be transmitted to the Commissioner of Charities and Corrections; authorizing the Commissioner of Charities and Corrections to make certain investigations; and declaring an emergency.

SB 245—By Ballinger, Thompson, Speck, Cowden, Hope, Cook, Jarman, and Mahan—An Act relating to the kinds of insurance which may be written by certain stock insurance companies doing business in this State; providing certain capital requirements; amending Section 8, Title 36, Oklahoma Statutes 1941; repealing conflicting acts; and declaring an emergency.

SB 246—By Ballinger, Thompson, Speck, Cowden, Hope, Cook, Jarman and Mahan—An Act relating to the kinds of insurance to be written by certain mutual insurance companies doing business in this State; amending Sections 378 and 380 of Title 36 O. S. 1941; repealing conflicting acts; providing the provisions of this Act are severable; and declaring an emergency.

SJR 25—By Lowery and Price of the Senate and Field of the House—A Joint Resolution, proposing an amendment to Section 2 of Article 22 of the Constitution of the State of Oklahoma, relating to corporate ownership of real estate; providing that life insurance corporations may acquire, hold and convey real estate for certain named purposes; providing for the submission of this amendment to a vote of the people at a special election.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 148—Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 369**—By Allard of the House and Collins of the Senate—An Act authorizing the State Board of Vocational Education to provide a school bus driver training course under the trades and industry division; and declearing an emergency.

Engrossed **HB 376**—By Johnston of the House, and Porter of the Senate—An Act creating in the office of the county treasurer in certain counties a deputy for school accounts, in addition to other deputies provided by law; fixing his status, salary, and duties; providing for reimbursement of the county for his services out of operating surpluses of the school districts served at the expenses of the county; and declaring an emergency.

Engrossed **HB 272**—By Sherman, Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma), and Wallace (Oklahoma).—An Act relating to the salary of officers and the salary and number of employees and deputies of officers in counties having a population in excess of two hundred thousand; amending Subsection (h) of Section 1, Chapter 6e, Title 19, Page 196, Oklahoma Session Laws 1947, so as to provide for additional deputy sheriffs, jailor, secretary and stenographer; and declaring an emergency.

Engrossed **HB 305**—By Camp, Cordray, Lindley and Williams of the House and Ginder and Mahan of the Senate.—An Act relating to state banks and trust companies; authorizing such banks and trust companies to invest their funds in the stock, bonds, debentures or other such obligations of any corporation holding the premises of such bank or trust company, and to make loans to or upon the security of the stock of any such corporation; provided the aggregate of all such investments and loans shall not exceed one-third (1/3rd) of the paid in capital and that in towns and cities with a population of 6000 and over this limitation may be exceeded upon the written approval of the bank commissioner; and declaring an emergency.

Engrossed **HB 314**—By Hert.—An Act amending Subsection (1) of Section 14, Chapter 18, Title 36, Page 281, Oklahoma Session Laws 1947; relating to group accident and health insurance; declaring what constitutes group accident and health insurance; making provisions of Act severable; making provisions of Act cumulative; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 79** and **109.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 99** and **117**, each as amended.

Engrossed **HA** to Engrossed **SB 99** was read, as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1. Add the following House members names as coauthors: McGahey, Lance, Huff, Fronterhouse, Peak, Jennings, Wagner, Easterly, Dunlap, Shumate, and Biles of the House.

Engrossed **HA** to Engrossed **SB 117** was read, as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1. By adding Fronterhouse, of the House of Representatives as Co-Author of Engrossed Senate Bill No. 117.

Senator Dacus presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 173.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Nance motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

FIFTIETH LEGISLATIVE DAY

Tuesday, March 29, 1949

Pursuant to adjournment, the Senate met at 11:00 a.m., and was called to order by the President, who announced the Senate recessed until 1:30 p.m.

The Senate reassembled at 1:30 p.m. with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—41.

Excused: Collins, Walker, Waller.—3.

The President announced a quorum present.

Prayer was offered by the Chaplain, Reverend H. P. Huff, Pastor of the Nazarene Church, Poteau, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Boecher asked unanimous consent, which was granted, that David Shutler of Kingfisher be made an Honorary Page for this legislative day.

Senator Nance moved that the Senate operate under the call of the Senate, which motion prevailed.

Upon roll call, the following were noted absent: Senators Baldwin, Ballinger, Binns, Cartwright, Collins, Cowden, Dacus, Gooldy, Leonard, Lowery, McClendon, Seaman, Speck, Walker, Waller and White.

The Sergeant-at-Arms was instructed to notify immediately the absent members of the Senate's order.

Senator Logan asked unanimous consent which was granted, that the Senate rescind its previous action to meet at 10:00 a.m., and that it hereafter adopt the policy of meeting as provided under the rule at 1:30 p.m., unless otherwise changed from day to day.

Senator Logan asked unanimous consent, which was granted, to be excused for one hour.

Senators Binns, Gooldy, Lowery, Dacus, Seaman, Leonard, Cowden, Cartwright, Speck, White and Ballinger asked to be recorded present, which was the order.

Senator Cowden asked unanimous consent that Senator Collins be excused for this legislative day because of illness, which was the order.

Senator Cowden asked unanimous consent that Senators Waller and Walker be excused for this legislative day, which was the order.

Senator Gary presiding.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 222—Judiciary.

SB 232—Insurance.

SB 237—Judiciary.

HJR 10—Local, State and Federal Government.

HB 83—Judiciary.

HB 140—Judiciary.

HB 221—Judiciary.

WITHOUT RECOMMENDATION:

SB 153—Judiciary.

SB 231—Judiciary.

HB 50—Judiciary.

Re-REFERRED TO COMMITTEES:

SR 19, to Roads and Highways by Local, State and Federal Government.

SJR 23, to Appropriations by Judiciary.

President Berry presiding.

Senator McClendon asked to be recorded present, which was the order.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 247—By Ballinger and Jarman—An Act authorizing and prescribing the procedure for civil proceedings to compel the support of dependent wives and children within and without the State; and declaring an emergency.

SB 248—By Lowery—An Act amending Chapter 1g, Title 62 Session Laws 1947, Section 1, relating to unpaid cashiers checks or other exchange payable to the State of Oklahoma or any of its agencies after three years to make the bank issuing the same an agency of the State for the purpose of paying the amount thereof into the State Treasury; providing for notice to such agency with right to claim and recover it; providing for distribution of the unclaimed residue; making the State Examiner and Inspector the agency of this State to direct all proceedings hereunder and fixing dates for procedures; providing a penalty; saving the bank harmless in due course; and declaring an emergency.

SB 249—By Jarman—An Act to create and establish a classified civil service, based upon the merit system of personnel administration, to administer, control and regulate employment in the service of the State of Oklahoma; to create and establish a State Department of Civil Service, a director of personnel in said department, and a State Civil Service Commission; to prescribe the method of selection, appointment and removal of said director and members of said commission; to define and prescribe the duties, powers and authority of said commission, said director, and other agencies of said State; to define the classified service and the unclassified service; to regulate and control employees in the classified and unclassified service, and the method of employing certain personnel by the State of Oklahoma; its departments and agencies; to provide, and to authorize the establishment of, rules for personnel administration in the State service; to require the classifying of, and to provide pay plans for, positions in the State service; to require the verification of payrolls; to prescribe the methods of recruitment for filling positions in the classified service; to determine the status of existing employees; to provide for reduction or increase in personnel and for regulations for the transfer, promotion, demotion, lay-off, dismissal, suspension, reduction in pay, or retirement of employees in the classified service; to provide for certain preferential rights to persons honorably discharged or discharged under honorable conditions from the United States Army, Navy, Marine Corps or Coast Guard service, and the widows of such persons; to provide for appeals to the Civil Service Commission by employees who deem themselves aggrieved by any removal, dismissal, retirement, reduction in compensation, demotion or suspension; to provide for investigations, training programs and other procedures for improving the efficiency of the State governmental departments and agencies; to prohibit corrupt practices in the classified service; to provide for the keeping of permanent records by the department, and for the public inspection thereof; to prohibit political activities by employees in the classified service; to provide for the production of evidence and attendance of witnesses at hearings or investigations held by the Civil Service Commission, the director of any agency thereof; to authorize and require an appropriation for, and to regulate the payment of, the expenses of said State Department of Civil Service; to provide penalties for the violation of this Act and the rules adopted

pursuant thereto; and to repeal all laws and parts of laws inconsistent with provisions hereof, and declaring an emergency.

SB 250—By Jelks—An Act relating to the solicitation or collecting of funds, the primary purpose of which is to promote legislation for any person or group receiving grants or allotments from the State government; providing for the giving of receipts for such funds; providing for the disposition of such receipts; providing penalties and declaring an emergency.

SB 251—By Jelks—An Act prescribing maximum hours for employees of the State of Oklahoma; and declaring an emergency.

SB 252—By Jelks—An Act relating to the enforcement of the prohibitory liquor laws of the State of Oklahoma; requiring law enforcement officers to act to prevent the holders of U. S. special liquor dealers' tax stamps from engaging in the liquor business in the State of Oklahoma; providing for searches, the institution of actions for injunctions, investigations and arrests; prescribing duties of public officials; providing for their removal from office for failure to perform such duties; authorizing ten (10) additional investigators in the Department of Public Safety; prescribing their duties and fixing their salaries; making appropriations; providing for a fee to be paid to county attorney and informer and complainant upon conviction, same to be taxed and collected as costs in case; providing provisions of Act shall be cumulative; making provisions of Act severable; and declaring an emergency.

SJR 26—By Nance—A Joint Resolution proposing an amendment to Section 10, Article 23 of the Constitution of Oklahoma; providing that where the salarys or emoluments of members of a court, board, or commission, the terms of office on which are staggered, be changed, such change shall become effective as to all members on the date fixed by law for the commencement of the first regular term of office thereon following the enactment of the law changing such salary or emoluments; and providing for the submission of said amendment to the people for their approval or rejection at a special election to be held on July 4, 1950.

Senator Counts asked unanimous consent, which was granted, to re-refer **HB 83** by Anglin, to the Judiciary Committee.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 241—Roads and Highways.

SB 242 — Local, State and Federal Government.

SB 243—Agriculture.

SB 244—Public Health.

SB 245—Insurance then Revenue and Taxation.

SB 246—Insurance then Revenue and Taxation.

SJR 25—Revenue and Taxation.

Engrossed **HB 272**—Local, State and Federal Government.

Engrossed **HB 305**—Business and Industry.

Engrossed **HB 314**—Insurance.

Engrossed **HB 369**—Education.

Engrossed **HB 376**—Local, State and Federal Government.

Senator Baldwin asked to be recorded present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 165 correctly engrossed.

Egnrossed **SB 165** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Nance asked that **SB 132,** by Local, State and Federal Government, be recommitted to the Committee on Local, State and Federal Government,

for further hearing and study, notwithstanding the adverse report of the Committee, which was the order.

PENDING ACTION ON HOUSE AMENDMENTS

Referring further to **SB 99,** as amended by the Honorable House:

Senator Rinehart moved that the Senate concur in **HA** to **SB 99,** which motion prevailed.

SB 99, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—40.

Excused: Collins, Logan, Walker, Waller.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—40.

Excused: Collins, Logan, Walker, Waller.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Referring further to **SB 117,** as amended by the Honorable House:

Senator Rinehart moved that the Senate Concur in **HA** to **SB 117,** which motion prevailed.

Senator Gary presiding.

SB 117, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—39.

Nay: Hope.—1.

Excused: Collins, Logan, Walker, Waller.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—39.

Nay: Hope.—1.

Excused: Collins, Logan, Walker, Waller.—4.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SB 157, by Dacus, Gary, Nevins,

Nance, Walker, Ritzhaupt, Waller and Medlock was taken up for consideration.

President Berry presiding.

Senator Gary moved to amend **SB 157** by striking the enacting clause.

Senator Nance raised a point of order against Senator Gary's motion to amend **SB 157,** which was sustained, stating that the amendment to strike the enacting clause was a nullity on its face.

Senator Gary asked unanimous consent, which was granted, to withdraw his amendment.

Senator Connell moved to amend **SB 157,** lines 4, 5 and 6, page 1, by striking the words and figures "Thirty million twenty-nine thousand one hundred sixty-three ($30,029,163.00) Dollars" and inserting the words and figures "Thirty-one Million ($31,000,000.00) Dollars".

Senator Thompson moved that further consideration of **SB 157** and consideration of **HB 120** and **SB 102** be set for Special Order at 2:00 p. m., Monday, April 4, 1949.

Senator Dacus asked unanimous consent, which was granted, that Senator Thompson be added as a member of the Committee on Education.

Senator Cook moved when the Clerk's desk is cleared the Senate adjourn to meet at 1:30 p. m., on the next legislative day.

Senator Lowery, as a substitute, moved that when the Senate adjourns today it adjourn to meet at 1:31 p. m., on the next legislative day.

Senator Rinehart, as a substitute for all pending motions, moved that the hour of 5:00 p. m., this day, be fixed as the hour of adjournment, which motion prevailed.

Senator Leonard, as a substitute for the Thompson motion, moved that further consideration of **SB 157** be deferred until some future legislative day.

Senator Connell asked unanimous consent, which was granted, to withdraw his amendment to **SB 157.**

Senator Counts moved to table the Leonard motion, which motion by unanimous consent he withdrew.

Senator Baldwin presiding.

Senator Logan asked to be recorded present, which was the order.

Upon motion of Senator Anderson, the previous question was ordered put.

The vote occurring on the Leonard motion, it was declared failed of adoption, the roll call thereon resulting as follows:

Ayes: Carrier, Cobb, Cowden, Leonard, Mahan, Price, Ritzhaupt, Seaman, Thompson, White.—10.

Nays: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Rogers, Speck, Worthington. —31.

Excused: Collins, Walker, Waller.—3.

Senator McClendon moved to amend **SB 157,** by striking lines 13 and 14, page 2, which amendment was adopted.

Senator Mahan moved that **SB 157,** as amended, be advanced to engrossment and third reading, which motion prevailed.

Senator Mahan asked unanimous consent, which was granted, that **SB 157,** as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 157 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden,

Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—41.

Excused: Collins, Walker, Waller.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—41.

Excused: Collins, Walker, Waller.—3.

The emergency was declared passed.

SB 157 was referred for engrossment.

Upon motion of Senator Nance, the Call of the Senate was ordered lifted.

Senator Rinehart moved that when the Clerk's desk is cleared the Senate adjourn to meet at 1:30 p. m., tomorrow, which motion prevailed.

The President presiding.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 253—By Ritzhaupt, Jarman, Nance, Anderson and Rinehart of the Senate, and Burkhart, Oliver, Box and Seids of the House—An Act amending Title 59 O. S. 1941, § 498, to provide for temporary licenses for doctors taking resident hospital training in this State.

SB 254—By Lowery—An Act amending Section 131 of Chapter 6 of Title 17, OS 1941, relating to telephone lines, and providing that the Corporation Commission, upon reasonable notice, may determine and decree what territory is open and unoccupied; and declaring an emergency.

SB 255—By Porter—An Act relating to the operation of motor vehicles over public highways; prescribing maximum height, length and width of such vehicles; prescribing maximum weights for such vehicles; providing the Department of Public Safety may authorize special permits upon any loads or weights greater than that authorized by this Act for single unit loads; prescribing penalties for the violations of this Act; providing for enforcement; repealing Chapter 4, Title 47, of the 1947 Oklahoma Session Laws, page 311; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 85—Appropriations.
SB 103—Appropriations.
SB 198—Appropriations.
SB 200—Appropriations.
HB 267—Appropriations.

DO PASS, as amended:

SB 70—Appropriations.
SB 88—Appropriations.
HB 134—Planning and Resources.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 30**—By House Appropriations Committee—An Act making consolidated appropriations from the general revenue fund for the fiscal years ending June 30, 1950 and June 30, 1951, 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 for educational and general operating budgets according to the needs and functions of each of such

institutions; providing that appropriations shall be nonfiscal; providing for the use of federal funds; providing that the provisions of this act are severable; and declaring an emergency.

Engrossed **HB 49**—By Brown (Pittsburg), Bacon, Boatman, Brickell of the House and Porter, Fine and Cowden of the Senate—An Act amending Section 3 of Chapter 2 of House Bill No. 149 of the Twenty-First Legislature of the State of Oklahoma, same being Section 45.3 of Title 59 of the Oklahoma Statutes, 1947 Supplement, and amending Section 13 of Chapter 2 of House Bill No. 149 of the Twenty-First Legislature of the State of Oklahoma, same being Section 45.13 of Title 59 of the Oklahoma Statutes, 1947 Supplement, relating to the practice of architecture in the State of Oklahoma and regulating the practice thereof; and declaring an emergency.

Engrossed **HB 255**—By Carmichael of the House and Anderson of the Senate —An Act relating to Judicial District No. 2; providing that said district shall have two judges; providing nominating districts; directing the governor to appoint the additional judge authorized herein; providing for an additional court reporter; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Engrossed **HB 311**—By McCarty, Allard, Allen, Autry, Berry, Black, Boatman, Box, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Burkhart, Camp, Coleman, Cordray, Cunningham, Evans, Forsythe, Haworth, Huff, Klinglesmith, Laing, Lance, Langley (Adair), Long, McColgin, McGahey, Ownby, Ozmun, Pazoureck, Pitman, Stipe, Sumrall, Tate, Tiffany, Trent, Wagner, Wallace (Grady), Wallace (Oklahoma), and Williams—An Act relating to the Oklahoma Spastic Paralysis Commission; amending § § 1, 3, 5, 6 and 7 of Chapter 11A, Title 63, Page 401, Oklahoma Session Laws 1947; defining the term "spastic paralysis"; providing for the Oklahoma Cerebral Palsy Institute; granting certain powers and authority to said commission; providing for the appointment of members of said commission providing that member of said commission shall give a bond; making appropriation; making this act severable; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 268**—By Morris—An Act relating to public recreation; authorizing any city, town, school district or county to establish, construct and conduct, singly or jointly, recreational facilities; authorizing the acquiring of such facilities; providing for acceptance of private gifts and donations; authorizing the establishment and organization of a governing board for such recreational facilities, the selection of its members and their term of office, setting forth its functions and duties; providing for a supervisor and other employees and their duties; providing for the receipt and expenditure of funds; authorizing an election to establish recreational facilities; providing for tax levies for such facilities; designating the division of recreation and state parks of the Oklahoma Planning and Resources Board as the state agency to provide consultation and assistance in the development of community recreational programs; providing for the retention of all laws relating to public recreational facilities; and repealing all laws in conflict herewith.

Engrossed **HB 322**—By Allen—An Act relating to drainage districts; authorizing transfers, from fund derived from assessments levied for repaid and/or cleaning of drains, of unencumbered cash in excess of actual costs of the repairs and/or cleaning for which such assessments were levied, not exceeding unpaid balance of costs of construction of such drains, to fund provided for

payment of costs of construction; and declaring an emergency.

Engrossed **HB 400**—By Ozmun—An Act relating to the Fish and Game Commission in cities and towns; amending Section 1, Chapter 13b, Title 11, Page 58, Oklahoma Session Laws 1947 so as to provide for the term of office of the members of said commission; and declaring an emergency.

Engrossed **HB 306**—By Camp, Cordray, Lindley, McColgin, Wagner, and Williams of the House, and Ginder and Mahan of the Senate—An Act relating to State banks and trust companies; providing for the extension of the corporate existence of such banks and trust companies; and declaring an emergency.

Engrossed **HB 315**—By Bullard, Langley (Adair), Andrews, Card, Davidson, Dunlap, Forsythe, Garvin, Haworth, Klinglesmith, Lance, Long, McColgin, Munson, Smith (Rogers), Tate, Trent, and Wagner of the House, and Anderson of the Senate—An Act creating a simple uniform scale for determining salaries of all county officers and their deputies in this State; making this Act effective as early as is permissable under Sec. 10, Art. 23, Constitution and repealing as of same effective date Sections 1 to 31 inclusive of Chapter 6, Title 19, Session Laws 1943, and Chapters 6, 6c, 6d, 6f, 6g, 6h, 6i, 6j, 6k, 6m, 6o, 6q, 6r, 6s, 6t, 6u, 6v, 6w, 6x, and 10a of Title 19, Session Laws 1945, and Chapters 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m, 6n6, 6o and 6r of Title 19, Session Laws 1947, and all other laws and parts of laws in conflict; and making the parts of this Act severable.

Engrossed **HB 183**—By Dunlap of the House, and Emery of the Senate—An Act making an appropriation to the Oklahoma State Regents of Higher Education to be allocated to and among the constituent institutions under the control of said regents for the completion of capital improvements; making appropriation non-fiscal; and declaring an emergency.

Engrossed **HB 291**—By Tiffany, Berry, Burton, Henry, Horton, Lindley, McColgin, Meigs and Shumate—An Act repealing Chapter 27a, Title 68, page 467, Oklahoma Session Laws 1947; and declaring an emergency.

Engrossed **HB 367**—By Box, Anglin, Cunningham, Reynolds (Oklahoma) of the House, and Jarman, Nance, Rinehart, Ritzhaupt and Lowery of the Senate—An Act authorizing agricultural fair corporations organized under the laws of Oklahoma to establish a retirement pay plan for certain employees and prescribing requirements, terms, and conditions under which said plan shall become operative; and declaring an emergency.

Engrossed **HB 375**—By Harkey and Smalley—An Act making supplemental appropriation for the support and maintenance of the Oklahoma State Penitentiary located at McAlester, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 250**—By Klinglesmith —An Act relating to county judges of certain counties; providing that such judges shall act as parole advisors and make certain reports; providing that such judges shall be paid additional compensation from the court fund or the general fund; repealing all acts or parts of acts in conflict herewith; making this Act severable; and declaring an emergency.

Engrossed **HB 289**—By Hawthorne, Andrews, Bailey (Kay), Billingsley, Boatman, Box, Brickell, Brown (Pottawatomie), Cunningham, Forsythe, Jennings, McCarty, McColgin, Pazoureck, Reynolds (Ottawa), Shibley, Speakman, Tate of the House, and Rinehart and Rogers of the Senate—An Act amending 40 O. S. 1941, § § 111 and 112; relating to the powers and duties of the factory safety inspector and the Commissioner

of Labor; repealing conflicting laws; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 174, 200,** and **202,** as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 13,** as amended.

Engrossed **HA** to Engrossed **SJR 13** was read, as follows, and consideration deferred until the next legislative day:

AMENDMENT NO. 1—Page 4, Line 24, by striking all of Section 5 and inserting in lieu thereof: "Any State lands transferred under provisions of this Resolution, the State shall retain the same amount of the undivided mineral interests therein, that it does not receive with the land in the trade." And correcting the title to conform thereto.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 174, 200** and **202.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-FIRST LEGISLATIVE DAY
Wednesday, March 30, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Gary asked unanimous consent, which was granted, to strike Committee Amendment No. 2 to **SB 157** and change the figures to read $30,-029,163.00.

The Journal for the last legislative day was declared approved.

Senator Seaman asked unanimous consent, which was granted, to be excused at 4:00 p.m., for the remainder of this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 157 correctly engrossed.

SCR 11, SBs 99 and **117,** each correctly enrolled.

Engrossed **SB 157** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 99** and **117,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 11** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 331—Appropriations.

WITHOUT RECOMMENDATION:

HB 93—Judiciary.

SJR 22—Judiciary.

As previously ordered, **SJR 22** was referred to Committee on Revenue and Taxation for further consideration.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 256—By Jelks—An Act relating to old age assistance, eliminatiing the case worker system and placing certain duties and authority in the boards of county commissioners; providing for payment of a pension based on age and citizenship when the National Social Security Act shall be amended; providing for a State grant to persons over sixty-three years of age in extreme emergency; providing for a grant to recipients of old age assistance for medical care; providing for operations or medical care for parents of dependent children receiving assistance; providing for operations or medical care for blind persons receiving assistance; amending 56 O. S. 1941 § 167 so as to provide for State grant of $25.00 per month if an application for assistance has not been determined by investigation within 30 days; amending Section 1, Chapter 7, Title 56, page 180, Oklahoma Session Laws 1945 so as to provide for deter-

mination of eligibility for or amount of assistance received; providing that any portion of this Act violating any law, rule or regulation of the Federal Government so as to cause a withdrawal of Federal participation in the old age assistance program shall not become operative; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 247—Judiciary.

SB 248—Business and Industry.

SB 249—Labor Relations.

SB 250—Business and Industry.

SB 251—Labor Relations.

SB 252 — Local, State and Federal Government.

SB 253—Public Health.

SB 254—Public Service Corporations.

SB 255—Public Service Corporations.

SJR 26—Revenue and Taxation.

Engrossed **HB 30** — Education then Appropriations.

Engrossed **HB 49**—Revenue and Taxation.

Engrossed **HB 183**—Education then Appropriations.

Engrossed **HB 250** — Penal Institutions.

Engrossed **HB 255**—Judiciary.

Engrossed **HB 268**—Social Welfare.

Engrossed **HB 289**—Labor Relations then Judiciary.

Engrossed **HB 291**—Judiciary.

Engrossed **HB 306**—Business and Industry.

Engrossed **HB 311**—Public Health.

Engrossed **HB 315**—Local, State and Federal Government.

Engrossed **HB 322**—Business and Industry.

Engrossed **HB 367**—Labor Relations.

Engrossed **HB 375**—

Senator Lowery asked that **HB 375**, by Harkey and Smalley, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 400**—Game and Fish.

Senator Porter asked unanimous consent, which was granted, that **SB 255** be withdrawn from the Committee on Public Service Corporations and referred to the Committee on Roads and Highways.

GENERAL ORDER

HB 288, by Cannon, et al, of the House, and Rogers of the Senate, was read and considered.

Upon motion of Senator Rogers, **HB 288** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended, and **HB 288** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 288 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Ballinger, Binns, Cobb, Jelks, Leonard, Logan.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Sea-

man, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Ballinger, Binns, Cobb, Jelks, Leonard, Logan.—6.

The emergency was declared passed.

HB 288 was properly signed and ordered returned to Honorable House.

PENDING ACTION ON HOUSE AMENDMENTS

Referring further to **SB 63,** by Mahan, as amended by the Honorable House:

Upon motion of Senator Mahan, the Senate concurred in **HA** to **SB 63.**

Senator Gary presiding.

SB 63, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—40.

Not Voting: Cobb, Logan, Nevins, Thompson.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Biinns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—40.

Not Voting: Cobb, Logan, Nevins, Thompson.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Referring further to **SB 98,** by Grim, as amended by the Honorable House:

Senator Grim moved that the Senate concur in **HA** to **SB 98,** which motion prevailed.

SB 98, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—40.

Not Voting: Binns, Mahan, Speck, Thompson.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—40.

Not Voting: Binns, Mahan, Speck, Thompson.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Referring further to **SJR 13,** by Seaman and Binns, as amended by the Honorable House:

Upon motion of Senator Binns, seconded by Senator Seaman, the Senate concurred in **HA** to **SJR 13.**

SJR 13, as amended, by the Honorable House, was read at length.

On question of passage of Resolution, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—40.

Not Voting: Boecher, Ginder, Mahan, Thompson.—4.

The resolution, as amended, was declared passed.

House Amendments were properly signed and above numbered resolution, as amended, was referred for enrollment.

SPECIAL ORDER

SB 190, by Ritzhaupt and Price of the Senate, and Jennings, Andrews and Bailey of the House, was read and considered.

Senator Waller moved to amend **SB 190,** line 8, page 8, by striking all of Section (b), which motion was tabled on motion of Senator Ritzhaupt.

Senator Ballinger moved to amend **SB 190,** line 1, page 14, by adding after the word "unless" and before the word "sealed", the words, "signed by said registrant and", which amendment was adopted.

Upon motion of Senator Ritzhaupt **SB 190,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 190** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 190 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, White, Worthington.—32.

Nays: Fine, Nevins, Waller.—3.

Not Voting: Anderson, Binns, Cartwright, Ginder, Mahan, Nance, Porter, Speck, Thompson.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, White, Worthington.—32.

Nays: Fine, Nevins, Waller.—3.

Not Voting: Anderson, Binns, Cartwright, Ginder, Mahan, Nance, Porter, Speck, Thompson.—9.

The emergency was declared passed.

SB 190 was referred for engrossment.

The Presiding Officer introduced to the Senate Honorable Edward Beaman, member of the State Senate of Indiana, who addressed the Senate briefly.

SPECIAL ORDER

SB 191, by Ritzhaupt and Price of the Senate and Lance, et al, of the House, was read and considered.

Senator Nevins moved to amend **SB 191,** line 4, page 1, by striking after the word "shall" and before the word

"employ" the words "have authority to," which amendment failed of adoption.

Senator Nevins moved to amend **SB 191,** line 6, page 1, by inserting after the word "provided" and before the word "Said" the words "and shall have the approval of the State Highway Department", which amendment failed of adoption.

Senator Waller moved that further consideration of **SB 191** be indefinitely postponed.

Senator Cook, as a substitute moved that **SB 191** be stricken from the calendar, which motion was tabled upon motion of Senator Counts.

The vote occurring on the Waller motion, it was declared failed of adoption.

Senator Baldwin moved to amend **SB 191,** line 1, page 2, by striking after the word "Commissioners" and before the word "and" the comma and substituting a period therefor and strike the balance of the sentence.

Senator Counts moved to table the Baldwin amendment, which motion failed of adoption.

The vote occurring on the Baldwin amendment, it was declared adopted.

Senator Nevins moved to amend **SB 191,** lines 14 to 18, page 2, by striking after the word "Commissioners" in line 14, the balance of said line 14 and lines 15, 16, 17 and down to the word "Nothing" in line 18, which amendment was adopted.

Senator Counts moved that **SB 191** be re-referred to the Committee on Local, State and Federal Government for further study, retaining its place on the Calendar, which motion failed of adoption.

Upon motion of Senator Ritzhaupt, **SB 191,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **SB 191,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 191 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Counts, Dacus, Gary, Gooldy, Jarman, Leonard, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—23.

Nays: Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Grim, Hope, Howell, McClendon, Medlock, Speck, Waller.—14.

Not Voting: Ballinger, Carrier, Cobb, Ginder, Jelks.—5.

Excused: Mahan, Seaman.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—31.

Nays: Cowden, Grim, Howell, Medlock, Speck, Waller.—6.

Not Voting: Ballinger, Carrier, Cobb, Ginder, Jelks.—5.

Excused: Mahan, Seaman.—2.

The emergency was declared passed.

SB 191 was referred for engrossment.

Senator Medlock moved that the vote by which **SB 191,** as amended, was passed be reconsidered.

Senator Rinehart moved that when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the Rules, which motion prevailed.

The President presiding.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 43—Revenue and Taxation.
SB 202—Agriculture.
SB 234—Agriculture.
SB 235—Agriculture.
SB 236—Agriculture.
SB 238—Agriculture.

SB 238, as previously ordered, was referred to Committee on Education for further consideration.

SB 239—Agriculture.
HB 128—Revenue and Taxation.
HB 400—Game and Fish.

DO PASS, as amended:

SB 221—Military and Veterans Affairs.
SJR 25—Revenue and Taxation.
SB 104—Revenue and Taxation.
HB 74—Insurance.
HB 89—Education.
HB 127—Revenue and Taxation.

DO NOT PASS:

SB 227—Revenue and Taxation.
HJR 11—Revenue and Taxation.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 257 — By Ritzhaupt — An Act amending Section 4, Chapter 32c, Title 70, Page 342, Oklahoma Session Laws 1945; relating to the admission and removing of patients received at the University Hospital upon the recommendation of County Boards of Health (Boards of County Commissioners); repealing conflicting laws; and declaring an emergency.

SB 258—By Hope, Gary, Dacus—An Act relating to the enforcement of the prohibitory liquor laws of the State of Oklahoma: requiring law enforcement officers to act to prevent the holders of U. S. Special Liquor Dealers' Tax Stamps from engaging in the liquor business in the State of Oklahoma: providing for searches, the institution of actions for injunctions, investigations, arrests; prescribing duties of public officials; providing for their removal from office for failure to perform such duties; providing provisions of act shall be cumulative; making provision of act severable; and declaring an emergency.

President Berry announced that the French Merci Car tokens, sent to Oklahoma by the people of France in appreciation for gifts received from Oklahoma, were now stored in boxes in the Historical Society's Building because of no place for their display.

Senator Nance moved that a Committee of three (3) members, with President Berry acting as Chairman, be appointed to confer with the State Board of Public Affairs and the Historical Society, in procuring a suitable place for displaying the tokens of Friendship received from the French People, which motion prevailed, the President appointing as the other two members of the Committee Senators Logan and Fine.

Senator Howell asked unanimous consent, which was granted, that **HB 311**, by McCarty, et al, be ordered referred to the Committee on Appropriations following its report from the Committee on Public Health.

Senator Biinns asked unanimous consent, which was granted, that **SB 204**, by Binns, be re-referred to the Committee on Local, State and Federal Government, for further consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 79**—By Cook—An Act continuing and reappropriating certain appropriations made to the Western Oklahoma State Hospital, Clinton, Oklahoma, by the Twenty-first Legislature;

changing the purpose for which said appropriations may be contracted and expended; making an additional appropriation to said institution for the construction and equipping of a kitchen and storage room; and declaring an emergency.

Enrolled **SB 109**—By Gary—An Act continuing and reappropriating certain appropriations made to the Central State Hospital, Norman, Oklahoma, by the Twenty-first Legislature; making said appropriations non-fiscal; and declaring an emergency.

Enrolled **SB 124**—By Cook—An Act relating to school districts; amending Section 2, Article II, Chapter 21, Title 70, Oklahoma Session Laws 1947 (70 O.S. Supp. 1947 Section 896.2) to permit the governing board of the school district to which disorganized territory is annexed to lease the school building and appendages thereto of the disorganized school district under certain conditions; repealing all laws or parts of laws in conflict with the provisions of this Act; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 99** and **117.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 11.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

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

FIFTY-SECOND
LEGISLATIVE DAY
Thursday, March 31, 1949

Pursuant to adjournment, the Senate met at 1:30 p. m., and was called to order by Senator Gary, who was designated by the President so to do.

The President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—40.

Excused: Cobb, Counts, Mahan, Waller.—4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Ballinger asked unanimous consent, which was granted, to be excused for thirty minutes.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 211—Education.
SB 244—Public Health.
SB 253—Public Health.
HB 180—Public Health.
HB 181—Public Health.
HB 212—Game and Fish.
HB 213—Education.

Re-REFERRED TO COMMITTEES:

HB 311—to Appropriations by Public Health.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 259—By Carrier—An Act amending Section 15.6 of Chapter 1a of Title 68 OS 1941, relating to the place of listing an assessment of property for ad valorem taxation; making the situs for all unmanufactured farm products to be that of the residence of the owner; making provisions of this Act severable; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 256—Social Welfare.
SB 257—Public Health.
SB 258—Local, State and Federal Government.

GENERAL ORDER

HB 375, by Harkey and Smalley of the House, was read and considered.

Upon motion of Senator Rinehart, **HB 375** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 375** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 375 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Excused: Ballinger, C o b b, Counts, Mahan, Waller.—5.

Not Voting: Boecher, Collins, Ginder, Jarman, Jelks, Lowery, McClendon, Seaman, White.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—30.

Excused: Ballinger, C o b b, Counts, Mahan, Waller.—5.

Not Voting: Boecher, Collins, Ginder, Jarman, Jelks, Lowery, McClendon, Seaman, White.—9.

The emergency was declared passed.

HB 375 was properly signed and ordered returned to Honorable House.

Senator Gary asked unanimous consent, which was granted, that **SB 35** by Collins and Counts, be referred to the Appropriations Committee for correction.

GENERAL ORDER

HB 331, by Smalley, was read and considered.

Senator Nance moved to amend **HB 331** by striking Section 1, renumbering the remaining sections and correcting the title to conform to the subject matter of the bill, which motion prevailed.

Upon motion of Senator Nance, **HB 331,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 331,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 331 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Anderson, Boecher, Cartwright, Ginder, Jarman.—5.

Excused: Ballinger, C o b b, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Anderson, Boecher, Cartwright, Ginder, Jarman.—5.

Excused: Ballinger, C o b b, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 331 was referred for engrossment.

Senator Nance asked unanimous consent, which was granted, that **SB 43** and **HB 56** be recommitted to the Committee on Revenue and Taxation for further consideration w i t h o u t losing their places on the calendar.

GENERAL ORDER

Senator Logan asked unanimous consent, which was granted, that **HCR 13,** by Disney, et al, be taken up for consideration.

HCR 13 was read at length as follows and adopted by unanimous consent of the Senate:

ENGROSSED H O U S E CONCUR-

RENT RESOLUTION NO. 13—By Disney, Billingsley and Ozmun.

A HOUSE CONCURRENT RESOLUTION EULOGIZING THE HONORABLE THOMAS P. GORE.

WHEREAS, the Twenty-second Legislature has learned with profound sorrow of the death of the Honorable Thomas P. Gore on the 16th day of March, 1949, and

WHEREAS, he was a distinguished member of the United States Senate from Oklahoma from 1907 to 1921 and from 1930 to 1936, and

WHEREAS, despite total blindness since boyhood, he completed his education and obtained a law degree from Cumberland University in 1892 and, with the inspiring help of Mrs. Gore, led a vigorous and useful public life to the age of 78, and

WHEREAS, he possessed a remarkable memory, and was one of the great orators of his time and was a fearless fighter for the principles in which he believed and,

WHEREAS, his outstanding leadership, integrity and valuable service to the State and Nation should be recognized by this Legislature.

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

That, in the passing of the Honorable Thomas P. Gore, the State and Nation has lost a splendid citizen. By his great ability, untiring energy and sterling honesty he has left his imprint on the laws of our Nation and by his kindly and manly conduct he has left a lasting memory in our hearts that will remain throughout the years to come.

BE IT FURTHER RESOLVED that the House and Senate of the Twenty-second Legislature of Oklahoma hereby extend its sympathy to the family of Senator Gore in their hour of affliction.

Engrossed **HCR 13** was properly signed and ordered returned to the Honorable House.

Senator Cartwright asked unanimous consent, which was granted, that Glen Arthur Rabun, Durant, be made an Honorary Page for this legislative day, which was the order.

Senator Thompson asked unanimous consent, which was granted, that **SB 221,** by Committee on Military and Veterans Affairs, be re-referred to the Committee on Appropriations without losing its place on the calendar.

GENERAL ORDER

SB 34, by Collins and Counts, was read and considered.

Upon motion of Senator Gary, **SB 34** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 34** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 34 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—38.

Not Voting: Boecher.—1.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—38.

Not Voting: Boecher.—1.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 34 was referred for engrossment.

GENERAL ORDER

SB 230, by Cook of the Senate and Wallace (Custer) of the House, was read and considered.

Upon motion of Senator Cook, **SB 230** was advanced to engrossment and third reading.

Upon motion of Senator Cook, the rules of the Senate were suspended and **SB 230** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 230 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—36.

Not Voting: Binns, Boecher, Jelks.—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—36.

Not Voting: Binns, Boecher, Jelks.—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 230 was referred for engrossment.

A Committee from the Honorable House, composed of Representatives Smalley, McCarty and Bohannon, was received, who invited the Senate to be the guests of the Honorable House at a dinner and social hour on Monday night, April 11, 1949, the hour and place to be announced later.

Upon motion of Senator Cowden the Senate accepted the invitation extended by the Honorable House, through its Committee.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 15**—By Sumrall, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing,

Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Welch, Williams, Wolfe, and Mr. Speaker of the House, and Leonard of the Senate.

A RESOLUTION EXPRESSING THE DEEP REGRET AND SORROW OF THE MEMBERS OF THE REGULAR SESSION OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA AT THE DEATH OF THE HONORABLE WILLIAM THOMAS QUINN OF BEAVER COUNTY, BEAVER, OKLAHOMA, A MEMBER OF THE TWENTY-FIRST LEGISLATURE OF THE STATE OF OKLAHOMA.

By unanimous consent, **HCR 15** was taken up for immediate consideration, read at length as follows and adopted upon motion of Senator Leonard:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 15—By Sumrall, Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Camp, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Tate, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Welch, Williams, Wolfe and Mr. Speaker of the House and Leonard of the Senate.

A RESOLUTION EXPRESSING THE DEEP REGRET AND SORROW OF THE MEMBERS OF THE REGULAR SESSION OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA AT THE DEATH OF THE HONORABLE WILLIAM THOMAS QUINN OF BEAVER COUNTY, BEAVER, OKLAHOMA, A MEMBER OF THE TWENTY-FIRST LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, on the 21st day of May, 1948, death claimed the Honorable William Thomas Quinn, a member of the House of Representatives of the Twenty-First Legislature of the State of Oklahoma, from Beaver County, and

WHEREAS, the members of the House of Representatives of the Twenty-Second Legislature of the State of Oklahoma, many of whom were fellow House Members of the Honorable William Thomas Quinn, of the Twenty-First Legislature of the State of Oklahoma, are desirous of expressing to his family and particularly to his wife, Mrs. Ada Christina Quinn and all other survivors, their deep regret and sorrow at his death.

WHEREAS, William Thomas Quinn, came to Oklahoma in April, 1887, and settled in Beaver County where he helped pioneer the Oklahoma Panhandle and Beaver County, having lived there

over a half century, contributing to the building and the progress of Oklahoma and particularly the Northwest part thereof. Through his many contributions of time, effort and means for all worthwhile causes dedicated to the transformation of a prairie wilderness to a modern community supporting a modern society, the House of Representatives recognizes his fine and great contribution to his family, community, church, state and nation.

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

That the Twenty-Second Legislature of the State of Oklahoma, and the members thereof, hereby express their deep regret and sorrow at the death of the Honorable William Thomas Quinn, and extend our sympathy to his wife, Mrs. Ada Christina Quinn, of Beaver County, Beaver, Oklahoma, and by this Resolution extend to his wife and members of his family their sincere appreciation for his distinguished service to the people of this State and direct that this Resolution be printed in the Journals of the House and Senate, and that duly authenticated copies thereof be transmitted by the Clerk of the House to his wife as a token of the sincere respect and admiration the people of the State of Oklahoma held for her husband, the Honorable William Thomas Quinn.

Senator Leonard presiding.

Engrossed **HCR 15** was properly signed by the Presiding Officer and ordered returned to the Honorable House.

President Berry presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 203.**

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 203 correctly enrolled.

Enrolled **SB 203,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 249, by Black, et al, of the House, and Baldwin, Jelks and Price of the Senate, was read and considered.

Upon motion of Senator Baldwin, **HB 249** was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended, and **HB 249** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 249 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Gooldy, Jarman, Jelks, Seaman.—5.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rine-

hart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Gooldy, Jarman, Jelks, Seaman.—5.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 249 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Ginder asked unanimous consent, which was granted, to refer **HB 122,** by Langley (Muskogee), to the Committee on Revenue and Taxation.

HB 87, by Labor Relations Committee, was read and considered.

Upon motion of Senator Emery, **HB 87** was advanced to engrossment and third reading.

Upon motion of Senator Emery, the rules of the Senate were suspended, and **HB 87** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 87 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Thompson.—1.

Not Voting: Carrier, Connell, Logan, Nevins.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Thompson.—1.

Not Voting: Carrier, Connell, Logan, Nevins.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 87 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 190 correctly engrossed.

SJR 13, SBs 63 and **98,** each correctly enrolled.

Engrossed **SB 190** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Seaman presiding.

Enrolled **SJR 13,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

Enrolled **SB 63,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Grim presiding.

Enrolled **SB 98,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Berry presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 203.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

Senator Cook asked unanimous con-

sent, which was granted, to have the time extended for one week for the submission of the Report of the Special Committee appointed under Enrolled **SR 16,** by Cook, et al, the Resolution providing the Report to be made on April 1, 1949.

GENERAL ORDER

SB 77, by Gooldy, was read and considered.

Upon motion of Senator Gooldy, **SB 77** was advanced to engrossment and third reading.

Upon motion of Senator Gooldy, the rules of the Senate were suspended, and **SB 77** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 77 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington. —36.

Not Voting: Boecher, Carrier, Seaman. —3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington. —36.

Not Voting: Boecher, Carrier, Seaman. —3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 77 was referred for engrossment.

GENERAL ORDER

HB 273, by Reynolds, etal of the House, and Jarman of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 273** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 273** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 273 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—37.

Not Voting: Carrier, Speck.—2.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt,

Rogers, Seaman, Thompson, Walker, White, Worthington.—37.

Not Voting: Carrier, Speck.—2.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 273 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 12, by Ozmun of the House, was read and considered.

Senator Grim asked to be made coauthor of **HB 12,** which was the order.

Upon motion of Senator Ginder, **HB 12** was advanced to engrossment and third reading.

Upon motion of Senator Ginder, the rules of the Senate were suspended, and **HB 12** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 12 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Cowden, Dacus, Price, Speck.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Cowden, Dacus, Price, Speck.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 12 was referred for engrossment.

GENERAL ORDER

SB 104, by Nance, was read and considered.

Senator Nance asked unanimous consent, which was granted, to amend **SB 104,** line 9, page 4, by striking the words "Emergency Clause" and inserting as Section 4 the following: "It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval."

Upon motion of Senator Nance, **SB 104,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **SB 104,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 104 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Walker, White, Worthington.—33.

Nay: Ritzhaupt.—1.

Not Voting: Jarman, Jelks, Lowery, Speck, Thompson.—5.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Walker, White, Worthington.—33.

Nay: Ritzhaupt.—1.

Not Voting: Jarman, Jelks, Lowery, Speck, Thompson.—5.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 104 was referred for engrossment.

GENERAL ORDER

SB 155, by Rinehart, Porter and White, was read and considered.

President Pro Tempore Logan presiding.

Senator White moved to amend **SB 155,** line 12, page 5, by striking after the word "in" the words "the presence" and inserting the words "open court", which amendment was adopted.

Upon motion of Senator Rinehart, **SB 155,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **SB 155,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 155 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Carrier, Cartwright, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, White, Worthington.—27.

Nays: Anderson, Boecher, Collins, Connell, Cook, Cowden, Thompson.—7.

Not Voting: Ginder, Jarman, McClendon, Nance, Speck.—5.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

SB 155 was referred for engrossment.

GENERAL ORDER

SB 16, by Gary of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 16** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 16** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 16 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—36.

Not Voting: Jarman, Nance, Rinehart.—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—36.

Not Voting: Jarman, Nance, Rinehart.—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 16 was referred for engrossment.

GENERAL ORDER

SB 125, by Leonard of the Senate and Field of the House, was read and considered.

Upon motion of Senator Leonard, **SB 125** was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and **SB 125** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 125 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Medlock, Ritzhaupt.—2.

Not Voting: Jarman, Speck.—2.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Medlock, Ritzhaupt.—2.

Not Voting: Jarman, Speck.—2.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 125 was referred for engrossment.

GENERAL ORDER

SB 2, by Grim, was read and considered.

Upon motion of Senator Grim, **SB 2** was advanced to engrossment and third reading.

Upon motion of Senator Grim, the rules of the Senate were suspended and **SB 2** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 2 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, White, Worthington.—31.

Nays: Baldwin, Cartwright, Collins, Rogers, Thompson.—5.

Not Voting: Ginder, Nance, Speck—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Car-

rier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, White, Worthington.—31.

Nays: Baldwin, Cartwright, Collins, Rogers, Thompson.—5.

Not Voting: Ginder, Nance, Speck—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 2 was referred for engrossment.

GENERAL ORDER

SB 158, by Dacus, was read and considered.

Upon motion of Senator Dacus, **SB 158** was advanced to engrossment and third reading.

Upon motion of Senator Dacus, the rules of the Senate were suspended and **SB 158** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 158 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Connell, Ginder, Jelks, Nance.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Connell, Ginder, Jelks, Nance.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 158 was referred for engrossment.

PENDING ACTION ON CONFERENCE COMMITTEE REPORT—HB 58, by Dunlap, et al:

Upon motion of Senator Gary, the Conference Committee Report on **HB 58** was adopted.

HB 58 as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Nays: Lowery.—1.

Not Voting: Connell, Ginder, Jelks.—3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart,

Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington. —35.

Nays: Lowery.—1.

Not Voting: Connell, Ginder, Jelks. —3.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

HB 58, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Connell asked that the record show had he been present at the time of final passage of **HB 58,** as amended in Conference, he would have voted AYE on the bill and emergency, which was the order.

GENERAL ORDER

SB 160, by Leonard, was read and considered.

Senator Walker moved to amend **SB 160,** line 2, page 2, by striking after the word "within" and before the words "of issue" and inserting the words "the fiscal year", which amendment by unanimous consent he withdrew.

Upon motion of Senator Leonard, **SB 160** was advanced to engrossment and third reading.

Upon motion of Senator Leonard, the rules of the Senate were suspended and **SB 160** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 160 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington. —35.

Not Voting: Cartwright, Gary, Ginder, Nevins.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

SB 160 was referred for engrossment.

GENERAL ORDER

SB 120, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 120** was advanced to engrossment and third reading.

By unanimous consent, **SB 120** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 120 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Ginder, Medlock, Nevins, Seaman.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—35.

Not Voting: Ginder, Medlock, Nevins, Seaman.—4.

Excused: Ballinger, Cobb, Counts, Mahan, Waller.—5.

The emergency was declared passed.

SB 120 was referred for engrossment.

Senator Collins asked that Senator Medlock be recorded excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 169, by Leonard, was read and considered.

By unanimous consent, further consideration of **SB 169** was deferred for this legislative day.

Senator Ballinger asked to be recorded present, which was the order.

HB 171, by Davidson, et al, was read and considered.

Upon motion of Senator Price, **HB 171** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended and **HB 171** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 171 was read for the third time at length.

Senator Collins moved that **HB 171** be referred to Judiciary Committee for further consideration, retaining its place on the calendar, which motion failed of adoption.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Worthington.—31.

Nays: Ballinger, Leonard, White.—3.

Not Voting: Fine, Ginder, Howell, Seaman, Thompson.—5.

Excused: Cobb, Counts, Mahan, Medlock, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Worthington.—31.

Nays: Ballinger, Leonard, White.—3.

Not Voting: Fine, Ginder, Howell, Seaman, Thompson.—5.

Excused: Cobb, Counts, Mahan, Medlock, Waller.—5.

The emergency was declared passed.

HB 171 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 267, by Wagner, etal, was read and considered.

Upon motion of Senator Cowden, **HB 267** was advanced to engrossment and third reading.

Upon motion of Senator Cowden, the rules of the Senate were suspended and **HB 267** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 267 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—30.

Not Voting: Binns, Cartwright, Fine, Ginder, Howell, Nevins, Seaman, Speck, Thompson.—9.

Excused: Cobb, Counts, Mahan, Medlock, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—30.

Not Voting: Binns, Cartwright, Fine, Ginder, Howell, Nevins, Seaman, Speck, Thompson.—9.

Excused: Cobb, Counts, Mahan, Medlock, Waller.—5.

The emergency was declared passed.

HB 267 was properly signed and ordered returned to Honorable House.

Senator Rinehart moved that when the Clerk's desk is cleared the Senate adjourn to meet on Monday, April 4, 1949, at 1:30 p. m., which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

Re-REFERRED TO COMMITTEES:

SB 194—To Appropriation by Agriculture.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 23—Appropriation.

SB 194—Appropriation.

SB 204—Local, State and Federal Government.

SB 242—Local, State and Federal Government.

HB 155—Appropriation.

HB 376—Local, State and Federal Government.

DO PASS, as amended:

SJR 14—Revenue and Taxation.

SB 74—Aprropriation.

SB 87—Appropriation.

DO NOT PASS:

HB 305—Local, State and Federal Government, but referred to Committee on Business and Industry.

WITHOUT RECOMMENDATION:

SJR 24—Game and Fish.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 260—By Rogers and Fine of the Senate, and Langley of the House—An Act forbidding any club, organization or State agency which now has or may be given control and supervision of Lake Greenleaf from making a charge, or requiring a special permit to fish in said lake; and declaring an emergency.

SB 261—By Porter—An Act relating to drivers' licenses; providing that all persons who practice the healing art or any branch thereof shall report to the State Department of Health the name and address of any person afflicted with certain diseases; providing that such information shall be furnished to the Commissioner of Public Safety for certain action thereon; and declaring an emergency.

SB 262—By Porter—An Act relating to the Department of Public Safety; providing for fees to be charged for certified copies of records of said department; amending 47 O. S. 1941 § 358; and declaring an emergency.

SB 263—By Porter—An Act relating to "auxiliary highway patrols"; repealing Section 3, Chapter 10, Title 47, page 122, Oklahoma Session Laws 1943; and declaring an emergency.

SB 264—By Porter—An Act relating

to vehicles of the Department of Public Safety; amending 47 O. S. 1941 § § 151 and 153, and Section 1, Chapter 6, Title 47, page 314, Oklahoma Session Laws 1947; and declaring an emergency.

SB 265—By Counts, Anderson and Collins of the Senate, and Williams, Camp, McCarty and Bullard of the House—An Act relating to the filing of chattel mortgages and additional sales contracts covering motor vehicles, automobiles, motorcycles, trucks, truck-tractors, trailers, semi-trailers, motor buses and house trailers; providing for the Oklahoma Tax Commission to receive, assemble, receipt for and furnish information pertaining to chattel mortgages, conditional sales contracts and assignments or releases thereof covering such vehicles; providing duplicate certificates of title of such vehicles shall have endorsed thereon a description of all unreleased chattel mortgages or retentions of title as disclosed by the files of the Oklahoma Tax Commission; providing that new certificates of title issued to transferees or purchasers shall have endorsed thereon a description of all unreleased chattel mortgages or retentions of title as disclosed by the certificate of title transferred to such transferee; providing that mortgages and conditional sales vendors shall forward to the Oklahoma Tax Commission reports of mortgages and conditional sales contracts; providing that the filing by the mortgagee or conditional sales vendor of the above report and the endorsement of a description of such chattel mortgages or conditional sales contracts on the certificate of title shall constitute constructive notice thereof to all subsequent purchasers and encumbrancers within the State of Oklahoma; providing that after the effective date hereof the filing of conditional sales contracts and chattel mortgages covering motor vehicles, automobiles, motorcycles, trucks, truck-tractors, trailers, semi-trailers, motor buses and house trailers in any public office other than the Oklahoma Tax Commission shall no longer constitute constructive notice thereof insofar as said vehicles are covered thereby; providing that after the effective date hereof certificates of title issued by the Oklahoma Tax Commission covering motor vehicles, automobiles, motorcycles, trucks, truck-tractors, trailers, semi-trailers, motor buses and house trailers shall constitute exclusive evidence of the ownership of the vehicles therein described; providing fees for such service and appropriating such fees to the Oklahoma Tax Commission for administration and enforcement of this Act; and repealing all acts in conflict herewith.

SB 266—By Ritzhaupt, Anderson, White, Boecher, and Dacus of the Senate, and Griffin and Dillon of the House—An Act amending Chapter 2, Title 35, Session Laws 1947, Sections 19, 20, Subsection 9 of Section 4, and Subsections 1, 2, 3, 4, 5, 6, 7, and 8 of Section 21, relating to mental health; to provide for preparation of forms; indicating who may make application; providing for county court to order hearing and finding by two reputable physicians; providing for detention order and notice and persons to be served for purpose of inquest and for holding inquiry with or without jury; providing for expense of physicians and for jury; providing for county judge to make determination and to issue certificate pursuant to findings; designating court clerk as custodian of record and indicating nature of record; providing penalties for wrongfully procuring order of certification; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 119**—By Harkey of the House, and Gary of the Senate—An Act appropriating Forty Thousand Dollars ($40,000.00) to be used and expended by the State Superintendent of Public In-

struction in compliance with 70 O. S. 1941 § § 265, 266, 281b and 571; and declaring an emergency.

Engrossed **HB 261**—By Lance of the House, and Ritzhaupt of the Senate—An Act relating to poultry; regulating the sale of baby chicks, started chicks, baby poults and started poults; requiring permits and fixing fees therefor; requiring labelling and reports of sales; defining terms; prescribing powers and duties of State Board of Agriculture and providing for administration and enforcement of act; making violations of act misdemeanors and authorizing quarantine; fixing effective date of act; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 154, 207.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 288.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 15.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 13; SBs 63 and 98.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 203**—By Porter, Ritzhaupt, Rinehart, Leonard, Fine, Baldwin, Lowery and Binns—An Act amending Section 3 of Title 69, Chapter 1B, Oklahoma Session Laws 1947, same being House Bill 454, Regular Session Twenty-first Legislature, relating to the transfer of money accruing to the credit of the General Revenue Fund, for the fiscal years ending June 30, 1948, and June 30, 1949, in excess of appropriations made out of said fund for said fiscal years; providing that monies accruing to the General Revenue Fund each fiscal year beginning with the fiscal year ending June 30, 1949 and thereafter, in excess of the State Board of Equalization's estimate of the amount of revenue to accrue to the General Revenue Fund for each year, shall be transferred to the Emergency Appropriation Fund in the State Treasury; making an appropriation to the State Highway Commission, from the Emergency Appropriation Fund in the State Treasury, out of any surplus accruing to the credit of the Emergency Appropriation Fund for each of the fiscal years ending June 30, 1949 and June 30, 1950; making the provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, April 4, 1949.

FIFTY-THIRD LEGISLATIVE DAY

Monday, April 4, 1949.

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

Upon roll call, it resulted as follows:

Present: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Anderson.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain, Reverend Geren Roberts, pastor of the Church of The Nazarene, Norman.

Senator Carrier asked unanimous consent, which was granted, that Jo Ann Billings of Pennington Gap, Virginia, be made an Honorary Page for this legislative day.

Senator Mahan asked unanimous consent, which was granted that Dicky Peak of Ralston be made an Honorary Page for this legislative day.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 2, 16, 34, 77, 104, 120, 125, 155, 158, 160 and **230,** each correctly engrossed.

Engrossed **SBs 2, 16, 34, 77, 104, 120, 125, 155, 158, 160** and **230,** were each properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 259—Revenue and Taxation.

SB 260—Game and Fish.

SB 261—Public Health.

SB 262—Local, State and Federal Government.

SB 263—Local, State and Federal Government.

SB 264—Local, State and Federal Government.

SB 265—Business and Industry.

SB 266—Judiciary.

Engrossed **HB 119**—Education then Appropriations.

Engrossed **HB 261**—Agriculture.

GENERAL ORDER

SB 74, by Gary, was read and considered.

Senator Rogers moved to amend **SB 74,** line 5, page 20, by striking after the word, "acceptable", the balance of line 5, all of line 6, and to the word "and" in line 7, which amendment was adopted.

Senator Medlock moved to amend **SB 74,** line 7, page 2, and line 1, page 3, by striking after the word "government" on line 7, page 2, the word "except", and the words "the State Highway Department" on line 1, page 3, which amendment was tabled upon motion of Senator Lowery.

Senator Counts moved to amend **SB 74,** line 15, page 5, by inserting after the word "exceed", the words and figures, "the sum of Seventy-five hundred ($7500.00) dollars," which amendment was adopted.

Upon motion of Senator Gary, **SB 74,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and

Senator Ritzhaupt moved to amend **SB 78,** line 1, page 6, by striking after the word, "Affairs," and before the word, "Corporation," the words, "Oklahoma A & M College, University of Oklahoma," and inserting the words "State Regents of Higher Educational Institutions and State Board of Education," which amendment was adopted.

Upon motion of Senator Lowery, Section 5, as amended was adopted.

Section 6 was read.

Senator Cobb moved to amend **SB 78,** by striking Section 6 and renumbering the remaining sections, which amendment was adopted.

Section 7 was read.

Senator Ritzhaupt moved to amend **SB 78,** line 7, page 7, by striking after the word, "classes," and before the word, "The" on line 10, the remainder of line 7, all of lines 8 and 9, and the word, "thereto" on line 10, which amendment failed of adoption.

Senator Rogers moved to amend **SB 78,** line 10, page 7, after the word "thereto," by adding the following language: "There shall be no educational requirements or age limitations for maintenance work with the Highway Department or any other department or institutions where educational requirements are not essential to the performance of their duties," which amendment was adopted.

Upon motion of Senator Ritzhaupt, Section 7, as amended, was adopted.

Section 8 was read.

Senator Ritzhaupt moved to amend **SB 78,** line 2, page 8, by striking all of Section 8, which amendment failed of adoption.

Upon motion of Senator Gary, Section 8 was adopted.

Senator Gary asked unanimous consent, which was granted, to amend **SB 78,** line 12, page 9, by striking the word and figure, "Section 8," and inserting the word and figure, "Section 9."

Senator Collins moved to amend **SB 78,** line 11, page 9, by adding a new section and renumbering the remaining sections: "It is further provided that nothing in this Act shall apply to the various positions, jobs or employees at Oklahoma A & M College," which amendment failed of adoption.

Sections 9 and 10 were read and adopted upon motions of Senator Gary.

Section 11 was read and adopted upon motion of Stnator Ritzhaupt.

Section 12 was read and adopted upon motion of Senator Leonard.

Senator Counts moved that the vote be reconsidered by which the Ritzhaupt amendment to line 3, page 5, was adopted, which motion was adopted.

Upon motion of Senator Thompson, the Ritzhaupt amendment to line 3, page 5, was tabled.

Upon motion of Senator Gary, **SB 78,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 78,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 78 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Thompson, Walker.—28.

Nays: Baldwin, Cobb, Collins, Emery, Fine, Grim, Medlock, Ritzhaupt, Rogers, Seaman, Waller, White, Worthington. —13.

Not Voting: Cartwright, Speck.—2.

Excused: Anderson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Thompson, Walker, Worthington.—31.

Nays: Collins, Emery, Fine, Grim, Medlock, Ritzhaupt, Rogers, Seaman, Waller, White.—10.

Not Voting: Cartwright, Speck.—2.

Excused: Anderson.—1.

The emergency was declared passed.

SB 78 was referred for engrossment.

Senator Rinehart moved that when the Clerk's desk is cleared, the Senate adjourn to meet as provided under the Rules, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 267—By Mahan of the Senate, and Doty of the House—An Act authorizing the district judge, county judge, and county attorney of any county having a population in excess of Thirty Thousand (30,000) and not exceeding Thirty-One Thousand (31,000) according to the next preceding Federal decennial census to direct the court clerk to transfer by voucher any unencumbered funds in the court fund of said county not exceeding a total of Six Thousand Dollars ($6,000.00) to a special fund to be used for the purpose of purchasing and installing a two-way radio system for the office of the sheriff of said county; repealing conflicting laws; and declaring an emergency.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SJR 13**—By Seaman and Binns of the Senate, and Larason and Meigs of the House—A Joint Resolution authorizing the State Board of Public Affairs to exchange certain State-owned lands for other lands, privately owned, upon the basis of the comparative appraised values thereof; directing said board to execute a contract and deed for that purpose; providing for appraisal and payment, and for disposition of proceeds thereof; providing providing for transfer of certain State lands and the retention of mineral rights under certain conditions.

Enrolled **SB 63**—By Mahan—An Act amending Sections 110, 111 and 112 of Title 20 O. S. 1941, relating to transcript fees of official court reporter for the district court; and declaring an emergency.

Enrolled **SB 98**—By Grim—An Act amending 58 O. S. 1941 Section 331, relating to notice to creditors in probate proceedings; providing that notice to creditors shall not be necessary where the decedent whose estate is being probated has been dead more than five (5) years prior to the institution of such proceedings; and declaring an emergency.

Enrolled **SB 99**—By Dacus, Nevins, Cartwright, Lowery, Waller, Medlock, Price, Carrier, Cook and Ritzhaupt of the Senate, and McGahey, Lance, Huff, Fronterhouse, Peak, Jennings, Wagner, Easterly, Dunlap, Shumate, and Biles of the House—An Act vitalizing Article 13-B of Oklahoma Constitution, being Senate Joint Resolution Number Sixteen (16), Twenty-first Oklahoma Legislature, and adopted by referendum vote in the State Primary General Election held July 6, 1948, and ratifying said Article 13-B, Oklahoma Constitution; providing the manner and method of appointment of the members of said Board of Regents of Oklahoma Colleges; 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 board, prescribing their duties; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 117**—By Porter, Waller and Fine of the Senate, and Johnston, Munson and Fronterhouse of the House —An Act relating to the taking, catching or killing of non-game fish; amending Section 1, Chapter 6, Title 29, page 103, Oklahoma Session Laws 1943, so as to provide that the State Game and Fish Commission shall have authority to designate areas, lakes or streams or parts of lakes or streams where it shall be unlawful to take, catch or kill non-game fish by the use of gigs or spears; and declaring an emergency.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 13.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 58, 87, 249, 273, 375.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 299**—By Veterans and Military Affairs Committee—An Act amending Title 72, Chapter 1b, House Bill No. 6, Session Laws of Oklahoma 1945; 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, prior to the termination of World War II, persons who have been inducted under the provisions of the Selective Service Act of 1948, and persons who have enlisted or been ordered or called to active duty in the armed forces since the passage of the Selective Service Act of 1948, otherwise known as an Act enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, known as Public Law 759, 80th Congress, 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 such person, if not qualified to perform duties of such position by reason of disability sustained during service but is qualified to perform duties of any like position, said person to be restored to such other position of like seniority, status, and pay or the nearest thereto; 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; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 338**—By Veterans and Military Affairs Committee—An Act amending Section 62, Chapter 2, Title 35, Oklahoma Statutes, 1941, proceedings for commitment of insane person—temporary detention—notification of Director of State Veterans Department of all veterans admitted on court order —veterans status to be determined and veterans admitted to Veterans Ward of Central Oklahoma State Hospital if facilities are available and/or unless admitted to United States Veterans Administration Hospital—admission as public or private patient—bonds for support and liability for support—commitment to other than State Hospital—guardian of person and estate—form of order for admission.

Engrossed **HB 350**—By Dunlap, McColgin, Biles, Anderson, Kouns, Eubanks, Peak and Klinglesmith—An Act relating to salaries of county officers and their deputies and employees; amending Section 6 of Chapter 6, Title 19, Oklahoma Session Laws 1943, as amended by Section 3 of Chapter 6d, Title 19, Oklahoma Session Laws 1945; fixing salaries of county officers in certain counties; and declaring an emergency.

Engrossed **HB 352**—By Davidson—An Act relating to public roads and highways; amending 69 O. S. 1941 § 4 so as to provide for the right to use the public roads and highways for the purpose of furnishing water; and declaring an emergency.

Engrossed **HB 354**—By Harkey and Langley (Adair) of the House, and Rinehart of the Senate—An Act amending Sections 1, 2, 3, 4, 5 and 10 of House Bill No. 17, passed by the Twenty-Second Oklahoma Legislature, relating to micro-filming and disposition of certain public records, registers and warrants; and declaring an emergency.

Engrossed **HB 377**—By Brickell, Wallace (Oklahoma), Cunningham, Sherman, Box, McCarty and Reynolds (Oklahoma)—An Act relating to salaries of deputies of the court clerk in certain counties; amending Subdivision (e), Section 1, Chapter 6e, Title 19, Page 195, Oklahoma Session Laws 1947 so as to provide for certain payments to said deputies out of the county court fund; and declaring an emergency.

Engrossed **HB 402**—By Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma—An Act relating to the county court; fixing the salary of the regular official county court stenographer or reporter appointed by the county judge, in all counties of the State of Oklahoma having a population in excess of two hundred twenty-five thousand (225,000) people, according to the last decennial census, authorizing the payment of a portion thereof from the court fund of the county; and declaring an emergency.

Engrossed **HB 373**—By Davidson, Andrews, Jennings, Forsythe and Oliver—An Act amending 82 O. S. 1941, Chapter 7, by adding new sections to be known as Sections 825 and 826, relating to contracts between a water improvement district and a city pertaining to the distribution system of a water improvement district, and relating to sale and transfer of lines of a water improvement district to a city where such lines become included within the corporate limits of a city, and giving such city power to acquire such lines by eminent domain, and declaring the use by the city of such water lines within the city to be a paramount public use; amending 82 O. S. 1941, Chapter 7, Section 856 (a) to provide for dissolution of a water improvement district when all its bonds and indebtedness have been paid in full; adding to said chapter and title Section 856 (k) providing for disposition of assets on hand at time of dissolution; and declaring an emergency.

Engrossed **HB 411**—By Langley (Adair)—An Act authorizing the majority of legal voters residing in two or more sections of land in an open stock-district adjoining a closed stock-district to petition the board of county commissioners for annexation to the closed stock-district; providing procedure for annexation; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 433**—By the Judiciary Committee—An Act making it unlawful to solicit claims for damages for personal injuries and wrongful death for the purpose of or with the intent to file suit thereon outside the State of Oklahoma, where such cause of action arose within the State of Oklahoma, and where the claimant thereto resides within the State of Oklahoma, and where the defendant to be sued in any such

action may be served with process within the State of Oklahoma; prescribing the penalty for violation thereof; and providing that contracts for employment entered into in violation of this Act shall be invalid and unenforceable

Engrossed **HB 441**—By Tate and Evans—An Act relating to the appointment of a court baliff in all counties in the State of Oklahoma having a population of not less than Forty-three Thousand (43,000), nor more than Forty-three Thousand Five Hundred (43,500), as shown by the last preceding Federal decennial census; fixing their salaries; amending Senate Bill No. 201, page 262, Oklahoma Session Laws 1943; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting Engrossed **HCRs 14** and **16**.

Senator Nance asked unanimous consent, which was granted, that Engrossed **HCRs 14** and **16** be taken up for immediate consideration.

Engrossed **HCR 14** was read, at length, as follows, and adopted upon motion of Senator Nance:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 14—By WILLIAMS of the House, and NANCE of the Senate.

A RESOLUTION OF RESPECT AND HONOR TO MISS MARY SIMPSON FOR HER LONG AND FAITHFUL SERVICES AS TEACHER IN THE PUBLIC SCHOOLS OF PURCELL, OKLAHOMA.

WHEREAS, it has come to our attention that Miss Mary Simpson of Purcell, Oklahoma, has now spent forty (40) years as teacher in the public schools of that city; and

WHEREAS, the said Miss Simpson has devoted many years of her life in equipping herself for her chosen profession, and has acquired well-merited degrees in the University of Oklahoma (B.S.) and Columbia University (M.A.) and other colleges and institutions; and

WHEREAS, said Mary Simpson holds the coveted honor of Distinguished Service Medal, and is a life member in the O.E.A., and is a member of Delta Kappa Gamma, an honorary organization of teachers; and

WHEREAS, she has been principal of the North Side School in Purcell for eighteen (18) years; and

WHEREAS, the citizens of Purcell have seen fit to honor her by changing the name of Irving School to "Mary Simpson Grade School"; and

WHEREAS, all through the passing years—through vicissitudes of fortune—through drouths and floods and financial disasters, and through calamities that shook the faith and courage of the average citizen, Miss Simpson stood steadfast to her post as teacher of the youth of our state, never faltering or waivering in her faith in our state and in the youth of the land, and by her courage and faith has established for herself an everlasting shrine in the hearts of her fellow townsmen, both young and old, which time cannot destroy, and is eminently worthy of the high honors the good people of Purcell have thrust upon her.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA, IN REGULAR SESSION ASSEMBLED — THE SENATE CONCURRING THEREIN:

That it is fitting and appropriate that we recognize such outstanding services, and that we do sincerely commend and most highly honor the said Miss Mary Simpson, for her long, faithful and efficient services as teacher of the youth of our state, particularly the boys and girls of Purcell; that we congratulate the citizens of Purcell upon having been blessed by the work of such a faithful

public servant, and we commend them for the signal honors they have recently bestowed upon her.

RESOLVED FURTHER that a duly, certified copy of this Resolution be forwarded to Miss Simpson at her Purcell address—that a copy of the same be also forwarded to the Purcell Parent Teachers Association, Purcell Chamber of Commerce and the Purcell Register, and a copy spread upon the Journals of both the House and the Senate.

Engrossed **HCR 14** was properly signed and ordered returned to the Honorable House.

Engrossed **HCR 16** was read at length, as follows, and adopted upon motion of Senator Nance:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By WILLIAMS of the House, and NANCE of the Senate.

A RESOLUTION OF RESPECT AND HONOR TO SISTER MARY TERESA FOR HER LONG AND FAITHFUL SERVICES AS TEACHER IN THE SCHOOLS OF PURCELL, OKLAHOMA.

WHEREAS, the Twenty-Second Legislature has learned with profound sorrow of the death of Sister Mary Teresa of St. Elizabeth's Academy, Purcell, on the 10th day of February, 1949; and

WHEREAS, this tiny, fragile woman from Pennsylvania who came to Indian Territory in 1891 and remained to become one of Oklahoma's best known and best loved teachers; and

WHEREAS, except for summers of advanced study in the East, Sister Teresa spent the major part of those fifty-seven (57) years at St. Elizabeth's and to many women in the State today, her name and that of the school are synonymous. She was the only daughter of Mr. and Mrs. Robert Caterson and was born January 29, 1868 in Philadelphia. She became a member of the Order of St. Francis in 1888 and came to Purcell in 1891; and

WHEREAS, St. Elizabeth's Academy was founded in 1888 by the Franciscan Nuns primarily as a school for Indian girls but for many years was the only school in Purcell or vicinity and served both Indian and White boys and girls; and

WHEREAS, in its initial stage—as many men and women of today will recall—the rough and ready nature of the territory added to the trials and hardships of the pioneers and the difficulties of operating a school under such conditions can easily be imagined. The strength of character shown by all these pioneers was typified by this quiet, dignified nun, who kept her keen sense of humor through the years and even her last sickness; and

WHEREAS, women from over the state were present for her final rites, despite inclement weather, attesting to the esteem in which she was held. She was particularly known for her ability to teach a wide variety of high school subjects and for her own interest in study which, naturally, contributed to her success as a teacher. She always insisted on the highest standards in behavior and scholarship from her students; and

WHEREAS, Oklahoma has been enriched beyond measure—and will continue to be for years to come—by the great work in education so generously given by this unassuming, earnest teacher; and

WHEREAS, her outstanding leadership, integrity and valuable service to the state and nation should be recognized by this Legislature.

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

That, in the passing of Sister Mary Teresa, the State and Nation has lost a splendid citizen. By her great ability,

untiring energy and sterling honesty she has left her imprint on the lives and character of her many friends and students and by her kindly conduct she has left a lasting memory in our hearts that will remain throughout the years to come.

BE IT FURTHER RESOLVED THAT a duly certified copy of this Resolution be forwarded to the Mother House, Order of St. Francis, that a copy of the same be also forwarded to the Reverend Eugene McGuinness, Bishop of Oklahoma City and Tulsa, Reverend Fr. Louis Hugo, Mrs. Carter Bradley, the Purcell Parent Teacher Association, Purcell Chamber of Commerce and the Purcell Register, and a copy spread upon the Journals of the House and Senate.

Engrossed **HCR 16** was properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 248—Business and Industry.
SB 250—Business and Industry.
HB 306—Business and Industry.
HB 322—Business and Industry.

DO PASS, as amended:

HB 48—Education.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 12 and **331** each correctly engrossed.

SBs 154 and **207** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 12** and **331,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 154** and **207** were, each, after fourth readings, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-FOURTH LEGISLATIVE DAY

Tuesday, April 5, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright. Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Ginder.—1.

Excused: Logan.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Dacus asked unanimous consent, which was granted, that his grandson, Byron Allen Hetherington of Gotebo, be made an Honorary Page for this legislative day.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 220—Insurance.

SB 245—Insurance.

Senator Ballinger asked unanimous consent, to which Senator Rinehart objected, that **SB 245** be ordered printed and placed on the calendar without further reference to a committee, as previously ordered.

Senator Ballinger moved that **SB 245** be ordered printed and placed upon the calendar without further reference to a committee, as previously ordered, which motion was adopted.

SB 246—Insurance.

Senator Ballinger asked unanimous consent, to which Senator Rinehart objected, that **SB 246** be ordered printed and placed upon the calendar without further reference to a committee, as previously ordered.

Senator Ballinger moved that **SB 246** be ordered printed and placed upon the calendar without further reference to a committee, as previously ordered, which motion was adopted.

WITHOUT RECOMMENDATION:

SB 121—Oil and Gas.

Senator Grim asked unanimous consent, to which Senator Fine objected, that **SB 68** be withdrawn from the Committee on Rules and Committees, and ordered printed and placed upon the calendar.

Senator Grim moved that **SB 68** be withdrawn from the Committee on Rules and Committees, and ordered printed and placed upon the calendar, which motion he withdrew.

Senator Counts asked unanimous consent, which was granted, that **SB 266,** by Ritzhaupt, be withdrawn from the Judiciary Committee and be referred to the Committee on Public Health.

Senator Rinehart asked unanimous consent, which was granted, that Senator Logan be excused for this legislative day because of the illness of his wife.

Senator Lowery moved that the Senate operate under the call of the Senate, which motion prevailed.

Upon roll call, the following members were noted absent: Senators Binns, Boecher, Emery, Ginder and Speck.

The Sergeant-at-Arms was instructed to notify immediately the absent members of the Senate's order.

Senators Boecher and Speck asked to be recorded present, which was the order.

GENERAL ORDER

Senator Lowery asked unanimous consent, which was granted, that **SB 235**, by Lowery, be withdrawn from the calendar and referred to the Committee on Education for further consideration.

COMMITTEE REPORTS

By unanimous consent the following Bills and /or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO NOT PASS:

SB 130—Revenue and Taxation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 268—By Rogers—An Act relating to abatement of income tax for members of armed forces upon death while in active military service; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 267—Local, State and Federal Government.

Engrossed **HB 299**—Military and Veterans' Affairs.

Engrossed **HB 338**—Military and Veterans' Affairs.

Engrossed **HB 350**—Local, State and Federal Government.

Engrossed **HB 352**—Roads and Highways.

Engrossed **HB 354**—Judiciary.

Engrossed **HB 373**—Public Service Corporations.

Engrossed **HB 377**—Local, State and Federal Government.

Engrossed **HB 402**—Local, State and Federal Government.

Engrossed **HB 411**—Local, State and Federal Government.

Engrossed **HB 433**—Judiciary.

Engrossed **HB 441**—Local, State and Federal Government.

Senators Binns and Ginder asked to be recorded present, which was the order.

THIRD READING

SB 101 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Mahan, Nevins, Rogers, Seaman, Speck, Waller, White, Worthington.—26.

Nays: Ballinger, Collins, Ginder, Grim, Hope, Jarman, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker.—16.

Absent: Emery.—1.

Excused: Logan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Howell, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—34.

Nays: Ginder, Hope, Jarman, Nance, Porter, Price, Thompson, Walker.—8.

Absent: Emery.—1.

Excused: Logan.—1.

The emergency was declared passed.

Senator Porter moved to reconsider the vote by which **SB 101** passed.

Senator Grim moved that the call of the Senate be lifted, which motion failed of adoption.

GENERAL ORDER

SB 17, by Gary of the Senate and Harkey of the House, was read and considered.

Senator Cook moved to amend **SB 17,** line 9, page 3, by striking after the word, "control", the figures "$75,000.00" in each column, and inserting in lieu thereof the figures "$25,000.00" in each column, which amendment was tabled upon motion of Senator Counts.

Upon motion of Senator Gary, **SB 17** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 17** was considered engrossed and placed upon third reading and final passage.

Senator Cook moved to reconsider the vote by which his amendment to **SB 17** was tabled, which motion was ruled out of order on a point of order raised by Senator Rogers, who stated such a motion would require unanimous consent of the Senate.

Senator Cook moved that the vote be reconsidered by which **SB 17** was advanced to engrossment and third reading.

Senator Waller presiding.

Senator Mahan moved, as a substitute, that the Senate proceed immediately to call the roll on **SB 17,** which motion prevailed.

THIRD READING

SB 17 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Emery.—1.

Excused: Logan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Emery.—1.

Excused: Logan.—1.

The emergency was declared passed.

SB 17 was referred for engrossment.

Senator Anderson asked unanimous consent, which was granted, to be excused for the remainder of this legislative day.

GENERAL ORDER

SB 19, by Gary of the Senate and Harkey of the House, was read and considered.

By unanimous consent, **SB 19** was advanced to engrossment and third reading.

By unanimous consent, **SB 19** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 19 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Col-

lins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of the emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 19 was referred for engrossment.

GENERAL ORDER

SB 20, by Gary of the Senate, and Harkey of the House, was read and considered.

Senator Baldwin moved to amend **SB 20,** line 13, page 2, by striking after the word "Safety", the figures, "$6,000.00" for each fiscal year, and inserting "$5,400.00" in each instance.

Senator Lowery, as a substitute, moved to amend **SB 20,** line 13, page 2, by striking the figures "$6,000.00" for each fiscal year, and inserting in lieu thereof the figures, "$7,200.00" in each instance.

Senator Baldwin, by unanimous consent, withdrew his motion to amend **SB 20.**

Senator Lowery, by unanimous consent, withdrew his motion to amend **SB 20.**

Senator Ritzhaupt moved to amend **SB 20,** line 13, page 3, by striking the figures "67" and inserting the figures "36", which amendment failed of adoption.

Upon motion of Senator Mahan, **SB 20** was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 20** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 20 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Price.—1.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Price.—1.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 20 was referred for engrossment.

GENERAL ORDER

SB 45, by Gary, was read and considered.

Upon motion of Senator Mahan, **SB 45** was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 45** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 45 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 45 was referred for engrossment.

GENERAL ORDER

SB 48, by Gary, was read and considered.

Upon motion of Senator Mahan, **SB 48** was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 48** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 48 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 48 was referred for engrossment.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, that **SB 173,** by Cowden, be recommitted to the Committee on Revenue and Taxation for further study.

SB 204, by Binns, was read and considered.

Upon motion of Senator Binns, **SB 204** was advanced to engrossment and third reading.

Upon motion of Senator Binns, the rules of the Senate were suspended, and **SB 204** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 204 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Ginder, Price.—2.

Absent: Emery.—1.

Excused: Anderson, Logan, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Ginder, Price.—2.

Absent: Emery.—1.

Excused: Anderson, Logan, Speck.—3.

The emergency was declared passed.

SB 204 was referred for engrossment.

GENERAL ORDER

SB 53, by Gary, was read and considered.

Senator Nance asked unanimous consent, which was granted, that **SB 53** be advanced to engrossment and third reading.

By unanimous consent, **SB 53** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 53 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 53 was referred for engrossment.

GENERAL ORDER

SB 55, by Medlock and Gooldy, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **SB 55** be advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 55** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 55 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 55 was referred for engrossment.

GENERAL ORDER

SJR 23, by Hope, was read and considered.

Upon motion of Senator Hope, **SJR 23** was advanced to engrossment and third reading.

By unanimous consent, **SJR 23** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 23 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Mahan.—1.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Mahan.—1.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SJR 23 was referred for engrossment.

GENERAL ORDER

SB 60, by Gary, was read and considered.

Senator Cobb asked that further consideration of **SB 60** be deferred until another legislative day, which was the order.

The President presiding.

HB 209, by Sugg et al of the House and Medlock and Ballinger of the Senate, was read and considered.

Upon motion of Senator Ballinger, **HB 209** was advanced to engrossment and third reading.

Upon motion of Senator Ballinger, the rules of the Senate were suspended and **HB 209** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 209 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Nays: Connell, Dacus.—2.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

HB 209 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 85, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 85** was advanced to engrossment and third reading.

By unanimous consent, **SB 85** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 85 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Emery.—1.

Excused: Anderson, Logan.—2.

The emergency was declared passed.

SB 85 was referred for engrossment.

GENERAL ORDER

Senator Nance asked that **SJR 25,** by Lowery, be withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation for further study, which was the order.

Senator Gary asked that **SB 32,** by Collins and Counts of the Senate and Harkey of the House, be withdrawn from the Calendar and re-referred to

the Committee on Appropriations for correction.

Senator Mahan moved that the Call of the Senate be lifted.

Senator Rinehart, as a substitute, moved that when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the Rules, which motion was adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 74 and **78** each correctly engrossed.

Engrossed **SBs 74** and **78** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 269**—By Douglas (Bryan)—An Act authorizing W. M. McDonough to bring suit against the State of Oklahoma to determine the amount of damages due him on account of flooding of his land occasioned by the raising of the State Fish Hatchery dam, on Blue River, Bryan County, directing the time and venue of such suit and proceedings thereunder; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 17**—By Langley (Adair), Autry, Hawthorne, Smith (Cherokee), and Taylor—A Concurrent Resolution memorializing the Congress of the United States to provide funds for carrying out and performing items 1 to 13, both inclusive, of interim survey report for the Arkansas River and tributaries of the Lower Arkansas River watershed, made by the Soil Conservation Service in conjunction with the U. S. Forestry Service, and memorializing Congress not to provide funds for carrying out and performing item 14 of said report.

HCR 17 was ordered referred to the Committee on Agriculture.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 171** and **267.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SBs 154** and **207.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 269—By Rogers, Jelks, Connell and Thompson—An Act defining and prohibiting unfair sales practices with a view to preventing the advertising, offering for sale or the selling of merchandise below cost for the purpose of injuring competitors; destroying, or substantially lessening competition; providing remedies for violation thereof; establishing a penalty therefor; repealing 15 O.S. 1941 § § 591 to 597, inclusive, and all conflicting laws; and declaring an emergency.

SB 270—By Lowery—An Act relating to income taxes; amending Title 68 Oklahoma Statutes 1941 Section 878 (c) relating to allocation of income—income allocation—allowing optional direct method of allocation in the case of taxpayers doing solely a marketing business in the State; declaring an emergency.

COMMITTEE REPORTS

The following Bills and/or Resolu-

tions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 289—Labor Relations, to Judiciary.

HB 367—Labor Relations.

DO PASS, as amended:

HB 206—Labor Relations.

Re-REFERRED TO COMMITTEES:

SB 251—To Local, State and Federal Government by Labor Relations.

SPECIAL COMMITTEE REPORT

The following Special Committee Report was submitted, the reading of which was by unanimous consent dispensed with but ordered printed in the Journal:

Mr. President:

We, your committee created under House Concurrent Resolution No. 7 desires to submit the following report on the Boys Industrial School for Negro Boys at Boley, Oklahoma, and move that it be accepted and printed in the Journal.

The report in regard to the Deaf, Blind and Orphan Institution and the Girls Training School at Taft, Oklahoma, will be submitted at a later date.

LOUIS H. RITZHAUPT,
Chairman.

COMMITTEE REPORT

To the Honorable Speaker of the
House of Representatives and to the
Honorable President of the Senate:

We, your Committee of the House and Senate, created under House Concurrent Resolution No. 7 to investigate the Negro Educational School Systems in the State of Oklahoma report the results of the investigation of the Industrial School for Negro Boys, Boley, Oklahoma, with recommendations.

In our investigation at Boley we find the following, which is substantiated by evidence that is held in the Committee:

I. THE INSANITARY CONDITION.

1. General Sanitary Conditions:

The general over-all sanitary condition of this institution was very poor, the plumbing and heating systems being badly in need of repair. The kitchen and dining rooms were fair—in fact, far above the remainder of the institution, with the exception of the dairy, where very good housekeeping was observed.

2. Hospital:

Five single beds are located in the two-room space provided as a hospital. There were no usable lights in the ward room. Two fluorescent lights were in the treatment room. The water closet in the ward room was not properly affixed to the floor so as to form a watertight connection to the drainage line. The seat and bowl were soiled. The old style, high-lift flush tank was operated by pulling a dirty, filthy rag. The waste connection to the lavatory in the toilet room had been broken and waste wash water was being collected in a bucket. The walls and ceiling were in a very unsatisfactory state of repair.

The floors of the treatment room, ward, and toilet room were dirty with accumulations of trash observed under the radiators, in the corners, etc. The broken and open plumbing waste lines were obviously a source of sewer gas in the hospital ward.

3. The Dungeon.

A single bed with a filthy, greasy mattress, a toilet stool, and a milk can, the latter used as a source of water for flushing the toilet, constituted the conveniences of this room. The toilet stool was broken, was not properly set, and was very filthy. The original water connection to the stool had been broken and disconnected, which was the reason for the milk can of water for flushing purposes. The room was dirty and from the filth observed in one corner it was questionable as to whether the corners

and floor, or the toilet, had been used for waste disposal purposes.

4. Dormitory Toilet Room.

The conditions found in this room were without question the most insanitary of any found in the Home. Four water closets, or rather the remains of four water closets, were available for use. Not one of these water closets would flush properly. Only two water closets were provided with seats. One of the closet bowls was broken and was so loosely set that upon each flushing a considerable portion of the water in the stool overflowed on the floor and subsequently was tracked through the dormitory, halls and class room.

The floor of the toilet room was rough, broken and a mass of "pot holes" which held the waste water flowing over the floor from the broken and overflowing water closets. There were four lavatories installed, none of which were in a satisfactory condition. A metal cover and clean-out plug had been removed from one floor drain, which permitted sewer gas to enter the room from the plumbing drainage system. Four urinals were available and apparently were in a usable condition but could be reached only after wading through the filthy accumulation of water mentioned heretofore.

Cross-connections between the water lines and the plumbing drainage system were observed in this room.

In general, the boys' toilet room, together with the plumbing fixtures therein, were in a deplorable state of repair and in a very insanitary condition.

It was observed that the wall cover plates over some of the light switches in the play room vestibule adjacent to the toilet room had been removed, leaving the "hot" wire connections exposed.

The toilet facilities observed in other sections of the institution were equally in need of a major "overhaul".

5. Dormitory.

The general insanitary condition and obsolescence of equipment observed in the remainder of the premises was equally obvious in the dormitory. Seventy-nine beds were crowded in a room approximately 60 feet long and 40 feet wide. All boys housed in the institution slept in the one dormitory.

Previously a semi-basement of approximately the same dimensions had also been used as a dormitory for the small boys. At the time of this inspection the basement floor was partially covered with water, the basement was a conglomeration of junk, and of course was unsuitable for use as a dormitory.

The main dormitory was heated by four "leaky" steam radiators and by two unvented bottled gas heaters. Steam connections were available for sufficient steam radiation. The disconnected and unserviceable steam radiators were but another example of obsolescence of equipment observed throughout the institution.

The unvented gas heaters constituted a hazard from carbon monoxide or from unburned gas.

Individual lockers or space for storage of personal items was not available for the boys in the dormitory.

Water leaking from the four radiators in use covered the dormitory floor adjacent to the radiators.

Floors were dirty and unkept. The mattresses of the beds observed could not be described other than as "filthy" and were "greasy" slick.

The general store room for boys' clothing was in disorder; the floors were dirty and shelving black and dirty with no evidence of recent cleaning.

Drinking fountains had been available at some time in the past, but like most all other mechanical equipment, those observed were disconnected, broken or in need of repair—all to the extent of being unusable.

6. Kitchen and Dining Room.

The general conditions observed in the kitchen and dining room, insofar as daily housekeeping was concerned, were fairly satisfactory. However, there are some conditions that are in need of attention.

Two large deep metal sinks are being used for washing dishes—one such sink is used for employees' dishes, the other for washing dishes used by the boys. The cook reported that the dishes are rinsed with warm water. It was reported that new dishwashing machine had been purchased but "just had not been installed".

The toilet facilities provided for the cook were in a deplorable state of repair. The toilet bowl was full of fecal material which would not flush through.

The steam tables in the dining room were not being used—this, due to poor maintenance or obsolescence of equipment, steam lines, etc.

The steam tunnel under the kitchen is provided with a man hole and metal cover. A portion of the floor wash water, grease, etc., drains into this tunnel. The hot, nauseating vapor from this tunnel has a most disagreeable and sickening odor—an odor that suggests the possibility that the tunnel may also contain sewage from the building plumbing system.

Cockroaches, insects (in food), and mice were observed in and about the kitchen, food storage cabinets, etc.

The kitchen equipment, tables, dining room tables, etc., were reasonably clean—in fact, far above the standard of cleanliness observed in the remainder of the institution.

Major repairs of existing equipment, plumbing, heating, etc., with the addition of a booster heater, the installation of dishwashing machine already purchased, together with refinishing of the kitchen, would be the minimum requirements necessary for preparing and serving food in a sanitary manner.

7. Dairy.

A new dairy barn and milk house has been constructed. The new building was designed for a pasteurizing plant. A new steam boiler for the pasteurizing vat had been installed. New sinks for washing the milk cans, buckets, and equipment have been provided but for some reason were never properly connected to the plumbing and therefore are not used. No equipment was in place for pasteurizing the milk. The dairy barn where the cows are milked was clean. All milk buckets, cans, etc., were washed in the dishwashing sinks in the kitchen.

II. PROVIDE ADEQUATE SCHOOL FACILITIES.

We find that there was little evidence of a well planned educational program being carried on. The students did not have a formal time schedule to attend classes as they are taken out of class work for various duties. That it is the policy for one-half of the children to attend school on alternate days.

We would like to make the following recommendations:

1. The direction of the educational program of the school be placed under the supervision of the Public School at Boley and that they be provided with adequate teaching personnel to carry on a rehabilitation program to fit the boys to take their place in society when they are discharged from this institution.

2. As an alternative, if the above recommendation cannot be worked out satisfactorily, we recommend that the supervision of the educational program be the responsibility of the State Department of Education under the direction of the State Agent for Negroes in the state.

3. We found the class room space and location very inadequate to carry on an adequate educational program. It is our thinking that the class rooms could be moved to the building that is now under construction and that proper room and floor space should be pro-

vided in this building to divide the boys into classes according to grade levels. If the building now under construction is to be used as the educational center, more window space should be added to insure sufficient light and ventilation.

4. We recommend that an adequate testing program be provided in order to place the pupils on the proper grade level from which they could profit. The type of test we have in mind would be some type of standardized achievement test so that these boys could be placed in the proper grade level.

5. The educational program should include some of the fundamentals of Mathetmatics, English, and writing and greater emphasis be placed on the **vocational work** so that these boys will be prepared to earn a living when they are released from the institution or so that they can continue their education in a public school of our state.

6. We recommend that a schedule be worked out so that the pupils and teachers will know definitely where they are supposed to be and what they are supposed to be doing.

7. We found the Industrial Arts Department very inadequate to offer any type of constructive education. The room was too small and the equipment was inadequate. A larger room should be provided for this department. The shoe repair shop, which was closed at the time of our visit, should be reopened and organized instruction should be carried on in this department. The machine shop was also closed and more equipment and additional space is needed so that this department could function properly.

8. There is an opportunity in the cafeteria, laundry and sewing department for vocations to be taught if they are organized in the proper manner.

9. It is our thinking that in the Industrial Arts Department that the boys could be taught practical carpentry and furniture repair by making the many needed repairs which were evident in the institution.

10. We would recommend the addition of instructional equipment in the fields of Geography, History and other academic subjects, which should be carried on in the school, in the form of charts, maps, number charts and general teaching aids which are necessary for an effective educational program. We would further recommend that specific emphasis be placed on a well directed reading program and that additional books both as supplementary readers and free reading material be provided.

11. We would recommend that a complete accumulative record be kept of each student so that the work could be sent to the public school which he might wish to attend when he is dismissed from the institution, also so that his progress can be shown.

12. We recommend that a regularly scheduled health and physical education program be provided, to insure proper physical development and improve the general health of the boys in this institution.

13. We recommend that One Hundred and Eighty (180) days of schooling be given to the inmates as required by law.

III. That there is no coordination between the superintendent of the institution and his assistants, and employees.

We make the following recommendations:

1. (a) That the Training School for Negro Boys at Boley, Oklahoma, be closed; that the inmates be transferred to Stringtown on a segregated basis; that the superintendent of the Training School for White Boys be the Superintendent of the Negro Institution and that he be allowed an assistant superintendent to be in charge of the Negro boys; the Superintendent of the White

Training School shall have authority to hire and fire all necessary employees.

(b) If the Administration does not see fit to follow the recommendation of the Committee, we recommend that H. C. McCormick, Department Head, be immediately removed from the Institution, and that all of his connections with Boley and all Institutions of the State of Oklahoma be severed immediately; and that he not be employed in any other institution in the State of Oklahoma.

2. We recommend that the insanitary conditions of the dormitory and buildings be corrected.

3. That suitable dormitories be prepared for the boys and that they have separate dormitories for boys from 6 to 9, from 10 to 15 and from 16 above; that a matron be provided for the smaller boys and that preceptors be provided for the other boys. This method will correct immoral practices between the inmates.

4. That accurate records be kept of supplies issued from the store room; that a bonded clerk be hired to issue supplies from the central store room; that all clothing and supplies be charged against each inmate by name and age; and that the grocery supplies be charged against the dietician, who shall keep an accurate record of all meals served.

5. That no inmate be allowed to leave the grounds of the Institution unless pardoned or paroled by proper authorities as now provided by law.

6. That the Institution become as far as possible self-supporting with regard to food that can be produced on the farm, such as vegetables, eggs, milk and meat products.

7. We recommend that the State Budget Officer and the State Examiner and Inspector set up a complete set of records and give full instructions as to how to follow them and properly fill out reports.

8. We recommend the passage of Senate Bill No. 224, which has to do with the repair of the Eleemosynary and Penal Institutions, which all members of this Committee are co-authors.

Respectfully submitted,

FOR THE SENATE:

RITZHAUPT,
Chairman

McCLENDON,
ROGERS,
NEVINS,
JARMAN.

FOR THE HOUSE:

WALLACE (Grady),
Chairman

CUNNINGHAM,
BLAYLOCK,
PEAK,
HUFF.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

FIFTY-FIFTH LEGISLATIVE DAY
Wednesday, April 6, 1949.

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

Upon roll call, it resulted as follows:

Present: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Anderson, Carrier, Howell. —3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:
SB 228—Judiciary.
SB 247—Judiciary.
SB 254—Public Service Corporation.
HB 268—Social Welfare.
HB 291—Judiciary.
HB 354—Judiciary.
HB 433—Judiciary.

DO NOT PASS:
HB 224—Judiciary.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 271—By Ballinger of the Senate, and Box of the House—An Act amending Section 12 of Chapter 1, Title 3, Oklahoma Session Laws, 1947, being Section 12 of Senate Bill 213 of the Twenty-First Legislature, relating to the manner of accounting for and appropriation of revenues received by a municipality from airports or airport facilities or from the sale thereof, and declaring an emergency.

SB 272—By Price of the Senate and Allen of the House—An Act authorizing the employment and payment from the Court Fund of expert witnesses in civil and criminal cases in which the State of Oklahoma, or any county in the State, is a party-plaintiff or defendant; the amount of the fee for such expert witnesses shall be approved by the County Attorney and ordered paid by the Judge of the District or County Court; and declaring an emergency.

Senator Ritzhaupt moved that notwithstanding the adverse committee report, **SB 130**, by Local, State and Federal Government, be ordered printed and placed on the calendar, which motion failed of adoption.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 268—Revenue and Taxation.
SB 269—Business and Industry.
SB 270—Revenue and Taxation.
Engrossed **HB 269**—Judiciary.

SPECIAL COMMITTEE REPORT UNDER HCR 7

Senator Ballinger moved that the report shown on Pages 466 to 470 inclusive of the Journal of April 5, and any reference thereto, be ordered stricken from the Journal for the reason that the investigation was not made within the purview of **HCR 7.**

Senator Rinehart, as a substitute, moved that further consideration of the

Special Committee Report under **HCR 7** be deferred until tomorrow, which motion prevailed.

GENERAL ORDER

HB 9, by Smalley of the House and Rinehart of the Senate, was read and considered.

Senator Nance presiding.

Senators Counts and Rinehart moved to amend **HB 9**, line 10, page 2, by inserting after the word "Governor" and before the word, "provided", the words, "and removable at the pleasure of the Governor," which amendment was adopted.

Upon motion of Senator Rinehart, **HB 9,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 9,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 9 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Cartwright, Collins, Connell, Cook, Counts, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Thompson, Walker, Waller, Worthington.—26.

Nays: Baldwin, Boecher, Cobb, Cowden, Dacus, Emery, Grim, Lowery, Nance, Ritzhaupt, Speck.—11.

Not Voting: Binns, Mahan, Seaman, White.—4.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, Worthington.—32.

Nays: Cobb, Cowden, Lowery, Nance, Speck.—5.

Not Voting: Binns, Mahan, Seaman, White.—4.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

HB 9 was referred for engrossment.

SPECIAL COMMITTEE REPORT

By unanimous consent, the following Special Committee Report was submitted, the Title of which Special Report was read, the reading of the report dispensed with by unanimous consent, but ordered printed in the Journal, which is as follows:

REPORT OF THE SPECIAL COMMITTEE APPOINTED BY THE SENATE, TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA PURSUANT TO SENATE RESOLUTION NO. 12, FOR THE PURPOSE OF INVESTIGATING THE RIOT WHICH RECENTLY OCCURRED AT THE OKLAHOMA STATE REFORMATORY, GRANITE, OKLAHOMA.

MR. PRESIDENT:

Your Special Committee, Twenty-Second Legislature, State of Oklahoma, this Sixth Day of April, Nineteen Hundred and Forty-Nine hereby makes the following report pursuant to Senate Resolution No. 12:

The Committee proceeded to Granite, Oklahoma, Friday, March 12, 1949, and there took evidence by question and answer from the Warden, Deputy Warden, and three Guards. Also, interviewed the town marshall of Granite, Oklahoma, Mr. Tom Parks, and H. C.

Ford, President of the First National Bank of Granite, Oklahoma.

By question and answer, we find from the Warden that very few prisoners were committed to the institution at Granite by the courts, but were most all sent from the Oklahoma State Penitentiary at McAlester, Oklahoma. Prisoners that are sent from the McAlester institution to the Granite institution are all received with clear records and the Warden at Granite knows nothing of their past records as far as the committal papers to this institution are concerned.

From questioning the Warden, Deputy Warden, and three Guards, we find that the difference in the discipline was a factor in the dissatisfaction among the prisoners and that the discipline at Granite was firm but fair and that all prisoners in the Granite institution were required to work.

Through question and answer, we also find that when a transfer of prisoners was made that there was dissatisfaction among and between the prisoners who were already at the Granite institution and those who were sent from the McAlester institution.

Also, we find that there is little variety in the work at the Granite institution. There are no industries whatsoever for a vocational training program and the prisoners were compelled to do agricultural work, work in the tannery, and work in the boot shop. Many of the prisoners are put to work on what is known as the WEED ROW, which is the crushing of rock by hand at the mountain.

The Warden stated that there had been uneasiness among the prisoners for some time prior to the riot and he stated that he was aware that there was some confusion and as a precaution, he maintained closer watch over them.

One of the Guards testified that the institution was setting on a powder keg at this time. This Guard also testified that when the prisoners were brought from the institution at McAlester to the institution at Granite, it seemed that they wanted some of them at Granite to think they were big-shots and hardened criminals.

Prisoners at the Oklahoma State Reformatory are not allowed to visit the town of Granite at any time except through the ginning season and they are then accompanied by a Guard.

The evidence that we gathered by questions and answers is available to any member of the Senate. In the opinion of the Committee the Warden at the institution at Granite did a commendable job in quieting the riot without the loss of a life. And, we further believe that the recommendations as set forth at the close of this report be followed by the Board of Affairs and the Warden of each institution and that the Legislature enact legislation that will set up a better training program at both Granite and McAlester institutions. If the recommendations submitted by the State Board of Affairs to the Interim Committee on September 4, 1947, had been carried out, there possibly would have been no trouble at the Oklahoma State Reformatory.

On March 22, 1949, Testimony was taken by this Committee in the State Capitol Building. We questioned Buck Cook, Commissioner of Charities and Corrections, C. P. Burford, Warden of the McAlester prison, J. Virgil Shote, Record Clerk, H. F. Brown, Chief Sergeant, Russell Borgman, Chairman, State Board of Public Affairs, Moss Patterson, Vice Chairman, of said Board. A narrative statement by Reverend J. S. Head was made March 24, 1949. Question and answer statement was made by Joe Harp, State Pardon and Parole Officer, March 28, 1949, and a statement was made by W. C. Hunter, March 28, 1949.

Buck Cook, Commissioner of Charities and Corrections, testified that in

his opinion, the transfer of prisoners from the institution at McAlester to the institution at Granite was the big factor in the trouble at Granite, and that in his opinion, with the location and security of the prison at Granite, it should be made the State Reformatory for first offenders. He further testified that the different environment of the prisons created unrest among the prisoners, and, that all the prisoners he had talked to wanted to go from the Granite institution back to the McAlester institution for a multitude of reasons; one thing being the difference in the discipline. He further stated that many of the prisoners wrote him letters asking his help. Mr. Cook was asked if he believed that the Legislature should enact laws setting up Granite as a reformatory and all first termers under the age of twenty-five years and sentenced for a term of not more than ten years be sent to that institution, and he answered in the affirmative.

Warden Burford was questioned at length in regard to the methods he used at the McAlester institution. He testified that the institution at McAlester has a variation of industries which provide work for many of the prisoners and he as Warden has an honor system whereby he pays prisoners monthly allowances from Two Dollars to Five Dollars according to the position that they hold and his prisoners work on a kind of merit system. He further testified that he transferred prisoners from the institution at McAlester to the Granite institution, and that they were selected by his Classification Board, consisting of himself, the Deputy Warden, and a Classification Officer, and that prisoners are sent to the Granite institution who do not fit into the institutional plan at the McAlester institution. When asked if he thought the transfer system was bad, he stated that there was no vocational training at Granite whatsoever for prisoners and that most of the prisoners wanted work whereby they could be rehabilitated and make a living when they had served their sentences. He stated, "Each and every record follows the prisoner from the McAlester institution to the Granite institution." Mr. Burford further stated that many prisoners asked to be transferred from McAlester to Granite. Mr. Burford was asked by direct question if he thought the Granite institution should be made a reformatory for first offenders. In answer, he stated that he did, if proper educational facilities and vocational training were provided.

The Record Clerk was questioned at length relative to his records, and the records that followed the prisoners when they were transferred. He admitted that the records were on file at the McAlester institution at all times.

Each and everyone from McAlester who was questioned, gave about the same testimony, and, it is the opinion of the Committee that prisoners who are selected at the McAlester institution for transfer are prisoners they do not want at the McAlester institution and they are sent to the Granite institution.

Upon questioning the Chairman of the State Board of Public Affairs, his testimony was to the same effect, and, he too, testified that the institution at Granite should be made a reformatory and sufficient appropriation should be made to put in a school and training facilities.

Moss Patterson, Vice Chairman of the State Board of Public Affairs, was questioned at length, and he made a statement to the effect that facilities should be set up at Granite to make it a reformatory whereby the prisoners would have the opportunity to be rehabilitated. Each and everyone testifying, testified that the salaries of the personnel were too small at both places and especially at Granite.

Reverend J. S. Head, a former chaplain of the Reformatory at Granite, volunteered a sworn statement to the Com-

mittee and it was his opinion that the transfer system was the cause of the difficulty that is being encountered at Granite, and that it should be corrected and the Granite institution be made a reformatory and be provided with a vocational training program.

Upon questioning Joe Harp, Pardon and Parole Officer, he testified that the records at both the Granite institution and the McAlester insttiution were in such a condition that it was impossible to tell the record of any of the prisoners who were transferred, and that no record had followed a prisoner from either of the prisons and that the Pardon and Parole Board had to get records as to the conduct of the prisoner from the prison from which the prisoner had been transferred before said board could determine the prisoner's record. Much information can be found in the annual report of the Pardon and Parole Board to the Governor, which report is a part of this record.

W. C. Hunter, living in Oklahoma City, prepared a statement which is a part of our report, and in this statement he gives facts that are worth much to this Committee relative to what should be done to correct our present prison conditions.

THE COMMITTEE HAS THE FOLLOWING RECOMMENDATIONS TO MAKE TO THE STATE BOARD OF PUBLIC AFFAIRS, THE GOVERNOR, AND THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

1. We recommend that the prison at Granite be made a reformatory as originally provided for, and that the Twenty-Second Legislature of the State of Oklahoma provide funds to establish a training school for the younger prisoners with short terms; this training to include an elementary school and vocational training in the various trades that are taught in a modern vocational school; and that the State Board of Public Affairs be directed to establish this school as soon as the Legislature provides the funds. It is our information that many of the tools that are needed in this vocational training can be purchased from the War Assets Administration of the Federal Government at a very little cost.

2. We further recommend that competent and interested teachers be employed to give this elementary and vocational training.

3. We further recommend that the penal laws be amended whereby the courts could be directed to commit to Granite first term prisoners under the age of twenty-five years whose sentence is for not longer than a term of ten years.

4. We further recommend that there be instituted a system at each of the prisons in the State of Oklahoma whereby when each and every prisoners is transferred from one institution to another that his complete record follow the prisoner from one prison to the other.

5. We further recommend that industries be established at the Oklahoma State Penitentiary at McAlester and the Oklahoma State Reformatory at Granite in order to provide worthwhile employment for the inmates and that the products or commodities of these industries be purchased by any and all State tax supported institutions.

6. We further recommend that the members of this Twenty-Second Legislature of the State of Oklahoma study the evidence herein submitted by this Committee in order that they may reach a wise and proper conclusion regarding the needs of legislation to correct present prison conditions.

7. We further recommend that the State Board of Affairs do all that is in its power to correct any infractions that may now be present in any of the prisons, and that a plan of coordination be

established and perfected at each of the institutions.

We, your Committee, submit this report this Sixth Day of April, Nineteen Hundred and Forty-Nine.

WORTHINGTON, Chairman
DACUS
HOWELL
CONNELL
SPECK.

Volumes 1 and 2, being testimony taken, were filed with the Secretary of Senate.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 23, and **SBs 17, 19, 20, 45, 48, 53, 55, 85, and 204,** each correctly engrossed.

Engrossed **SJR 23,** and Engrossed **SBs 17, 19, 20, 45, 48, 53, 55, 85** and **204,** were each properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 23, by Leonard and Gary of the Senate, and Harkey of the House, was read and considered.

By unanimous consent, **SB 23** was advanced to engrossment and third reading.

By unanimous consent, **SB 23** was considered engrossed, placed on third reading and final passage.

THIRD READING

SB 23 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Worthington.—34.

Not Voting: Binns, Cowden, Ginder, Seaman, Walker, Waller, White.—7.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Worthington.—34.

Not Voting: Binns, Cowden, Ginder, Seaman, Walker, Waller, White.—7.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 23 was referred for engrossment.

GENERAL ORDER

SB 239, by Lowery of the Senate, and Larason of the House, was read and considered.

Upon motion of Senator Lowery, **SB 239** was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended, and **SB 239** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 239 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—34.

Nay: Cobb.—1.

Not Voting: Ballinger, Fine, Jarman, Porter, Seaman, White.—6.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

By unanimous consent, the emergency section to **SB 239** was ordered stricken and the title ordered amended to conform.

SB 239 was ordered referred for engrossment.

GENERAL ORDER

SB 28, by Gary of the Senate and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 28** was advanced to engrossment and third reading.

By unanimous consent, **SB 28** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 28 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—33.

Not Voting: Ballinger, Fine, Ginder, Jarman, Leonard, Mahan, Porter, White. —8.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—33.

Not Voting: Ballinger, Fine, Ginder, Jarman, Leonard, Mahan, Porter, White. —8.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 28 was referred for engrossment.

GENERAL ORDER

HB 35, by Larason of the House, was read and considered.

Upon motion of Senator Cobb, **HB 35** was advanced to engrossment and third reading.

Upon motion of Senator Cobb, **HB 35** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 35 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Cobb, Collins, Fine, Gary, Grim, Leonard, Lowery, Nance, Porter, Price, Ritzhaupt, Seaman, Thompson, Walker, Worthington.—18.

Nays: Ballinger, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Hope, Jarman, Logan, McClendon, Mahan, Nevins, Rogers, Waller.—16.

Not Voting: Ginder, Gooldy, Jelks, Medlock, Rinehart, Speck, White.—7.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared failed of passage.

Senator Lowery moved to reconsider the vote by which **HB 35** failed to pass.

GENERAL ORDER

SB 88, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 88** was advanced to engrossment and third reading.

By unanimous consent, **SB 88** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 88 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Binns, Gooldy, Mahan, Nevins, White.—5.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Binns, Gooldy, Mahan, Nevins, White.—5.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 88 was referred for engrossment.

GENERAL ORDER

SB 103, by Porter and Gary, was read and considered.

Upon motion of Senator Gary, **SB 103** was advanced to engrossment and third reading.

By unanimous consent, **SB 103** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 103 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Gooldy, Jelks, Medlock, White.—4.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the rol call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Gooldy, Jelks, Medlock, White.—4.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 103 was referred for engrossment.

GENERAL ORDER

SB 198, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 198** was advanced to engrossment and third reading.

By unanimous consent, **SB 198** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 198 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—35.

Not Voting: Cowden, Gooldy, Grim, Nevins, Ritzhaupt, White.—6.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—35.

Not Voting: Cowden, Gooldy, Grim, Nevins, Ritzhaupt, White.—6.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 198 was referred for engrossment.

GENERAL ORDER

SB 87, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 87** wsa advanced to engrossment and third reading.

By unanimous consent, **SB 87** was considered engrossed, and placed upon third reading and final passage.

THIRD READING

SB 87 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington. —34.

Not Voting: Binns, Cook, Cowden, Gooldy, Grim, Porter, Ritzhaupt.—7.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington. —34.

Not Voting: Binns, Cook, Cowden, Gooldy, Grim, Porter, Ritzhaupt.—7.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 87 was referred for engrossment.

SPECIAL ORDER

Referring further to **SB 59,** by Lowery:

Senator Cobb moved to amend **SB 59,** line 6, page 2, by striking after the word, "three" and before the word "percent," the words "and one-fourth," which amendment failed of adoption.

Senators Cobb and Lowery moved to

amend **SB 59,** page 45, by striking all of Section 8 and renumbering the remaining sections.

Senator Medlock moved that the Cobb-Lowery amendment be tabled, which motion prevailed.

Senator Ritzhaupt moved to amend **SB 59,** page 46, by striking Section 10 and inserting in lieu thereof the following: "Section 10. Nothing in this Act shall be construed to limit, modify, repeal or affect in any way any of the powers, duties or functions of the State Board of Agriculture; provided that the method of pasteurization set forth in sub-section 4, Section 1, of this Act as to fluid market milk to be distributed to the consumer shall to that extent repeal the conflicting Oklahoma provisions of 2 O. S. 1941, Section 400," which amendment was adopted.

Senator Ritzhaupt moved to amend **SB 59,** page 1, by striking from the title of the words "REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH" and inserting in lieu thereof the following: "REPEALING CONFLICTING PROVISIONS OF 2 O. S. 1941, SECTION 400", which amendment was adopted.

Senator Ritzhaupt moved to amend **SB 59,** line 14, page 15, by adding after the word "grade-' and before the word "pasteurized" the letter "B"; also after the letter "A" and before the word "raw" insert the words "or grade B", which amendment was adopted.

Upon motion of Senator Ritzhaupt, **SB 59,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 59,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 59 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Gooldy, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Ritzhaupt, Rogers, Waller, White, Worthington.—25.

Nay: Connell, Emery, Fine, Grim, Hope, Jarman, McClendon, Nevins, Price, Rinehart, Speck, Thompson, Walker. —13.

Not Voting: Gary, Ginder, Seaman. —3.

Excused: Anderson, Carrier, Howell. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.— 31.

Nays: Connell, Emery, Hope, Jarman, McClendon, Price, Thompson.—7.

Not Voting: Gary, Ginder, Seaman.— 3.

Excused: Anderson, Carrier, Howell. —3.

The emergency was declared passed.

SB 59 was referred for engrossment.

MESSAGES FROM HOUSE

Advising the signing of and transmitted for signature Enrolled **HCRs 14 and 16.**

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

There being matters on the President's desk for the consideration of the Senate, in executive session, it was upon motion of Senator Rinehart that the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open ses-

sion, with Senator Nevins presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Grim, seconded by Senator Lowery, advised and consented to the confirmation of the executive nomination of C. ROY CRAIG, Leedey, Oklahoma, as Member of the State Board of Education, for a term beginning April 1, 1949, and ending April 1, 1955.

Senator Speck moved that when the Senate adjourns on tomorrow it adjourn to meet at 10:00 a. m., Friday, April 8, 1949, which motion was adopted, the roll call resulting as follows:

Ayes: Collins, Connell, Cook, Cowden, Dacus, Gary, Gooldy, Jarman, Medlock, Nance, Nevins, Porter, Price, Rinehart, Speck, Walker, Worthington.—17.

Nays: Ballinger, Cobb, Counts, Fine, Grim, Jelks, Leonard, Lowery, McClendon, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White.—15.

Not Voting: Baldwin, Binns, Boecher, Cartwright, Emery, Ginder, Hope, Mahan.—8.

Excused: Anderson, Carrier, Howell, Logan.—4.

Senator Rinehart moved that when the Clerk's desk is cleared of matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 163**—By Langley (Muskogee), Boatman, Burton, Doty, Henry, McColgin, Oliver, Reynolds (Oklahoma), Sherman, Sugg, Sumrall and Tate—An Act to eliminate the reckless and irresponsible driver from the highways, and to provide for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; defining terms; authorizing the Commissioner of Public Safety to enforce the provisions of this Act and to make rules and regulations and providing for appeal from any order or act of the Commissioner; providing for furnishing of operating records; providing for accident reports; providing for the furnishing of security in the event of certain accidents, with exceptions; providing for suspension of driver's licenses or non-resident operator's privileges in certain cases; providing for the form and amount of security and custody and disposition of the same; providing for proof of financial responsibility for the future in certain cases; providing penalties; making exceptions; granting certain powers to the Insurance Commissioner; making issuance of policy by insurance carrier mandatory regardless of car model; and repealing 47 O. S. 1941 § 304 as amended by Section 15, Chapter 7a, Title 47, Oklahoma Session Laws 1947.

The above **HBs** and /or **HRs** were read for the first time.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 154**—By Counts of the Senate and Brown (Pittsburg), Nix and Stipe of the House—An Act making supplemental appropriation to the State Board of Public Affairs for the purpose of completing the repairs to the Central State Hospital Annex at McAlester, Oklahoma in conformity with Chapter 4 of Title 35 of the Oklahoma Session Laws 1947, Page 272; and to acquire by purchase or otherwise, a site and building for a Nurses' Home, and equip the same; to be used in connection with the hospital; and declaring an emergency.

Enrolled **SB 207**—By Nance of the Senate and Smalley of the House—An Act authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma National Guard on which to construct a warehouse; providing procedure therefor; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 15—Appropriations.
SB 26—Appropriations.
SB 27—Appropriations.
SB 75—Appropriations.
SB 197—Appropriations.
HB 21—Appropriations.
HB 194—Planning and Resource.

DO PASS, as amended:

SB 35—Appropriations.
SB 90—Appropriations.
SB 92—Appropriations.
SB 144—Appropriations.
SB 218—Appropriations.
SB 221—Military and Veterans Affairs.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

FIFTY-SIXTH LEGISLATIVE DAY

Thursday, April 7, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Cobb.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Medlock asked unanimous consent, which was granted, that Jan Cartwright of Wewoka, be made an Honorary Page for this legislative day.

SPECIAL COMMITTEE REPORT UNDER HCR 7:

Senator Ballinger asked for consideration of his motion, made on the last legislative day, to strike from the Journal the Report shown on pages 424 to 428, inclusive, as not coming within the purview of **HCR 7.**

Senator Rinehart asked unanimous consent, which was granted, to defer temporarily consideration of the Ballinger motion.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 273—By Cowden—An Act establishing and relating to a pecan experiment station in Lincoln County, Oklahoma; making necessary appropriations for the establishment and operation thereof; and declaring an emergency.

SB 274—By Porter and Ballinger of the Senate, and Harkey, Russell, Allen and Munson of the House—An Act relating to the retirement and pension plan of the Department of Public Safety, the retirement and pension fund provided therefor, and the benefits thereunder; amending and clarifying Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Chapter 10a of Title 47, Oklahoma Session Laws 1947; authorizing the Retirement and Pension Board to purchase group medical and hospital insurance covering all members of the plan in order to protect said fund against loss by reason of claims for medical and hospital expenses of members of said plan incurred as a result of injury or illness sustained in line of duty, payable under said plan; authorizing said board to invest surplus funds of the retirement and pension fund of the Department of Public Safety in United States Bonds; designating the State Treasurer as custodian of such bonds; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 271—Local, State and Federal Government.

SB 272—Judiciary.

Engrossed **HB 163**—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 9, SBs 23, 28, 87, 88, 103, 198 and **239**, each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 9**, as amended, were properly signed

and ordered returned to the Honorable House.

Engrossed **SBs 23, 28, 87, 88, 103, 198 and 239,** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 12,** as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 10.**

The above numbered Bills and/or Resolutions were referred for enrollment.

Senator Connell moved to reconsider the vote by which **SB 59** was passed on April 6.

Senator Lowery raised a point of order against the motion of Senator Connell, stating that his motion should have been made on the previous legislative day.

The Presiding Officer in overruling the point of order stated that such a motion was in order if made on the day of the passage of the bill or the day thereafter.

Senator Mahan moved that the Connell motion be tabled, which motion prevailed, the roll call thereon resulting as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Gooldy, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Rinehart, Ritzhaupt, Rogers, Waller, White, Worthington.—22.

Nays: Ballinger, Carrier, Collins, Connell, Emery, Fine, Grim, Hope, Howell, McClendon, Seaman, Speck, Thompson, Walker.—14.

Not Voting: Dacus, Gary, Jarman, Medlock, Nevins, Porter, Price.—7.

Excused: Cobb.—1.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 12** and **209.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 8.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 8** was read and adopted upon motion of Senator Thompson:

To the Speaker of the House of Representatives and the President of the Senate:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 8, and Engrossed Senate Amendments thereto, beg leave to report we have had the same under consideration, and herewith return the same with the following recommendations:

(1) That the House concur in Senate Amendments No. 1 and 2.

(2) That the following conference committee amendment be adopted: By striking in lines 1 and 2 on page 2 of Engrossed Senate Amendment No. 1 the words and figures "One Thousand Eight Hundred Dollars ($1,800.00)" and insert the words and figures "Three Thousand Dollars ($3,000.00)" in lieu thereof.

HOUSE CONFEREES:
TATE,
PEAK,
BOX,
BAILEY.

SENATE CONFEREES:
THOMPSON,
WHITE,
FINE,
PORTER,
BALLINGER.

Senator Thompson asked unanimous consent, which was granted, that the printing of **HB 8**, as provided in Subsection (a), Rule 30, be dispensed with and the Senate proceed to the passage of the bill as amended in conference.

HB 8, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Grim, Price.—2.

Not Voting: Fine, Gooldy, Medlock, Porter.—4.

Excused: Cobb.—1.

The bill, as amended in Conference, was declared passed.

HB 8, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

SB 221, by Senate Committee on Military and Veterans Affairs, was read and considered.

Senator Thompson moved that **SB 221** was advanced to engrossment and third reading.

Senator Nance moved that the previous question be put, which motion prevailed.

The vote occurring on the Thompson motion, it was declared adopted.

Senator Thompson asked unanimous consent, which was granted, that **SB 221** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 221 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—35.

Nays: Lowery.—1.

Not Voting: Binns, Fine, Gooldy, Mahan, Nevins, Speck, Walker.—7.

Excused: Cobb.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—35.

Nays: Lowery.—1.

Not Voting: Binns, Fine, Gooldy, Mahan, Nevins, Speck, Walker.—7.

Excused: Cobb.—1.

The emergency was declared passed.

SB 221 was referred for engrossment.

SPECIAL COMMITTEE REPORT UNDER HCR 7:

Senator Ballinger asked for consideration of his motion, made on the previous legislative day, to strike from the Journal the Report shown on pages 424 to 428, inclusive, as not coming within the purview of **HCR 7**.

Senator Ritzhaupt, as a substitute, moved that the Report of the Committee be corrected; that he be permitted

to introduce the report as that of an individual member of the Senate and that it be maintained in the records of the Senate.

Senator Jarman moved that the Senate recess for 15 minutes in order that the members of the Senate might go to the Honorable House to hear a Special Program.

Senator Ballinger asked unanimous consent, which was granted, to be excused for the remainder of this legislative day.

The vote occurring on the Jarman motion, it was declared adopted.

Senator Rinehart moved that when the Clerk's desk is cleared, the Senate adjourn to meet on Monday, April 11, at 1:30 p. m. which motion prevailed.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SCR 14—Education.

SB 262—Local, State and Federal Government.

SB 263—Local, State and Federal Government.

SB 264—Local, State and Federal Government.

SB 267—Local, State and Federal Government.

SB 269—Business and Industry.

HB 272—Local, State and Federal Government.

HB 305—Business and Industry.

HB 377—Local, State and Federal Government.

HB 402—Local, State and Federal Government.

HB 441—Local, State and Federal Government.

As provided under the Rinehart motion, the Senate was declared adjourned to meet at 1:30 p.m. on Monday, April 11, 1949.

FIFTY-SEVENTH LEGISLATIVE DAY
Monday, April 11, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Mahan, Nance, Speck.—3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Reverend C. D. Garrison, pastor of The First Christian Church, Britton, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Rinehart asked unanimous consent, which was granted, that Allen Welden and Frank Wewerka of El Reno be made Honorary Pages for this legislative day.

Senator Worthington asked unanimous consent, which was granted, that Mary Francis Stafford of Stratford, be made Honorary Assistant Journal Clerk for this legislative day.

LOBBY PERMIT

L. O. Bowman states that he resides at 2508 N.W. 29, Oklahoma City, Oklahoma; that he is 50 years of age; that he is legislative representative for Oklahoma Retail Grocers Association; that he is paid the sum of $6,000.00, per year for his services; that he makes this statement in compliance with the laws of the State and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) L. O. BOWMAN.

Senator Rogers, in the absence of Senator Jarman, moved that the request of L. O. Bowman be granted and Lobby Permit ordered issued, which motion prevailed.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 273—Agriculture then Appropriations.

SB 274—Roads and Highways.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 275—By Grim—An Act relating to highways; making an appropriation out of the General Revenue Fund of the State of Oklahoma of the sum of one hundred thousand dollars ($100,000.00) for each of the fiscal years ending June 30, 1950, and June 30, 1951, to be expended by the State Highway Commission in constructing a bridge across the South Canadian river on State Highway No. 34 in Dewey County; providing that said appropriation shall be non-fiscal; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 59 and **221**, each, correctly engrossed.

SB 10 correctly enrolled.

Engrossed **SBs 59** and **221** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 10,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 230, by Davidson, et al of the House, and Price of the Senate, was read and considered.

Senator Price asked that Representative Andrews be made a co-author of **HB 230,** which was the order.

Upon motion of Senator Price, **HB 230,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **HB 230,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 230 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—30.

Not Voting: Anderson, Connell, Counts, Gary, Ginder, Howell, Leonard, Lowery, Nevins, Seaman, Waller.—11.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—31.

Not Voting: Anderson, Connell, Counts, Ginder, Howell, Leonard, Lowery, Nevins, Seaman, Waller.—10.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 230 was referred for engrossment.

GENERAL ORDER

HB 260, by Forsythe, et al of the House, and Price of the Senate, was read and considered.

Upon motion of Senator Price, **HB 260** was advanced to engrossment and third reading.

Senator Price asked unanimous consent, which was granted, that **HB 260** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 260 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—31.

Not Voting: Anderson, Binns, Counts, Fine, Gary, Ginder, Lowery, Nevins, Seaman, Waller.—10.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, White, Worthington.—31.

Not Voting: Anderson, Binns, Counts, Fine, Gary, Ginder, Lowery, Nevins, Seaman, Waller.—10.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 260 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 354, by Harkey and Langley (Adair) of the House, and Rinehart of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 354** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 354** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 354 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Binns, Counts, Ginder, Lowery, Nevins, Seaman.—7.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Binns, Counts, Ginder, Lowery, Nevins, Seaman.—7.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 354 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 217, by Ballinger, was read and considered.

Senator Ballinger asked unanimous consent that Representative Hert be made co-author to **SB 217,** which was the order.

Upon motion of Senator Ballinger, **SB 217** was advanced to engrossment and third reading.

Senator Ballinger asked unanimous consent, which was granted, that **SB 217** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 217 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White.—34.

Excused: Mahan, Nance, Speck.—3.

Not Voting: Binns, Counts, Jelks, Lowery, Nevins, Seaman, Worthington.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White.—34.

Excused: Mahan, Nance, Speck.—3.

Not Voting: Binns, Counts, Jelks, Lowery, Nevins, Seaman, Worthington. —7.

The emergency was declared passed.

SB 217 was referred for engrossment.

GENERAL ORDER

SB 121, by Leonard of the Senate, and Field of the House, was read and considered.

Senator Collins asked that further consideration of **SB 121** be postponed to another legislative day, which was the order.

SB 128, by Committee on Local, State and Federal Government, was read and considered.

Senator Jarman moved to amend **SB 128,** line 2 page 2, by adding after the word "property" on said line 2, these words: "provided the provisions of this Act shall not apply to taxicabs," which amendment was adopted.

Senator Jarman moved that **SB 128,** as amended, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **SB 128,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 128 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Counts, Jelks, Ritzhaupt. —3.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Counts, Jelks, Ritzhaupt. —3.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

SB 128 was referred for engrossment.

GENERAL ORDER

HB 367, by Box, et al of the House, and Jarman, et al of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 367** was advanced to engrossment and third reading.

Senator Jarman asked unanimous consent, which was granted, that **HB 367** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 367 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington. —34.

Not Voting: Binns, Counts, Gooldy, Jelks, Nevins, Porter, Walker.—7.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington. —34.

Not Voting: Binns, Counts, Gooldy, Jelks, Nevins, Porter, Walker.—7.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 367 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 441, by Tate and Evans, was read and considered.

Upon motion of Senator Thompson, **HB 441** was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended, and **HB 441** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 441 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows.

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Counts, Gooldy, McClendon.—4.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Counts, Gooldy, McClendon.—4.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 441 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Lowery moved that **HB 93**, by Reynolds, et al of the House, be stricken from the calendar, which motion, by unanimous consent, he withdrew.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 8.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 238, by Ownby, was read and considered.

Senator Thompson moved to amend **HB 238** by striking Section 2 and in lieu thereof insert the following: "Section 2. Any person desiring to obtain such a permit shall make application therefor in writing, supported by affidavit setting forth the name, age and residence, and military record of the applicant. Said application shall be supported by an Honorable Discharge or by a Certificate from the Adjutant of the Camp or Post of some Veterans organization, of which the applicant may be a member, showing said applicant's military record and age, and which Honorable Discharge or photo-

static copy or certificate, together with said application, shall be presented to the State Game Warden or one of his deputies, or forwarded to the State Game and Fish Commission," which amendment was adopted.

Senator Thompson moved to amend **HB 238** by striking SECTION 1 and in lieu thereof insert the following: "SECTION I. That from and after the passage of this Act, lifetime permits authorizing fishing in the waters and streams of this State, except private lakes and streams, and lifetime hunting licenses may be issued by the State Game and Fish Commission to any person who is a veteran of any wars in which the United States has been engaged, a resident of the State of Oklahoma, and attained the age of sixty-five (65) years, without the payment of any fee therefor," which amendment was adopted.

Upon motion of Senator Thompson, **HB 238,** as amended, was advanced to engrossment and third reading.

Senator Thompson asked unanimous consent, which was granted, that **HB 238,** as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 238 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Counts, Gary, Gooldy, Rinehart.—4.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Counts, Gary, Gooldy, Rinehart.—4.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 238 was referred for engrossment.

GENERAL ORDER

HB 90, by Ozmun, was read and considered.

Upon motion of Senator Rogers, **HB 90,** was advanced to engrossment and third reading.

Senator Rogers asked unanimous consent, which was granted, that **HB 90** be considered engrossed and placed upon third reading and final passage.

Senator Cowden asked unanimous consent, which was granted, that **HB 90** be deferred for thirty minutes in order that he might have time to study the measure.

GENERAL ORDER

HB 74, by Nix, was read and considered.

Senator Ballinger moved to amend **HB 74,** line 1, page 1, by inserting after the word "any" and before the word "insurance" the word "fire", which amendment was adopted.

Upon motion of Senator Ballinger, **HB 74** was advanced to engrossment and third reading.

Senator Ballinger asked unanimous consent, which was granted, that **HB 74** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 74 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Nevins, Rogers.—2.

Not Voting: Gooldy, Howell.—2.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

HB 74 was referred for engrossment.

GENERAL ORDER

HB 376, by Johnston of the House, and Porter of the Senate, was read and considered.

Senator Emery moved to amend **HB 376,** line 2, page 2, as follows: By deleting after the word "board," the remainder of line 2, all of lines 3, 4, 5, 6, 7, 8, 9, and line 10, before the word "there," which amendment was adopted.

Upon motion of Senator Porter, **HB 376,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **HB 376,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 376 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Hope, Howell, Lowery, Rinehart, Seaman, Walker.—8.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Hope, Howell, Lowery, Rinehart, Seaman, Walker.—8.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 376 was referred for engrossment.

GENERAL ORDER

SB 75, by Anderson of the Senate, and Carmichael of the House, was read and considered.

Upon motion of Senator Anderson, **SB 75** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended, and **SB 75** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 75 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins,

Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Connell, Howell, Jarman, Rinehart.—4.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Connell, Howell, Jarman, Rinehart.—4.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

SB 75 was referred for engrossment.

GENERAL ORDER

SB 222, by Anderson et al of the Senate and Smalley of the House, was read and considered.

Upon motion of Senator Anderson, **SB 222** was advanced to engrossment and third reading.

Senator Anderson asked unanimous consent, which was granted, that **SB 222** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 222 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Connell, Howell, Jarman. —3.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Connell, Howell, Jarman. —3.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

SB 222 was referred for engrossment.

GENERAL ORDER

SB 242, by Anderson et al of the Senate and Box et al of the House, was read and considered.

Upon motion of Senator Anderson, **SB 242** was advanced to engrossment and third reading.

Senator Anderson asked unanimous consent, which was granted, that **SB 242** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 242 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Waller.—1.

Not Voting: Baldwin, Connell, Ginder, Howell, Jarman.—5.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Nays: Waller.—1.

Not Voting: Baldwin, Connell, Ginder, Howell, Jarman.—5.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

SB 242 was referred for engrossment.

THIRD READING

HB 90 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Baldwin, Cobb, Cowden, Lowery.—4.

Not Voting: Jarman, Porter, Rinehart, Seaman.—4.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows.

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Price, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Baldwin, Cobb, Cowden, Lowery.—4.

Not Voting: Jarman, Porter, Rinehart, Seaman.—4.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 90 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Resolution was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HCR 17—Agriculture.

Senator Fine asked unanimous consent, which was granted, that engrossed **HCR 17** be taken up for immediate consideration, following which the Resolution was read at length and adopted upon motion of Senator Fine.

Engrossed **HCR 17** was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 210, by Bullard, was read and considered.

Upon motion of Senator Anderson, **HB 210** was advanced to engrossment and third reading.

By unanimous cansent, **HB 210** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 210 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope,

Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Seaman, Thompson, Walker, White, Worthington.—34.

Nays: Counts, Cowden, Rogers.—3.

Not Voting: Ginder, Jarman, Rinehart, Waller.—4.

Excused: Mahan, Nance, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Seaman, Thompson, Walker, White, Worthington.—34.

Nays: Counts, Cowden, Rogers.—3.

Not Voting: Ginder, Jarman, Rinehart, Waller.—4.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

HB 210 was properly signed and ordered returned to Honorable House.

Senator Binns asked unanimous consent, which was granted, to have read and incorporated in the Journal the following paragraph from the report of the Major County meeting at Fairview, as recorded in the Northwest Oklahoma Cattleman magazine, under date of April, 1949: "State Senator Claude Seaman of Waynoka complimented the Association on its legislative committee. It was at the suggestion of Mr. Seaman that the Association appointed a legislative committee, and this committee was able to work directly with the lawmakers in forming a more intelligible legislative program in this past year."

GENERAL ORDER

SJR 24, by Gary of the Senate and Biles of the House, was read and considered.

Senator Price moved to amend **SJR 24,** line 11, page 4, by inserting after the word "and" and before the figures "1951," the words and figures, "until January 31," which amendment was adopted.

Senator Lowery moved to amend **SJR 24,** line 9, page 3, by changing the figures "$2.50" to the figures "$5.00."

Senator Lowery asked to withdraw his amendment to which Senators Fine and White objected.

The vote occurring on the Lowery amendment, it was declared adopted.

Upon motion of Senator Gary, **SJR 24,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SJR 24,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 24 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Collins, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, McClendon, Nevins, Porter, Price, Rogers, Thompson, Walker, Waller, White, Worthington.—23.

Nays: Baldwin, Binns, Cartwright, Cobb, Cook, Cowden, Hope, Lowery, Medlock, Seaman.—10.

Not Voting: Ballinger, Boecher, Carrier, Connell, Ginder, Howell, Rinehart, Ritzhaupt.—8.

Excused: Mahan, Nance, Speck—3.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rogers, Seaman, Thomp-

son, Walker, Waller, White, Worthington.—32.

Nays: Binns, Cartwright, Cobb.—3.

Not Voting: Boecher, Connell, Ginder, Howell, Rinehart, Ritzhaupt.—6.

Excused: Mahan, Nance, Speck.—3.

The emergency was declared passed.

SJR 24 was referred for engrossment.

Senator Nevins moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion prevailed.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 276—By Nevins, Cook, Boecher and Jarman of the Senate, and Reynolds (Oklahoma), Russell, Garvin, Boatman, Davidson, Peak, Wallace (Custer), Camp, Langley (Muskogee), Allen, Easterly, Disney, Reeder, Romang, Wolfe, Nall, Tate, Cannon, Dunlap, Lance, and Bailey (Kay) of the House —An Act relating to county roads, providing for county road programs and their method of adoption; requiring compliance with road program and a report of progress at the end of fiscal year; requiring an inventory of road equipment costing more than One Hundred ($100.00); providing methods of purchasing and disposing of county road equipment; providing accounting and reporting by counties for road money; providing for the certification of bus routes and mail routes; providing for permanent county storage yards and their use; giving authority to the State Examiner and Inspector to certify compliance or non-compliance with this Act; and giving the State Tax Commission authority to withhold State collected funds apportioned to counties or to reduce such funds by specified amounts under conditions set out; making the provisions of this Act severable; and declaring an emergency.

SB 277—By Lowery—An Act relating to the honey industry; defining terms; granting certain duties, authorities and powers to the State Board of Agriculture; providing for licenses; levying tax; creating the Oklahoma Bee Keeper's Marketing Fund and providing for deposit of and disposition of funds; providing penalties; and providing a severability clause.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SR 19—Roads and Highways.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 41, 50, 112, 157** and **174,** as amended.

Engrossed **HA** to Engrossed **SB 41** was read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 41—By COMMITTEE ON APPROPRIATIONS.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OFFICE OF THE LIEUTENANT GOVERNOR FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; CREATING CERTAIN POSITIONS THEREIN AND FIXING THE SALARIES THEREFOR; AUTHORIZING THE LIEUTENANT GOVERNOR TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the

General Revenue Fund of the State and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
LIEUTENANT GOVERNOR		
For expenses of personal services in accordance with the following schedule	$5,400.00	$5,400.00
SCHEDULE		
Lieutenant Governor	$1,000.00	$1,000.00
Stenographer Clerk	2,400.00	2,400.00
Acting Governor	2,000.00	2,000.00
TOTAL OF SCHEDULE	$5,400.00	$5,400.00
For expenses of maintenance and operation in accordance with the following schedule	$ 800.00	$ 800.00
SCHEDULE		
Operating expense	$ 700.00	$ 700.00
Equipment	100.00	100.00
TOTAL OF SCHEDULE	$ 800.00	$ 800.00
TOTAL LIEUTENANT GOVERNOR	$6,200.00	$6,200.00

SECTION 2. The Lieutenant Governor shall appoint qualified persons to the positions set forth in the schedule of personal services in Section One of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Lieutenant Governor by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby superseded by the provisions of this Act, and effective July 1, 1949, Section 4, House Bill No. 438, R. S., Twenty-First Legislature, is hereby specifically repealed.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Engrossed **HA** to Engrossed **SB 50** was read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 50—By Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE SECRETARY OF STATE FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE SECRETARY OF STATE TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
SECRETARY OF STATE		

For expenses of personal services, in accordance with the following schedule	$33,120.00	$33,120.00
SCHEDULE		
Secretary of State	$ 3,000.00	$ 3,000.00
Assistant Secretary of State	3,000.00	3,000.00
Clerk 2 (3 @ $2,220 each)	6,660.00	6,660.00
Stenographer Clerk 2 (3 @ $2,100 each)	6,300.00	6,300.00
Typist Clerk 2 (4 @ $2,100 each)	8,400.00	8,400.00
Typist Clerk 1 (3 @ $1,920 each)	5,760.00	5,760.00
TOTAL OF SCHEDULE	$33,120.00	$33,120.00
For expenses of maintenance and operation in accordance with the following schedule	$ 6,850.00	$ 8,850.00
SCHEDULE		
Traveling expenses	$ 250.00	$ 250.00
Other operating expenses	5,400.00	7,400.00
Equipment	1,200.00	1,200.00
TOTAL OF SCHEDULE	$ 6,850.00	$ 8,850.00
TOTAL SECRETARY OF STATE	$39,970.00	$41,970.00

SECTION 2. The Secretary of State shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Secretary of State's office by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 5, House Bill No. 438, R. S., Twenty-first Legislature is hereby specifically repealed.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Engrossed **HA** to Engrossed **SB 112** was read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 112—By RINEHART, of the Senate.

AN ACT AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO PAY OFF AND DISCHARGE ANY LIEN EXISTING ON STATE OWNED LOTS OR LAND, WHICH WAS CREATED ACCORDING TO LAW; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That where the State of Oklahoma owns any lots or land known as Capitol Building Lands, against which there exists a lien, the State Board of Public Affairs be and is hereby authorized to pay off and discharge the same out of funds appropriated by the Legislature for said purpose.

SECTION 2. An emergency is hereby declared to exist whereby it is necessary to the health, peace and safety of the State that this Act take effect and be in full force from and after its passage and approval as required by law.

Engrossed **HA** to Engrossed **SB 157** was read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 157—By HARKEY, HERT, BAILEY

(Kay), BLACK, BROWN (Pittsburg), CANNON, CUNNINGHAM, DOUGLAS (Bryan), FIELD, HAWORTH, LAING, MEIGS and NIX of the House, and DACUS, GARY, COOK, COWDEN, JELKS, McCLENDON, MEDLOCK, NANCE, NEVINS, PORTER, RITZHAUPT, WALKER and WALLER of the Senate.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT AND MAINTENANCE OF THE PUBLIC SCHOOLS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; SAID MONIES TO BE APPORTIONED AND DISBURSED UNDER THE PROVISIONS OF HOUSE BILL NO. 120, R. S., TWENTY-SECOND LEGISLATURE; MAKING APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated from any monies in the State Treasury to the credit of the funds herein indicated, not otherwise appropriated, for the fiscal year ending June 30, 1950, the sum of Thirty Million, Twenty Nine Thousand, One Hundred and Sixty Three Dollars ($30,029,163.00), and for the fiscal year ending June 30, 1951, the sum of Thirty Million, Twenty Nine Thousand, One Hundred and Sixty Three Dollars ($30,029,163.00), for the support and maintenance of public schools of the State of Oklahoma, to be apportioned and disbursed by the State Board of Education pursuant to the terms of House Bill No. 120, R. S., Twenty-Second Legislature of Oklahoma. The amounts appropriated for each fiscal year are hereby appropriated from the following funds:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
General Revenue Fund	$26,029,163.00	$26,029,163.00
Emergency Appropriation Fund	4,000,000.00	4,000,000.00
TOTAL	$30,029,163.00	$30,029,163.00

The amount appropriated from the Emergency Appropriation Fund for the fiscal year ending June 30, 1950, shall be financed from the surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1949, and the amount appropriated from the Emergency Appropriation Fund for the fiscal year ending June 30, 1951, shall be financed from the surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1950.

SECTION 2. The funds appropriated by Section 1 of this Act shall be apportioned and disbursed in accordance with the provisions of House Bill No. 120, R. S., Twenty-Second Legislature, for common schools and the State Board of Education shall not use any of said funds for administrative costs incurred in the apportionment and distribution of said funds.

SECTION 3. The appropriations made by Section 1 of this Act shall not be subject to fiscal year limitations and shall be available for contractual purposes and for expenditure for thirty (30) months from date this Act is passed.

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 effect 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.

Engrossed **HA** to Engrossed **SB 174** was read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 174—By HOUSE APPROPRIATIONS COMMITTEE.

AN ACT MAKING AN APPROPRIATION TO THE SECRETARY OF STATE TO PURCHASE TWO THOUSAND (2000) VOLUMES OF THE 1949 CUMULATIVE SUPPLEMENT TO THE STATUTES OF OKLAHOMA; RELATING TO THE CONTENTS OF SAID SUPPLEMENT; AUTHORIZING AND DIRECTING SAID SECRETARY TO MAKE SAID PURCHASE, AND TO DISTRIBUTE THE SAME AS PROVIDED BY LAW; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Secretary of State out of any moneys in the State Treasury not otherwise appropriated for the fiscal year ending June 30, 1950, the sum of Fifteen Thousand Dollars ($15,000.00) to be expended by said Secretary in purchasing two thousand (2000) copies at Seven Dollars and Fifty Cents ($7.50) each of the 1949 Cumulative Supplement of the Statutes of Oklahoma, referred to in Section 10, Chapter 4, page 457, Oklahoma Session Laws 1941, provided, that in addition to the contents of said Cumulative Supplement now required by law, said 1949 Cumulative Supplement to the Statutes of Oklahoma shall contain a list of all elective and appointive state officers, including members of the legislature and district judges, together with the post office address of each of said officers, said Cumulative Supplement to be distributed by said Secretary in the manner specified in 75 O. S. 1941 § § 11 to 22. Provided, that in the event of a court decision holding that the purchase of the Cumulative Supplements contemplated by this Act cannot legally be made, the appropriation set forth herein, or so much thereof as may be necessary, shall be expended by the Secretary of State in the purchase of two thousand (2000) copies at Five Dollars ($5.00) each of the 1949 Cumulative Supplements contemplated by Section 10, supra.

SECTION 2. All acts or parts of acts in conflict herewith are hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 10.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 62** and **183.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 20**—By Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma), and Wallace (Oklahoma), of the House and Jarman of the Senate—A Joint Resolution authorizing the State Board of Public Affairs to execute a release of a certain ninety-nine (99) year lease granted by the City of Oklahoma City to the State of Oklahoma on the 19th day of October, 1917, recorded in Miscellaneous Records Book 18, Page 592, Oklahoma County covering: West two hundred ninety feet

(290') of Block Eleven (11), Military Addition to Oklahoma City, Oklahoma; and declaring an emergency.

Engrossed **HB 20**—By Committee on Appropriations—An Act creating a special fund in the State Treasury to be known as the Governor's Contingency and Emergency Fund; transferring certain money to said fund and appropriating five hundred thousand dollars ($500,000.00) from the General Revenue Fund for the fiscal year ending June 30, 1950, to said fund; providing that said fund shall be a continuing fund and may be allocated or expended without regard to fiscal year limitations; authorizing the allocation, use and expenditure of any monies accruing in said fund to defray expenses arising by reason of contingencies and emergencies as specified herein; making the provisions of this Act severable; and declaring an emergency.

Engrossed **HB 22**—By Harkey of the House and Gary of the Senate—An Act making appropriations for the support of the office of the state budget director for the fiscal years ending June 30, 1950, and June 30, 1951; fixing the salary of the state budget director and authorizing the state budget director to appoint qualified persons to positions authorized herein; repealing Section 3, House Bill No. 438, Regular Session, Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Engrossed **HB 24**—By Harkey of the House, and Gary of the Senate—An Act making an appropriation for the fiscal years ending June 30, 1950 and June 30, 1951, for maintenance, supervision and general upkeep of Oklahoma orphan and destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits thereof; and declaring an emergency.

Engrossed **HB 25**—By Committee on Appropriations—An Act making appropriations for the support of the office of State Examiner and Inspector for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Examiner and Inspector to appoint qualified persons to positions authorized herein; making the provisions of this Act severable; repealing Section 8 of House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; and declaring an emergency.

Engrossed **HB 27**—By Committee on Appropriations—An Act making appropriations for the support of the State Department of Health for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Commissioner of Health to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 28**—By Committee on Appropriations—An Act making appropriations from the General Revenue Fund of the State for the operation, maintenance and functions of the State Soil Conservation Board for the fiscal biennium beginning July 1, 1949, and ending June 30, 1951; authorizing the State Soil Conservation Board to appoint qualified persons to positions authorized herein, and to create positions and fix the salaries of technically trained agricultural personnel and personnel working in conservation districts; making provisions of this act severable; and declaring an emergency.

Engrossed **HB 33**—By Committee on Appropriations—An Act making an appropriation from the emergency appropriation fund in the State Treasury to the Oklahoma State regents for higher education for allocation to constituent institutions of the Oklahoma State sys-

of higher education for capital improvements; providing that said appropriation shall be non-fiscal; providing for the use of federal funds.

Engrossed **HB 65**—By Harkey of the House and Gary of the Senate—An Act making appropriation for the support and maintenance of the State Adjutant General's department (Oklahoma National Guard) for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the adjutant general and authorizing the State Adjutant General to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 17, House Bill 438, R.S., Twenty-first Legislature, effective July 1, 1949; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 75**—By Veterans and Military Affairs Committee—An Act making appropriations for the support of the State Veterans Department created by House Bill 247, R. S. 21st Legislature, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the War Veterans Commission of Oklahoma to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; appropriating moneys and prescribing regulations for its expenditure in the support, maintenance and education of destitute minor dependents of veterans; providing for the transfer of funds; making appropriations non-fiscal; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 76**—By House Committee on Appropriations—An Act making appropriations for the support and maintenance of the Oklahoma State Veterans Hospital for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the controlling board of said institution to create positions, make the appointment and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; and declaring an emergency.

Engrossed **HB 77**—By Committee on Veterans and Military Affairs—An Act making appropriations for the construction of a storage warehouse at the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency.

Engrossed **HB 101**—By Harkey—An Act making appropriations for the support of the Pardon and Parole Office for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the governor and the pardon and parole officer to appoint qualified persons to positions authorized herein; repealing that portion of Section 2, House Bill 438, R. S., Twenty-first Legislature, pertaining to the Pardon and Parole Board; effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Engrossed **HB 102**—By Committee on Appropriations—An Act making an appropriation from the General Revenue Fund of the State for the operation of the Oklahoma Aviation Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Oklahoma Aviation Commission to appoint qualified persons to positions authorized herein; and declaring an emergency.

Engrossed **HB 103**—By Harkey of the House, and Gary of the Senate—An Act making appropriations for the support of the Board of Examiners in Optometry for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Board of Examiners in Optometry to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; making provisions of this Act cumulative and severable; and declaring an emergency.

Engrossed **HB 184**—By Dunlap of the

House, and Emery of the Senate—An Act appropriating the sum of Twelve Thousand Five Hundred Dollars ($12,500.00) for the fiscal year ending June 30, 1950, and the sum of Twelve Thousands Five Hundred Dollars ($12,500.00) for the fiscal year ending June 30, 1951, for the purpose of carrying into effect the provisions of Title 70, Sections 1541, 1542, 1543, O. S. 1941 relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.

Engrossed **HB 220**—By Russell—An Act relating to out of state tuition, fees and transportation of certain persons; amending 70 O. S. 1941 § 1591 relating to payment by the State of the tuition, fees and transportation of such persons who are pursuing certain courses of study at educational institutions outside the State; providing for payments for such purposes and prescribing the conditions thereof; providing for the allocation of funds for regular school terms and summer school terms; making an appropriation for such purposes and declaring an emergency.

Engrossed **HB 363**—By Harkey—An Act continuing and reappropriating certain appropriations made by SB 174, Regular Session, Twenty-First Legislature, to the Western Oklahoma Hospital, Supply, Oklahoma; making said reappropriation non-fiscal; and declaring an emergency.

Engrossed **HB 365**—By Harkey of the House, and Gary of the Senate—An Act providing for the continuation and reappropriation of the appropriations made by **SB 43** and **SB 67** of the Twenty-First Legislature to the Oklahoma State Regents for Higher Education in the original amount of said appropriations less the amounts expended therefrom as of November 15, 1949, and less the amounts for which claims have been filed on said date; providing that the amounts reappropriated shall be available for the payment of outstanding obligations incurred against the original appropriations and for new incumbrances and expenditures arising after November 15, 1949; providing that amounts reappropriated shall be nonfiscal; providing for the use of federal funds; making the provisions of the act severable; and declaring an emergency.

Engrossed **HB 370**—By Harkey, Carmichael, Andrews, Anglin, Bailey (Craig), Biles, Box, Burkhart, Cannon, Cordray, Henry, Klinglesmith, Pazoureck, Reynolds (Oklahoma), Seids, Sumrall, Tate and Wagner of the House and Gary and Ritzhaupt of the Senate—An Act making an appropriation to the Oklahoma State Regents of Higher Education to be allocated to and among the constituent institutions under the control of said regents and making appropriation non-fiscal; and declaring an emergency.

Engrossed **HB 397**—By Harkey—An Act making appropriation for travel expenses of district judges and court reporters for the fiscal year ending June 30, 1949; and declaring an emergency.

Engrossed **HB 401**—By Harkey of the House and Gary of the Senate—An Act relating to the Board of Accountancy, making an appropriation of four thousand five hundred dollars ($4,500.00) therefor from the accountancy fund in the State Treasury, designating what fees shall constitute the fund from which said appropriation shall be made; and declaring an emergency.

Engrossed **HB 448**—By Ownby, Brown (Pottawatomie) and Tiffany—An Act relating to fees of Justices of the Peace and Constables; amending 28 O. S. 1941, § 53, so as to provide that certain fees of Justices of the Peace and Constables in certain counties shall be allowed by the County; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 478**—By Sims, Blaylock and Billingsley of the House, and Medlock of the Senate—An Act fixing annual salaries, compensation and fees

of official court reporters of superior courts, located in counties within the State of Oklahoma having population of not less than sixty thousand (60,000) nor more than sixty five thousand (65,000) according to the last preceding federal decennial census, providing for their payment, repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 449**—By Easterly of the House and Seaman of the Senate—An Act authorizing the county commissioners of Woods County, Oklahoma, to convey to the City of Alva, Oklahoma certain lands out of Block Forty(40) of the original townsite of said city; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

As provided under the Nevins motion, the Senate was declared adjourned.

FIFTY-EIGHTH LEGISLATIVE DAY
Tuesday, April 12, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

President Berry announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Connell asked unanimous consent, which was granted, that Jim and Jo McClendon, son and daughter of Senator McClendon, be made Honorary Pages for this legislative day.

Senator Thompson asked unanimous consent, which was granted, that Bill and Patty Parnell, son and daughter of Col. and Mrs. Wm. C. Parnell, of Boulder, Colorado, be made Honorary Page and Honorary Assistant Journal Clerk, respectively, for this legislative day.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 275—Appropriations.

Senator Grim asked unanimous consent, which was granted, that **SB 275** be referred to the Appropriations Committee.

SB 276—Local, State and Federal Government.

SB 277—Agriculture.

Engrossed **HB 20**—Appropriations.
Engrossed **HB 22**—Appropriations.
Engrossed **HB 24**—Appropriations.
Engrossed **HB 25**—Appropriations.
Engrossed **HB 27**—Appropriations.
Engrossed **HB 28**—Appropriations.
Engrossed **HB 33**—Appropriations.
Engrossed **HB 65**—Appropriations.
Engrossed **HB 75**—Appropriations.
Engrossed **HB 76**—Appropriations.
Engrossed **HB 77**—Appropriations.
Engrossed **HB 101**—Appropriations.
Engrossed **HB 102**—Appropriations.
Engrossed **HB 103**—Appropriations.
Engrossed **HB 184**—Appropriations.
Engrossed **HB 220**—Education.
Engrossed **HB 363**—Appropriations.
Engrossed **HB 365**—Appropriations.
Engrossed **HB 370**—Appropriations.
Engrossed **HB 397**—Appropriations.
Engrossed **HB 401**—Appropriations.
Engrossed **HB 448**—Local, State and Federal Government.

Engrossed **HB 449**—Local, State and Federal Government.

Engrossed **HB 478**—

Senator Medlock asked unanimous consent to have **HB 478**, by Sims, et al, of the House, and Medlock of the Senate, be printed and placed upon the calendar, which was the order.

Engrossed **HJR 20**—Judiciary.

Upon motion of Senator Rinehart, the Senate proceeded to the Honorable House of Representatives, for the purpose of a Joint Session.

JOINT SESSION

The Senate and Honorable House, in Joint Session assembled, was called to order by the President of the Senate, Honorable James E. Berry.

Upon motion of Representative Smalley, the attendance roll call of the Honorable House for this legislative day

was declared the roll call of the House in Joint Session, it being as follows:

Present: Allard, Allen, Anderson, Andrews, Anglin, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Biles, Black, Blaylock, Boatman, Bohannon, Box, Brannon, Brewer, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Bullard, Burkhart, Burton, Cannon, Cantrell, Card, Carmichael, Coleman, Cordray, Cunningham, Davidson, Dillon, Disney, Doty, Douglas (Bryan), Douglas (Harper), Duke, Dunlap, Dyer, Easterly, Eubanks, Evans, Field, Forsythe, Fronterhouse, Garvin, Griffin, Harkey, Haworth, Hawthorne, Henry, Hert, Horton, Huff, Jennings, Johnston, Jones, Klinglesmith, Kouns, Laing, Lance, Langley (Adair), Langley (Muskogee), Larason, Lindley, Long, McCarty, McColgin, McGahey, Meigs, Morris, Munson, Nall, Nix, Oliver, Ownby, Ozmun, Pazoureck, Peak, Pitman, Reeder, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Roberson, Romang, Russell, Seids, Sherman, Shibley, Shumate, Sims, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Taylor, Tiffany, Tolbert, Trent, Wagner, Wallace (Custer), Wallace (Grady), Wallace (Oklahoma), Welch, Williams, Wolfe, Mr. Speaker.—113.

Excused: Camp, Tate.—2.

Upon motion of Senator Rinehart, the attendance roll call of the Senate for this legislative day was declared the roll call of the Senate, it being as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The Presiding Officer declared a quorum present, and the Joint Session duly assembled.

Senator Rinehart moved that a committee of three from the Honorable House, and three from the Senate, be apopinted to notify the Governor that the Joint Session is organized and ready to receive him, which motion prevailed, the Speaker appointing Representatives Coleman, Easterly and Cordray; and the President on behalf of the Senate appointing, Senators Connell, Medlock and Mahan.

The Joint Session was declared at ease.

The Joint Session was called to order by the President of the Senate.

The Sergeant-at-Arms was recognized, and announced the presence of the Governor accompanied by the Joint Committee.

The Joint Committee escorted the Governor to the Speaker's desk where he was introduced by the Presiding Officer, and read his prepared message.

At the conclusion of the Governor's message, the Joint Session was dissolved upon motion of Senator Rinehart.

*

The Senate reassembled, in its Chamber, and was called to order by President Berry.

Upon motion of Senator Rinehart, the Message of the Governor in Joint Session is herewith incorporated in the Journal for this legislative day:

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

When this session opened last January, it was my earnest hope and desire as I said to you at that time that this legislature would be able to evolve a balanced budget without resorting to major tax increases.

I still hold to this hope and desire,

and I am here today to propose a procedure through which we can achieve this objective and still meet the essential requirements of state departments and institutions.

As studies of our Senate and House appropriations committees have proceeded, it has become clearly apparent that—in order to maintain our essential governmental services—we shall have to stretch our available revenues drum tight.

After so doing, we shall still be without funds for the most essential of new buildings and for a critically needed building modernization program at state institutions.

I referred to this critical need in my message to you last January — a need based upon an accumulation of deferred maintenance, some of it dating back to 1932. Since January, various legislative committees have visited our state institutions and have acquainted themselves with the very vital necessity of meeting specific and immediate needs. I ask that every member of this legislature give most thoughtful consideration to the reports of these committees.

I am confident that—after considering these reports—you will agree with me that we shall not have discharged our solemn obligations and responsibilities to the people of Oklahoma and to the wards of Oklahoma, if we fail to provide for—or if we defer providing for—critically needed capital improvements at our institutions.

Our people have every right to demand of us that we write a governmental program designed to maintain standards of human decency at these institutions.

At the same time, it is our responsibility to bear in mind the fact that the cost of government—like the cost of everything else—has increased tremendously since the war, and that we owe it to the people we represent to avoid any policies, which would add unnecessary taxes to the burden our people now carry.

Yet we are confronted with critical building requirements, involving capital improvements, and we have no funds with which to meet these requirements.

It is a common practice in some states to meet such emergencies by asking the people to vote new taxes upon themselves to support bond issues.

I am not here to propose such a procedure. I hold that such a procedure would involve asking our people to approve unnecessary taxation.

What I do propose is that this legislature ask our people to approve a $36,000,000 bond issue, which would be retired from revenue accruing to our general fund through a portion of our present cigarette tax.

This procedure would not involve an increase in taxation.

It would provide for our immediate and critical building needs.

It would also provide for essential new buildings at our institutions.

It would enable us to write a balanced budget, which would provide for the maintenance and operation of our essential governmental services.

I would like to stress this point, however:

The procedure I propose would not relieve us of the necessity of paring departmental and institutional budgets far below amounts requested by many departments and institutions—and below amounts, which many of us may deem to be desirable.

Nor would this procedure ease the financial tension enough to permit consideration of any appropriations not contemplated in legislation now introduced. As a matter of fact, our finances would still be such that your appropriations

committees probably would find it necessary to eliminate some proposals now before you.

In other words, even if you and the people approve the proposal I have made, we shall be sorely pressed to write a budget, providing for essential state services.

It is my belief that our people will approve this proposal, if it is submitted to them.

To reject it would be to say in effect that our state institutions should remain grievously over-crowded, and that our present buildings and equipment should be permitted to deteriorate to a state of uselessness within the immediate future.

The alternatives would be additional taxes or a drastic curtailment of state services, involving schools, mental hospitals, and practically every other state service now being rendered.

Therefore, I ask that this legislature vest our people with the means of making their decision by the submission of the proposition to them at a special election on May 3rd.

It is my thought that the proposition submitted should provide that issuance of bonds should be governed by the legislature, both in the matter of allocation to institutions and in the number of bonds to be issued from year to year.

In reference to this thought, it is my belief that all bonds should not be issued as soon as the authority is voted. I believe that greater efficiency and economy could be achieved if they were issued over a six-year period.

Building costs are now slanting downward. Conditions for building are better now than they were at the time this legislature convened. It is quite possible—even probable—that these conditions will improve a great deal more. If they do, the state will get more buildings for its bond money than can be obtained today. This supports a plan under which a portion of the bonds should be held back for new construction, which can reasonably be deferred.

I know that in some of your minds—and in the minds of some of our people—this question will arise:

If such a financing plan is good for state buildings, why would it not be good for highways?

To this question, my answer is simply this:

Such a plan may be good for highways, but this, in my opinion, is not the time to submit the proposition.

At least $250,000,000 in bonds would be necessary to finance a comprehensive road building program for Oklahoma. The magnitude of such a bond issue makes it highly desirable that our people know what officials would be responsible for the planning of the road program and the letting of contracts to be financed by that issue.

Our people will not have the answer to this question until after the next general election.

The proposal is of such great importance that it will merit a special election during the early part of the next administration—if it seems desirable at that time.

It is true that a part of the money to be derived from the building bonds I have proposed would be spent during the next administration. But there is this difference:

A great deal of it would be administered by constitutional boards. A majority of the membership of these boards will be serving during the next administration. The legislature will at all times determine appropriations and allocations.

And there is this difference also:

You now have before you a road program, which assures Oklahoma a steady volume of construction for the

next two years, whereas, no means of financing our immediate and critical building needs is now at hand.

I ask that our people be given the opportunity to provide this means. I consider this matter to be of such urgency and importance that I most earnestly request that it be submitted alone so that it will not be confused with other issues.

PENDING ACTION ON HOUSE AMENDMENT TO SB 157, BY DACUS, ET AL:

Upon motion of Senator Rinehart, the Senate refused to concur in House Amendment to **SB 157,** and requested a conference, naming as Senate conferees members of the general conference committee appointed to consider all appropriations, being Senators, Gary, Lowery, Porter, Ritzhaupt, Dacus, Carrier, Medlock, Cook, McClendon, Nevins and Waller.

PENDING ACTION ON HOUSE AMENDMENT TO SB 41, BY GARY:

Upon motion of Senator Rinehart, **HA** to **SB 41** was concurred in.

SB 41, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington. —34.

Not Voting: Baldwin, Binns, Cobb, Ginder, Jarman, Jelks, Lowery, Nance, Nevins, Porter.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington. —34.

Not Voting: Baldwin, Binns, Cobb, Ginder, Jarman, Jelks, Lowery, Nance, Nevins, Porter.—10.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HOUSE AMENDMENT TO SB 50, BY GARY

Upon motion of Senator Rinehart, **HA** to **SB 50** was concurred in.

SB 50, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Baldwin, Binns, Connell, Jarman, Lowery, Nance, Porter.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Baldwin, Binns, Connell, Jarman, Lowery, Nance, Porter.—7.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Jelks asked to be excused for the remainder of this legislative day, which was the order.

PENDING ACTION ON HOUSE AMENDMENT TO SB 174, BY APPROPRIATIONS COMMITTEE

Upon motion of Senator Ballinger **HA** to **SB 174** was concurred in.

SB 174, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Jelks.—1.

Not Voting: Binns, Connell, Gary, Jarman, McClendon, Nance, Porter.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington,—36.

Excused: Jelks.—1.

Not Voting: Binns, Connell, Gary, Jarman, McClendon, Nance, Porter.—7.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Cartwright moved that the vote be reconsidered by which **SJR 24,** by Gary of the Senate and Biles of the House, was passed, which motion was tabled upon motion of Senator Gary.

PENDING ACTION ON HOUSE AMENDMENT TO SB 112, BY RINEHART:

Senator Rinehart moved that the Senate concur in House Amendment to **SB 112,** which motion prevailed.

SB 112, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Not Voting: McClendon, Porter, Ritzhaupt.—3.

Excused: Jelks.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Not Voting: McClendon, Porter, Ritzhaupt.—3.

Excused: Jelks.—1.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SCR 14, by Ritzhaupt, was read and considered.

Senator Ritzhaupt asked that Senator Ballinger be made co-author to **SCR 14,** which was the order.

Upon motion of Senator Ritzhaupt, **SCR 14** was adopted and referred for engrossment.

GENERAL ORDER

HB 14, by Wallace, et al, was read and considered.

Senator Counts moved that **HB 14** be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Counts, **HB 14** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 14 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Logan, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Nays: Cobb, Connell, Emery, Leonard, Lowery.—5.

Excused: Jelks.—1.

Not Voting: Hope, McClendon, Nevins, Waller.—4.

The bill was declared passed.

On the question of pasage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Logan, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Nays: Cobb, Connell, Emery, Leonard, Lowery.—5.

Excused: Jelks.—1.

Not Voting: Hope, McClendon, Nevins, Waller.—4.

The emergency was declared passed.

HB 14 was referred for engrossment.

MOTION LODGED TO RECONSIDER SB 191, BY RITZHAUPT

Senator Medlock asked unanimous consent, which was granted, to withdraw his motion lodged to reconsider the vote by which SB 191 passed.

SB 191 was ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 74, 90, 230, 238, 376, and **SJR 24, SBs 75, 128, 217, 222** and **242,** each, correctly engrossed.

SBs 62 and **183,** each, correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 74, 90, 230, 238** and **376,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 24** and Engrossed **SBs 75, 128, 217, 222** and **242,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 62** and **183,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 210, 260, 354, 367** and **441.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 17.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 78, by Larason, was read and considered.

Senator White moved to amend **HB 78,** line 1, page 8, by inserting at the end of the Section after the words, "State Board of Agriculture," the following quotation: "further provided, however, that rope and twine and cordage, which in common practice of the trade are marked and sold on a gross weight basis, may continue to be marked and sold on a gross weight basis," which amendment was adopted.

Senator White moved to amend **HB 78,** line 5, page 10, by inserting after the word, "commodity" and before the word, "is," the words, "except as hereinabove provided," which amendment was adopted.

Senator White moved to amend **HB 78,** line 13, page 10, by inserting after the word "commodity," at the end of the line, the following: "Provided, however, that rope and twine and cordage, which in common practice of the trade are sold on a gross weight basis may continue to be marked and sold on a gross weight basis, which amendment was adopted.

Senators Porter and Collins moved to amend **HB 78,** page 16, by adding a new section to be numbered Section 16, and to be in words and figures as follows: "SECTION 16. The provisions of this Act as a whole are limited to agriculture and agricultural products," which amendment was adopted.

Upon motion of Senator Rinehart, **HB 78,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 78** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 78 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Gooldy, Grim, Jarman, Leonard, Logan, Lowery, Mahan, Nance, Porter, Price, Rinehart, Ritzhaupt, White, Worthington.—25.

Nays: Ballinger, Cobb, Cowden, Emery, Fine, Hope, Howell, McClendon, Medlock, Nevins, Rogers, Seaman, Speck, Thompson, Waller.—15.

Not Voting: Binns, Ginder, Walker. —3.

Excused: Jelks.—1.

The bill was declared passed.

HB 78 was referred for engrossment.

GENERAL ORDER

HB 433, by the Judiciary Committee, was read and considered.

Senators Rinehart, Counts and Collins moved to amend **HB 433,** line 2, page 3, by adding at the end of Section 3: "Provided, however, that this Act shall not apply to any organization of employes who furnish their members legal aid," which amendment was adopted.

Senator Rinehart moved that **HB 433,** as amended, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 433,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 433 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Not Voting: Binns, Cartwright.—2.

Excused: Jelks.—1.

The bill was declared passed.

HB 433 was referred for engrossment.

GENERAL ORDER

SB 121, by Leonard of the Senate and Field of the House, was read and considered.

Senator Leonard moved to amend **SB 121** by inserting a new Section as follows: "Section 3. Until otherwise ordered by the Corporation Commission under the provisions of this Act, a minimum price for the sale and purchase is hereby fixed at 7c per thousand cubic feet at a pressure base of 14.65 pounds per square inch absolute and at a temperature of 60 degrees Fahrenheit, for all gas produced from gas wells, classified as such, by the Corporation Commission of Oklahoma, whether sold and produced at the wellhead or at some other delivery point; provided however that where the purchaser is required to process the gas before marketing same, and such processing is determined by the Corporation Commission, shall be deducted from the minimum price fixed herein; provided further that the provisions of this Section shall not apply to casinghead gas delivered to casinghead plants, or to gas used for the production of oil by injection, or otherwise." And by renumbering the succeeding Sections accordingly, and by making the title conform to the amendment.

Senator Worthington presiding.

Senator Medlock moved that further consideration of **SB 121** be deferred until some future legislative day, which motion failed of adoption.

The vote occurring on the Leonard amendment, it was declared adopted.

Senator Leonard moved to amend **SB 121,** Section 4 (or if the first amendment has been adopted now Section 5) line 5, page 2, by inserting after the word "producer" the following phrase: "or gatherer," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** Section 4 (or if the first amendment has been adopted now Section 5) page 2, line 19, by inserting after the word "producer" the following phrase: "or gatherer," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** Section 4 (or if the first amendment has been adopted now Section 5) page 2, line 28, by inserting after the word "producers" the following phrase: "or gatherer's," which amendment was adopted.

Senator Jelks asked to be recorded present, which was the order.

Upon motion of Senator Grim, **SB 121,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Grim, the rules of the Senate were suspended and **SB 121,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 121 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Boecher, Cartwright,

Cobb, Cowden, Dacus, Emery, Gary, Ginder, Grim, Jelks, Leonard, Logan, McClendon, Nance, Rinehart, Ritzhaupt. Seaman, Speck, Thompson, Walker, White, Worthington.—23.

Nays: Ballinger, Carrier, Collins, Connell, Cook, Fine, Gooldy, Hope, Howell, Jarman, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rogers, Waller.—18.

Not Voting: Anderson, Binns, Counts. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Jelks, Leonard, Logan, McClendon, Nance, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Ballinger, Carrier, Collins, Hope, Howell, Jarman, Lowery, Mahan, Medlock, Nevins, Price, Rogers.—12.

Not Voting: Anderson, Counts.—2.

The emergency was declared passed.

Senator Mahan moved that the vote be reconsidered by which **SB 121,** as amended, was passed.

Senator McClendon moved to table the Mahan motion, which motion was ruled out of order on a point of order raised by Senator Mahan, who stated such motion would require unanimous consent of the Senate.

Senator Ritzhaupt moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 331,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 331.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading properly signed and ordered returned to the Honorable House.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 10**—By Gary of the Senate, and Harkey of the House—An Act making supplemental appropriations for the support and maintenance of the Western Oklahoma State Hospital located at Fort Supply, Oklahoma, for the fiscal year ending June 30, 1949, and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 262**—By Russell—An Act amending Section 523, Title 11, O. S. 1941, relating to the vacation of city and town plats, or parts thereof, providing for the type of notice of application to vacate; granting to those affected the right to be heard; and declaring an emergency.

Engrossed **HB 324**—By Brickell, Andrews, Bacon, Blaylock, Brown (Pottawatomie), Burkhart, Burton, Dillon, Duke, Forsythe, Fronterhouse, Huff, Laing, Oliver, Seids, Sugg, Tiffany, and Wolfe of the House, and Gary and Carrier of the Senate—An Act relating to anti-freeze; to provide that no anti-freeze shall be sold, exposed for sale, or held with intent to sell within the State of Oklahoma until inspected by the Fuel Inspection Division of the Corporation Commission of Oklahoma and found to comply with the provisions of this Act; to provide inspection fees and appropriation of same; to provide that the Corporation Commission of Oklahoma shall be authorized to make rules and regulations; to prohibit certain matters in advertising; to define terms; to provide how this Act may be cited; and to provide penalties.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 19**—By Ownby—A Concurrent Resolution memorializing the Congress of the United States to provide funds for carrying out and performing the following items.

HCR 19 was ordered referred to the Committee on Military and Veterans Affairs.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 204,** as amended.

HA to **SB** 204 read as follows, and consideration deferred for this legislative day:

AMENDMENT NO. 1. By striking the Title and the Enacting Clause and Sections 1, 2, 3 and 4 and substituting in lieu thereof the following:

AN ACT AMENDING 20 O. S. 1941 § 92a; CREATING AND RELATING TO DISTRICT COURT JUDICIAL DISTRICTS NOS. 19 AND 25; PROVIDING FOR JUDGES AND REPORTERS THEREFOR; REPEALING CONFLICTING LAWS; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 20 O. S. 1941 § 92a, which now provides that Judicial District No. 19, shall embrace the counties of Coal, Atoka and Bryan, is hereby amended so that Judicial District No. 19 shall embrace only the County of Bryan, and Counties of Coal and Atoka are hereby declared to be Judicial District No. 25.

SECTION 2. The district Judge now elected and qualified and serving said District No. 19 shall continue to be the district judge of said District No. 19, hereafter to be composed of only Bryan County, until his successor is elected and qualified. The reporter of such judge shall continue to serve as such, until his successor is appointed and qualified.

SECTION 3. At each general election hereafter for the election of district judges throughout Oklahoma, there shall be one (1) district judge elected for Bryan County, District No. 19, who shall possess the qualifications now provided by the laws and Constitution of the State of Oklahoma, and shall receive the salary and compensation now provided by law.

SECTION 4. The Governor of the State of Oklahoma shall appoint some resident of either Coal or Atoka County, possessing the qualifications required by the Constitution and laws of the State, and who shall hold his office until his successor is elected and qualified, as District Judge for District No. 25, hereby created, and who shall receive the same salary and compensation as is now provided for the District Judge of District No. 19.

SECTION 5. The District Judge of District No. 25 is hereby authorized to appoint a district court reporter, who shall have the qualifications and receive the same salary as now provided by existing laws for court reporters.

SECTION 6. At each general election throughout the State, for the election of district court judges, there shall be elected one (1) district judge for District No. 25, comprised of Coal and Atoka Counties, who shall be a resident of said district and possess the qualifications now required by law for district court judges and who shall receive the salary as now fixed by law, or amended hereafter.

SECTION 7. All acts or parts of acts in conflict herewith are hereby repealed.

SECTION 8. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decisions of the court so holding shall

not affect or impair any of the remaining parts or provisions of the Act.

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.

Senator Lowery moved that **SB 42,** by Thompson, be stricken from the Calendar.

Following announcement by Senator Nance that a public hearing had been ordered on **SB 42** at 10 a.m., tomorrow, Senator Lowery withdrew his motion.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 19—Local, State and Federal Government.

SB 251—Local, State and Federal Government.

SB 271—Local, State and Federal Government.

HB 261—Agriculture.

HB 411—Local, Sate and Federal Government.

DO PASS, as amended:

SB 215—Judiciary.

As provided under the Ritzhaupt motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

FIFTY-NINTH LEGISLATIVE DAY

Wednesday, April 13, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—42.

Excused: Counts, Thompson.—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.

GENERAL ORDER

Senator Price asked unanimous consent, which was granted, that **SB 234,** by Price of the Senate and Andrews of the House, be stricken from the calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 14, 78, 433, SCR 14 and **SB 191,** each correctly engrossed.

SBs 41, 50, 112 and **174,** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 14, 78,** and **433,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 14** and Engrossed **SB 191** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 41, 50, 112** and **174,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 62** and **183.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 262**—Local, State and Federal Government.

Engrossed **HB 324**—Local, State and Federal Government.

PENDING ACTION ON HOUSE AMENDMENT TO SB 204, BY BINNS

Upon motion of Senator Binns, the Senate concurred in **HA** to **SB 204.**

SB 204, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—36.

Nays: Connell—1.

Not Voting: Ginder, Jelks, Nevins, Porter, Speck.—5.

Excused: Counts, Thompson.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—36.

Nays: Connell—1.

Not Voting: Ginder, Jelks, Nevins, Porter, Speck.—5.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 353, by Davidson, et al, was read and considered.

Upon motion of Senator Price, **HB 353** was advanced to engrossment and third reading.

Senator Price asked unanimous consent, which was granted, that **HB 353** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 353 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Binns, Cartwright, Cook, Ginder, Jelks, Lowery, Nevins, Porter, Rogers.—10.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Binns, Cartwright, Cook, Ginder, Jelks, Lowery, Nevins, Porter, Rogers.—10.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

HB 353 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 213, by Collins of the Senate, and Hert of the House, was read and considered.

Upon motion of Senator Collins, **SB 213** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended, and **SB 213** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 213 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White.—30.

Nays: Howell.—1.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Cook, Jelks, Leonard, Nance, Nevins, Worthington.—10.

Excused: Counts, Rogers, Thompson.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White.—30.

Nays: Howell.—1.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Cook, Jelks, Leonard, Nance, Nevins, Worthington.—10.

Excused: Counts, Rogers, Thompson. —3.

The emergency was declared passed.

SB 213 was referred for engrossment.

GENERAL ORDER

SB 267, by Mahan of the Senate, and Doty of the House, was read and considered.

Upon motion of Senator Mahan, **SB 267** was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 267** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 267 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, arrier, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Seaman, Speck, Walker, Waller, White, Worthington.—31.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Cook, Jelks, Leonard, Nance, Nevins, Ritzhaupt.—10.

Excused: Counts, Rogers, Thompson. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Seaman, Speck, Walker, Waller, White, Worthington.—31.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Cook, Jelks, Leonard, Nance, Nevins, Ritzhaupt.—10.

Excused: Counts, Rogers, Thompson. —3.

The emergency was declared passed.

SB 267 was referred for engrossment.

GENERAL ORDER

HB 237, by Tiffany, et al of the House, and Walker of the Senate, was read and considered.

Upon motion of Senator Medlock, **HB 237** was advanced to engrossment and third reading.

Upon motion of Senator Medlock, the rules of the Senate were suspended, and **HB 237** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 237 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Seaman, Speck, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cartwright, Cook, Cowden, Jelks, McClendon, Ritzhaupt.—8.

Excused: Counts, Rogers, Thompson. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Seaman, Speck, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cartwright, Cook, Cowden, Jelks, McClendon, Ritzhaupt.—8.

Excused: Counts, Rogers, Thompson. —3.

The emergency was declared passed.

HB 237 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 36, by Counts and Collins of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 36** was advanced to engrossment and third reading.

Senator Nance asked unanimous consent, to which Senator Porter objected, that consideration of **SB 36** be deferred to another legislative day for further study.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **SB 36** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 36 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington. —36.

Nay: Baldwin.—1.

Not Voting: Anderson, Binns, Connell, Ginder, Leonard.—5.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Nay: Baldwin.—1.

Not Voting: Anderson, Binns, Connell, Ginder, Leonard.—5.

Excused: Counts, Thompson.—2.

SB 36 was referred for engrossment.

GENERAL ORDER

SB 60, by Gary, was read and considered.

The emergency was declared passed.

Senator Gary asked unanimous consent, which was granted, that **SB 60** be advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 60** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 60 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Con-

nell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Cobb, Ginder, Jelks, Seaman, Speck.—6.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Cobb, Ginder, Jelks, Seaman, Speck.—6.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

SB 60 was referred for engrossment.

GENERAL ORDER

SB 54, by Jarman, was read and considered.

Senator Nance moved that further consideration of **SB 54** be indefinitely postponed.

Senator Lowery, as a substitute, moved that **SB 54** be advanced to engrossment and third reading.

Senator Mahan, as a substitute for all pending motions, moved that **SB 54** be stricken from the Calendar.

Senator Leonard moved to table the Mahan motion, which motion was ruled out of order on a point of order raised by Senator Rogers, who stated the Mahan motion was in lieu of all motions.

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

Ayes: Anderson, Baldwin, Collins, Cook, Dacus, Emery, Fine, Gooldy, Grim, Hope, Logan, McClendon, Mahan, Nance, Porter, Rinehart, Rogers, Speck, Walker, Worthington.—20.

Nays: Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cowden, Gary, Ginder, Howell, Jarman, Leonard, Lowery, Medlock, Nevins, Price, Ritzhaupt, Waller.—19.

Not Voting: Jelks, Seaman, White.—3.

Excused: Counts, Thompson.—2.

GENERAL ORDER

SB 194, by Carrier of the Senate, and Camp and Romang of the House, was read and considered.

Upon motion of Senator Carrier, **SB 194** was advanced to engrossment and third reading.

Upon motion of Senator Carrier, the rules of the Senate were suspended, and **SB 194** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 194 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Waller, White, Worthington.—34.

Nays: Ballinger, Cobb, McClendon.—3.

Not Voting: Ginder, Jelks, Price, Speck, Walker.—5.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns

Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Waller, White, Worthington.—34.

Nays: Ballinger, Cobb, McClendon.—3.

Not Voting: Ginder, Jelks, Price, Speck, Walker.—5.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

SB 194 was referred for engrossment.

GENERAL ORDER

HB 225, by Ownby, et al, was read and considered.

Upon motion of Senator Walker, **HB 225** was advanced to engrossment and third reading.

Upon motion of Senator Walker, the rules of the Senate were suspended, and **HB 225** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 225 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—40.

Excused: Counts, Thompson.—2.

Not Voting: Ginder, Jelks.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—40.

Excused: Counts, Thompson.—2.

Not Voting: Ginder, Jelks.—2.

The emergency was declared passed.

HB 225 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 247, by Ballinger and Jarman, was read and considered.

Upon motion of Senator Ballinger, **SB 247** was advanced to engrossment and third reading.

Senator Connell asked unanimous consent, which was granted, to be made co-author of **SB 247.**

Senator Ballinger asked unanimous consent, which was granted, to amend **SB 247,** lines 5 and 6, page 1, after the word, "children," in line 5 by striking the word "and" and on line 6, before the word, "from" by striking the words, "poor relatives," which amendment was adopted by unanimous consent.

Upon motion of Senator Ballinger, the rules of the Senate were suspended, and **SB 247,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 247 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—38.

Not Voting: Cartwright, Howell, Porter, Waller.—4.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—38.

Not Voting: Cartwright, Howell, Porter, Waller.—4.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

SB 247 was referred for engrossment.

GENERAL ORDER

HB 189, by Peak and Russell, was read and considered.

Upon motion of Senator Cobb, **HB 189** was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended, and **HB 189** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 189 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Boecher, Cartwright, Howell, Mahan.—4.

Excused: Counts, Thompson.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Boecher, Cartwright, Howell, Mahan.—4.

Excused: Counts, Thompson.—2.

The emergency was declared passed.

HB 189 was properly signed and ordered returned to Honorable House.

Senator Cook asked unanimous consent, which was granted, that Senator Boecher be excused for the remainder of this legislative day.

GENERAL ORDER

SB 159, by Connell, was read and considered.

Upon motion of Senator Connell, **SB 159** was advanced to engrossment and third reading.

Upon motion of Senator Connell, the rules of the Senate were suspended, and **SB 159** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 159 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman,

Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Ginder, Gooldy, Howell, Rinehart.—5.

Excused: Boecher, Counts, Thompson.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Ginder, Gooldy, Howell, Rinehart.—5.

Excused: Boecher, Counts, Thompson.—3.

The emergency was declared passed.

SB 159 was referred for engrossment.

GENERAL ORDER

HB 219, by Russell and Peak of the House, and Cobb of the Senate, was read and considered.

Upon motion of Senator Cobb, **HB 219** was advanced to engrossment and third reading.

Upon motion of Senator Cobb, the rules of the Senate were suspended, and **HB 219** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 219 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Cartwright, Ginder, Gooldy.—4.

Excused: Boecher, Counts, Thompson.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Cartwright, Ginder, Gooldy.—4.

Excused: Boecher, Counts, Thompson.—3.

The emergency was declared passed.

HB 219 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 84, by Larason, was read and considered.

Upon motion of Senator Lowery, **HB 84** was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended and **HB 84** was considered engrossed and placed upon third reading and final passage.

Senator Thompson asked to be recorded present, which was the order.

THIRD READING

HB 84 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Cartwright, Cobb,

Collins, Connell, Cook, Cowden, Dacus, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, White, Worthington.—23.

Nays: Emery, McClendon, Mahan, Price, Rogers, Thompson, Walker.—7.

Not Voting: Baldwin, Ballinger, Binns, Carrier, Fine, Ginder, Howell, Jarman, Porter, Seaman, Speck, Waller.—12.

Excused: Boecher, Counts.—2.

The bill was declared passed.

HB 84 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 26, by Gary of the Senate, and Harkey of the House, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **SB 26** be advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Gary, **SB 26** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 26 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Boecher, Counts.—2.

Not Voting: Baldwin, Binns, Carrier, Cobb, Fine, Ginder, Howell, Jarman, Porter.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Boecher, Counts.—2.

Not Voting: Baldwin, Binns, Carrier, Cobb, Fine, Ginder, Howell, Jarman, Porter.—9.

The emergency was declared passed.

SB 26 was referred for engrossment.

GENERAL ORDER

SB 27, by Waller of the Senate, and Harkey of the House, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **SB 27** be advanced to engrossment and third reading.

Senator Gary asked unanimous consent, which was granted, that **SB 27** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 27 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cobb, Connell, Fine, Ginder, Jarman, McClendon, Porter.—9.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier,

Cartwright, Collins, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cobb, Connell, Fine, Ginder, Jarman, McClendon, Porter.—9.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

SB 27 was referred for engrossment.

GENERAL ORDER

HB 400, by Ozmun, was read and considered.

Upon motion of Senator Rinehart, **HB 400** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the Rules of the Senate were suspended and **HB 400** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 400 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Fine, Jarman, McClendon, Porter, Price.—7.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Fine, Jarman, McClendon, Porter, Price.—7.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

HB 400 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 90, by Ginder, was read and considered.

Senator Gary moved that **SB 90** be advanced to engrossment and third reading, which motion prevailed.

Senator Gary asked unanimous consent, which was granted, that **SB 90** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 90 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—34.

Not Voting: Binns, Cartwright, Connell, Jarman, McClendon, Porter, Seaman, Walker.—8.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder,

Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—34.

Not Voting: Binns, Cartwright, Connell, Jarman, McClendon, Porter, Seaman, Walker.—8.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

SB 90 was referred for engrossment.

GENERAL ORDER

SB 92, by Gary. was read and considered.

By unanimous consent, upon request of Senator Gary, **SB 92** was advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Gary, **SB 92** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 92 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Excused: Boecher, Counts.—2.

Not Voting: Binns, Cartwright, Connell, Jarman, McClendon, Porter, Seaman, Speck.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Excused: Boecher, Counts.—2.

Not Voting: Binns, Cartwright, Connell, Jarman, McClendon, Porter, Seaman, Speck.—8.

The emergency was declared passed.

SB 92 was referred for engrossment.

GENERAL ORDER

HB 70, by Larason, was read and considered.

Upon motion of Senator Nance, **HB 70** was advanced to engrossment and third reading.

Senator Nance asked unanimous consent, which was granted, that **HB 70** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 70 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, G i n d e r, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, W h i t e, Worthington.—33.

Nays: Grim, Thompson.—2.

Excused: Boecher, Counts.—2.

Not Voting: B a l d w i n, Cartwright, Cobb, Jarman, McClendon, Nevins, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, G i n d e r, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Sea-

man, Speck, Walker, Waller, White, Worthington.—33.

Nays: Grim, Thompson.—2.

Excused: Boecher, Counts.—2.

Not Voting: Baldwin, Cartwright, Cobb, Jarman, McClendon, Nevins, Porter.—7.

The emergency was declared passed.

HB 70 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 221, by Klinglesmith, was read and considered.

Upon motion of Senator Ballinger, **HB 221** was advanced to engrossment and third reading.

Upon motion of Senator Ballinger, the rules of the Senate were suspended and **HB 221** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 221 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—35.

Excused: Boecher, Counts.—2.

Not Voting: Cartwright, Cobb, Emery, Jelks, Porter, Thompson, Walker.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—35.

Excused: Boecher, Counts.—2.

Not Voting: Cartwright, Cobb, Emery, Jelks, Porter, Thompson, Walker.—7.

The emergency was declared passed.

HB 221 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 144, by Ritzhaupt, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **SB 144** be advanced to engrossment and third reading.

Senator Gary asked unanimous consent, which was granted, that **SB 144** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 144 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—34.

Excused: Boecher, Counts.—2.

Not Voting: Cartwright, Cobb, Ginder, Jelks, Nevins, Porter, Thompson, Walker.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rine-

hart, Ritzhaupt, Rogers. Seaman, Speck, Waller, White, Worthington.—34.

Excused: Boecher, Counts.—2.

Not Voting: Cartwright, Cobb, Ginder, Jelks, Nevins, Porter, Thompson, Walker.—8.

The emergency was declared passed.

SB 144 was referred for engrossment.

GENERAL ORDER

SB 197, by Gary, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **SB 197** be advanced to engrossment and third reading.

Senator Gary asked unanimous consent, which was granted, that **SB 197** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 197 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Not Voting: Binns, Cartwright, Cobb, Connell, Ginder, McClendon, Nance, Nevins, Porter, Walker.—10.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Not Voting: Binns, Cartwright, Cobb, Connell, Ginder, McClendon, Nance, Nevins, Porter, Walker.—10.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

SB 197 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 315—Local, State and Federal Government.

Senator Anderson asked unanimous consent, which was granted, that **HB 315,** as amended, be set for Special Order at 2:00 p. m., Tuesday, April 19, 1949.

GENERAL ORDER

HB 21, by Harkey of the House, and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 21** was advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Gary, **HB 21** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 21 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—36.

Not Voting: Cobb, Connell, Dacus, Nevins, Porter, Walker.—6.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—36.

Not Voting: Cobb, Connell, Dacus, Nevins, Porter, Walker.—6.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

HB 21 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 89, by Laing and Stipe, was read and considered.

Senator Nance asked unanimous consent, which was granted, that **HB 89** be advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Nance, **HB 89** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 89 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthingson.—33.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Jarman, McClendon, Nevins, Porter, Walker.—9.

Excused: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthingson.—33.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Jarman, McClendon, Nevins, Porter, Walker.—9.

Excused: Boecher, Counts.—2.

The emergency was declared passed.

HB 89 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 259—Revenue and Taxation.

HB 449—Local, State and Federal Government.

DO PASS, as amended:

SJR 25—Revenue and Taxation.

HB 49—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 428**—By Camp, Allen and Brickell—An Act amending Sections 2, 6, 7, and 8 of Chapter 1c, Title 69, Acts of the 20th Legislature, adding Sections 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32, relating to limited access highway facilities; providing for the cost thereof, payment for same, acquisition of property therefor, construc-

tion thereof, the levy and collection of special assessments to pay for same, including the issuance of bonds in payment for the whole or part of the cost thereof to every county of the State having a population of forty-four thousand nine hundred (44,900) or more, in which there is located a city having a population in excess of twenty-eight thousand (28,000) as shown by the last preceding Federal census, and the provisions of this Act authorizing the use of special assessments shall extend to every city in this State having a population in excess of twenty-eight thousand (28,000) as shown by the last preceding Federal census; and declaring an emergency.

Engrossed **HB 465**—By Harkey—An Act proposing an amendment to Article 10 of the Constitution of Oklahoma to be known as Section 31; authorizing enactment of law whereby the State may become indebted in an amount not to exceed thirty-six million dollars ($36,000,000.00) for the purpose of constructing, remodeling and repairing State buildings; relating to the payment and discharge of the interest and principal of said debt; and providing for the submission of said amendment to the people for their approval or rejection at a special election; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 41, 50, 112** and **174.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 278—By Leonard—An Act relating to the distribution of State aid to public schools and to the distribution of the Four (4c) Cents gasoline tax to counties, cities and towns, as provided in Sections 659(a) and 659(b), of Title 68, OS 1941, so as to require before full participation an ad valorem assessed value equal to Fifty (50%) per cent of the transaction (actual) value, as disclosed and reported by the Oklahoma Tax Commission to the State Board of Equalization in 1945, showing the percentage that current locally assessed valuation of taxable property in each county bears to said actual value so determined by the Oklahoma Tax Commission in the said 1945 report; and declaring an emergency.

SJR 27—By Medlock—A Joint Resolution authorizing Alma Gammon to institute and prosecute an action against the State of Oklahoma for the benefit of the said Alma Gammon, as the widow of Melvin Mitchell, deceased, for damages resulting from the death of the said Melvin Mitchell; providing that if a judgment is recovered therefor the same may be paid from the General Revenue Fund in the State Treasury not otherwise appropriated; appropriating the sum of Ten Thousand ($10,000.00) Dollars, or so much thereof as may be necessary for the payment of the judgment rendered; and declaring an emergency.

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

SIXTIETH LEGISLATIVE DAY
Thursday, April 14, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Ginder.—1.

Excused: Counts.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Boecher asked unanimous consent, which was granted, that Jackie Stringer of Cashion, Oklahoma, son of Assistant Sergeant-at-Arms Stringer, be made an Honorary Page for this legislative day.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 314—Insurance.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 74** and **230**, as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 21, 74, 84, 189, 219, 221, 225, 230, 237, 353, and 400.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 452**—By Doty—An Act amending Section 274, Title 11, Oklahoma Statutes of 1941, as amended by Section 1, Chapter 4, Session Laws of Oklahoma of 1947, defining district sewers and relating to the construction and installation thereof; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 78**, conference requested, House Conferees named as follows: Larason, Card and Langley (Adair).

Upon motion of Senator Lowery, the request of the Honorable House for a conference on **HB 78** was granted, the President Pro Tempore appointing as the Senate Conferees thereunder Senators Lowery, Chairman, Worthington and Fine.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 238** and **376**, as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 433**, conference requested, House Conferees named as follows: Ozmun, Speakman and Garvin.

Upon motion of Senator Rinehart, the request of the Honorable House for a conference on **HB 433** was granted, the

President Pro Tempore appointing as the Senate Conferees thereunder Senators Rinehart, Chairman, White and Counts.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 71**, as amended.

HA to **SB 71** read as follows, and concurred in upon motion of Senator Porter:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 71—By Goodly, Porter, Rogers and Rinehart of the Senate and Langley (Adair) and Long, of the House.

AN ACT AMENDING 82 O. S. 1941, SECTION 861, DEFINING "LAKE O' THE CHEROKEES"; AMENDING 82 O. S. 1941, SECTION 862, AS AMENDED, RELATING TO POWERS, RIGHTS AND PRIVILEGES OF GRAND RIVER DAM AUTHORITY; AMENDING 82 O. S. 1941, SECTION 863, AS AMENDED, RELATING TO APPOINTMENT AND REMOVAL OF DIRECTORS; AMENDING 82 O. S. 1941, SECTION 870, AS AMENDED, RELATING TO THE ISSUANCE OF BONDS OF GRAND RIVER DAM AUTHORITY; PROVIDING LIMITATION ON ISSUANCE OF BONDS AND FOR LIMITATION ON PROCEEDS FOR CERTAIN USES THEREOF; AMENDING 82 O. S. 1941, SECTION 873, AS AMENDED, RELATING TO PURCHASE AND REFUNDING OF GRAND RIVER DAM AUTHORITY BONDS; AMENDING 82 O. S. 1941, SECTION 874, AS AMENDED, RELATING TO SALE AND OTHER DISPOSITION OF PROPERTY BY THE GRAND RIVER DAM AUTHORITY; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH; REPEALING SENATE BILL NO. 88, 19TH LEGISLATURE (TITLE 82, SECTION 863.1, O. S. A.), HOUSE BILL NO. 232, 21ST LEGISLATURE (TITLE 82, SECTIONS 891, 892 AND 893, O. S. A.); AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA, that:

SECTION 1. 82 O. S. 1941, Section 861 be, and the same is hereby amended to read as follows:

Section 861. There is hereby created within the State of Oklahoma a conservation and reclamation district to be known as "Grand River Dam Authority" (hereinafter called the District), and consisting of that part of the State of Oklahoma which is included within the boundaries of the Counties of Adair, Cherokee, Craig, Delaware, Mayes, Muskogee, Ottawa, Osage, Tulsa, Wagoner, Sequoyah, McIntosh, Creek and Okmulgee. Such District shall be, and is hereby declared to be a governmental agency, body politic and corporate, with powers of government and with the authority to exercise the rights, privileges, and functions hereinafter specified, including the control, storing, preservation and distribution of the waters of the Grand River and its tributaries, for irrigation, power and other useful purposes, and reclamation and irrigation of arid, semi-arid and other lands needing irrigation, and the conservation and development of the forests, water and hydroelectric power of the State of Oklahoma.

Nothing in this Act or in any other Act or law contained, however, shall be construed as authorizing the District to levy or collect taxes or assess-payable out of the taxes or assessments, or to create indebtedness ments, or in any manner to pledge the credit of the State of Oklahoma, or any subdivision thereof.

All that body of land and the water impounded above the *Pensacola Dam* shall be hereafter designated and known as "Lake O' The Cherokees."

SECTION 2. 82 O. S. 1941, Section 862, as amended, be, and the same is hereby amended to read as follows:

Section 862. The District shall have

and is hereby authorized to exercise the following powers, rights and privileges:

(a) To control, store and preserve, within the boundaries of the District, the waters of Grand River and its tributaries, for any useful purpose, and to use, distribute and sell the same within the boundaries of the District; provided, however, that any municipal corporation within the area included within the jurisdiction of the said Grand River Dam Authority shall be entitled to take water from the Grand River and any of its tributaries in any quantities that may be needed by such municipal corporation without payment of any fees or charges for such water;

(b) To develop and generate water power, *electric power* and electric energy within the boundaries of the District; and to buy, sell, resell, interchange and distribute electricity and electric energy in order to carry forward its business and functions as is now, or hereafter may be, authorized by law;

(c) To prevent or aid in the prevention of damage to person or property from the waters of the Grand River and its tributaries;

(d) To forest and reforest and to aid in the foresting and reforesting of the watershed area of the Grand River and its tributaries and to prevent and to aid in the prevention of soil erosion and floods within said watershed area;

(e) To acquire by purchase, lease, gift, or in any other manner, and to maintain, use and operate any and all property of any kind, real, personal, or mixed, or any interest therein, *and to own, construct, operate and maintain any project or works in conjunction or jointly with any other department or agency of the State of Oklahoma or the United States of America, or any department or agency thereof,* within the boundaries of the District, necessary or convenient to the exercise of the powers, rights, privileges, and functions conferred upon it by this Act;

(f) To acquire by condemnation any and all property of any kind, real, personal or mixed, or any interest therein within or without the boundaries of the District necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it by this Act, in the manner provided by general law with respect to condemnation; *provided that nothing in this Act shall ever be construed to authorize the District to acquire by condemnation any privately, municipally or publicly owned electric public utility system or any part thereof outside of the high water mark of a reservoir area or outside a properly located damsite, except the Districts may require the relocation of transmission lines and substations so owned where such relocation is necessary for the construction and maintenance of dams, reservoirs, levees, spillways and floodways, and in such event just compensation shall be paid. Provided that the Grand River Dam Authority shall have the right to cross transmission lines of other electric utility companies under proper engineering standards of construction as approved by the Corporation Commission;*

(g) Subject to the provisions of this Act from time to time sell or otherwise dispose of any property of any kind, real, personal, or mixed, or any interest therein, which shall not be necessary to the carrying on of the business of the District;

(h) To overflow and inundate any public lands and public property and to require the relocation of roads and highways in the manner and to the extent necessary to carry out the purposes of this Act; provided, that said District shall be liable in damages to the State of Oklahoma and/or any

subdivision thereof for any injury occasioned or expense incurred by reason thereof;

(i) To construct, extend, improve, maintain and reconstruct, to cause to be constructed, extended, improved, maintained, and reconstructed, and to use and operate any and all facilities of any kind necessary or convenient to the exercise of such powers, rights, privileges and functions;

(j) To sue and be sued in its corporate name;

(k) To adopt, use and alter a corporate seal;

(l) To make by-laws for the management and regulation of its affairs;

(m) To appoint officers, agents, and employees, to prescribe their duties and to fix their compensation; *and enter into contracts with labor unions, provided that contracts with labor unions shall not abrogate the rights of the District to cooperate and carry out Veterans on the Job Training;*

(n) To make contracts and to execute instruments necessary or convenient to the exercises of the powers, rights, privileges and functions conferred upon it by this Act.

(o) To borrow money for its corporate purposes and, without limitation of the generality of the foregoing, to borrow money and accept grants from the United States of America, or from any corporation or agency created or designated by the United States of America, and, in connection with any such loan or grant to enter into such agreements as the United States of America or such corporation or agency may require; and to make and issue its negotiable bonds for moneys borrowed, in the manner provided in *this Act*. Nothing in this Act shall authorize the issuance of any bonds, notes or other evidences of indebtedness of the District, except as specifically provided in this Act;

(p) To prescribe and enforce rules and regulations for the use for recreational and commercial purposes of the lakes created by the District by impounding the waters of said lakes, and the shore lands of the District bordering thereon, including the use of firearms, the inspection of all boats of ever character proposing to operate or operating on said lakes, the issuance of permits for the operation of boats, surfboards, aquaplanes, sea-skis, or similar devices on said lakes for hire; the charging and collection of fees for the inspection and/or operation of such boats, surfboards, aquaplanes, sea-skis, or other similar devices on said lakes for hire; preventing the launching and/or operation of any commercial or for hire boat, surfboard, aquaplane, sea-ski, or similar device for hire, on the waters of said lakes without a certificate of inspection, and a permit for such use; prescribing the type, style, location and equipment of all wharves, docks, and anchorages along the shores and upon the water of said lakes; the issuance of permits for wharfage, dock and/or anchorage privileges when used for commercial purposes and charging fees for such commercial permits; and the establishment and maintenance of public wharves, docks, and/or anchorage and the charging and collection of fees for the use thereof by the public; to appoint or employ such persons as the District may deem proper and suitable for the purpose of enforcing such rules and regulations as may be issued hereunder, and for the enforcing of the provisions of this Act, which employees shall have the power of peace officers in and upon the properties of the District, except in the serving or execution of civil process;

(q) To do any and all other acts or things necessary or convenient to the exercise of the powers, rights, privileges or functions conferred

upon it by this Act or any other Act or law. Provided said District shall be liable for damage caused by said District, its agents, servants and employees in creating, constructing, maintaining or operating said District to any corporation, partnership, person or individual whose property, either real or personal, within or without said District, has been damaged and said damages may be determined by appropriate action as provided by law. *Nothing in this Act shall be construed as rendering the District liable for damage where it is not liable on general principles of law or Statute or Constitutional provision.*

Provided, however, that in the course of exercising its powers as herein enumerated the said District shall at all times consider the rights and needs of the people living within and upon the land lying within the watershed of the rivers or streams developed by the District; provided, however, that nothing herein shall prevent the District from selling for irrigation purposes within the boundaries of the District any water impounded by it under authority of law, provided that nothing herein contained shall authorize the State to engage in agriculture except for educational and scientific purposes and for the support of its penal, charitable, and educational institutions.

SECTION 3. 82 O.S. 1941, Section 863, as amended be, and the same is, hereby amended to read as follows:

Section 863. The powers, rights, privileges, and functions of the District shall be exercised by a board of five (5) directors (herein called the Board), all of whom shall be residents of and freehold property taxpayers in the District; providing that not more than one of such directors shall be residents of the same county; provided, that no person shall be eligible for such appointment if he has, during the preceding three (3) years before his appointment, been employed by any utility company of any kind or character whatsoever whether publicly or privately owned; provided further, that no person holding a federal, state, county, city or town office, elective or appointive, shall be eligible to serve as a member of the Board of Directors. And provided, further, that such director shall have lived in said District five (5) years prior to his appointment. All of the directors shall be appointed by the Governor of the State of Oklahoma *and confirmed by the Senate.*

Each director shall hold office *at the pleasure of the Governor and shall serve* until his successor shall have been appointed and qualified. Any director may be removed by the Governor. A vacancy resulting from a death or resignation, or from any other cause, shall be filled *by appointment by the Governor*. Each director shall qualify by taking the official oath of office prescribed by general statute. Each director shall receive a fee of Ten Dollars ($10.00) per day for each day spent in attending meetings of the Board; and in addition each shall be allowed his actual and necessary expenses and per diem incurred in attending to the business of the Authority and in attending the meetings of the Board. No Director shall at the same time he is serving on the Board of Directors as a director, hold any other position with the Grand River Dam Authority, and shall draw no money or salary from the said Authority while he is a member of the Board except the Ten Dollars ($10.00) per day for every day spent in attending meetings of the Board, and the proper expenses per diem incurred in attending to the business of the Authority and in attending such meetings.

The time and place of the regular meetings and the manner in which

special meetings may be called shall be set forth in the by-laws of the said Authority. Three (3) directors shall constitute a quorum at any meeting, and except as otherwise provided in this Act or in the by-laws, all action may be taken by the affirmative vote of the majority of the directors present at any such meeting, except that no contracts which involve an amount greater than Ten Thousand Dollars ($10,000.00), or which is to run for a longer period than one (1) year, and no bonds, notes, or other evidence of indebtedness, and no amendment of the by-laws, shall be valid unless authorized or ratified by the affirmative vote of three (3) directors.

SECTION 4. 82 O.S. 1941, Section 870, as amended, be, and the same is, hereby amended to read as follows:

Section 870. The District shall have power and is hereby authorized to issue from time to time, bonds for corporate purposes, of not to exceed Twenty Five Million Dollars ($25,000,000.00), *and without limitation of the generality of the powers, rights and privileges heretofore granted, for acquiring a steam generating plant and related facilities located at the Oklahoma Ordnance Works near Choteau, Oklahoma, and to extend, improve and reconstruct the same. The District shall have power and is hereby authorized to issue additional bonds of not to exceed Twenty Five Million Dollars ($25,000,000.00), which bonds may be issued from time to time as the need thereof arises and in such amounts as are deemed necessary, for constructing, installing or acquiring dams and/or hydro-electric power plants at Markham's Ferry and/or Fort Gibson and for acquiring transmission lines,* substations, and *for acquiring additions* and improvements to and extensions of the present existing facilities of the District, the acquisition of lands and rights of way for such use as is, or may be, authorized by law, for construction or replacement and repair of any dams, plants or other facilities of the District, and to enable it to finance in cooperation with any other agency of government, the development and utilization of the water resources and rights in waters vested in said District for such purposes as are, or may be, authorized by the laws of Oklahoma, and for financing and refinancing present outstanding obligations of the District, including the payment of any claims, charges, or interest on bonds required to be paid. The bonds and additional bonds herein authorized (herein referred to as "bonds" or "such bonds") may either be (1) sold for cash, at public or private sale, at such price or prices as the Board shall determine, provided that the interest cost of the money received therefor, computed to maturity in accordance with standard bond tables in general use by banks and insurance companies, shall not exceed six per centum (6%) per annum, or (2) may be issued on such terms as the Board shall determine in exchange for property of any kind, real, personal, or mixed, or any interest therein which the Board shall deem necessary or convenient for any such corporate purposes, or (3) may be issued in exchange for like principal amounts of other obligations of the District, matured or unmatured. The proceeds of sale of such bonds shall be deposited in such bank or banks or trust company or trust companies, and shall be paid out pursuant to such terms and conditions, as may be agreed upon between the District and the purchasers of such bonds. All such bonds shall be authorized by resolution or resolutions of the Board concurred in by at least three (3) of the members thereof, and shall bear such date or dates, mature at such time or times, bear interest

at such rate or rates (not exceeding six per centum (6%) per annum), payable annually or semi-annually, be in such denominations, be in such form, either coupon or registered, carry such registration privileges as to principal only or as to both principal and interest, and as to exchange of coupon bonds for registered bonds or vice versa, and exchange of bonds of one denomination for bonds of other denomination, be executed in such manner and be payable at such place or places within or without the State of Oklahoma, as such resolution or resolutions may provide. Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the contract between the District and the holders thereof from time to time (a) reserving the right to redeem such bonds at such time or times in such amounts and at such prices, not exceeding one hundred and five per centum (105%) of the principal amount thereof, plus accrued interest, as may be provided, (b) providing for the setting aside of sinking funds or reserve funds and the regulation and disposition thereof, (c) pledging to secure the payment of the principal of and interest on such bonds and of the sinking fund or reserve fund payments agreed to be made in respect of such bonds all or any part of the gross or net revenues thereafter received by the District in respect of the property, real, personal, or mixed, to be acquired and/or constructed with such bonds or the proceeds thereof, or all or any part of the gross or net revenues thereafter received by the District from whatever source derived, (d) prescribing the purposes to which such bonds or any bonds thereafter to be issued, or the proceeds thereof, may be applied, (e) agreeing to fix and collect rates and charges sufficient to produce revenues adequate to pay the items specified in subdivisions (a), (b), (c), and (d) of Section 8 hereof, and prescribing the use and disposition of all revenues, (f) prescribing limitations upon the issuance of additional bonds and upon the agreements which may be made with the purchasers and successive holders thereof, (g) with regard to the construction, extension, improvement, reconstruction, operation, maintenance and repair of the properties of the District carrying of insurance upon all or any part of said properties covering loss or damage or loss of use and occupancy resulting from specified risk, (h) fixing the procedure, if any, by which, if the District shall so desire the terms of any contract with the holders of such bonds may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given, (i) for the execution and delivery by the District to a bank or trust company authorized by law to accept trusts, or to the United States of America or any office or agency thereof, of indentures and agreements for the benefit of the holders of such bonds setting forth any or all of the agreements herein authorized to be made with or from the benefit of the holders of such bonds and such other provisions as may be customary in such indentures or agreements; and (j) such other provisions, not inconsistent with the provisions of the Act, as the Board may approve.

Any such resolution and any indenture or agreement entered into pursuant thereto may provide that in the event that (a) default shall be made in the payment of the interest on any or all bonds when and as the same shall become due and payable, or (b) default shall be made in the payment of the principal of any or all bonds when and as the same shall become due and payable, whether at the ma-

turity thereof, by call for redemption or otherwise, or (c) default shall be made in the performance of any agreement made with the purchasers or successive holders of any bonds, and such default shall have continued such period, if any, as may be prescribed by said resolution in respect thereof, the trustee under the indenture or indentures entered into in respect of the bonds authorized thereby, or if there shall be no such indenture, a trustee appointed in the manner provided in such resolution or resolutions by the holders of twenty-five per centum (25%) in aggregate principal amount of the bonds authorized thereby and at the time outstanding may, and upon the written request of the holders of twenty-five per centum (25%) in aggregate principal amount of the bonds authorized by such resolution or resolutions at the time outstanding, shall, in his or its own name, but for the equal and proportionate benefit of the holders of all of such bonds, and with or without possession thereof;

(1) By mandamus or other suit, action or proceeding at law or in equity, enforce all rights of the holders of such bonds,

(2) Bring suit upon such bonds and/or the appurtenant coupons,

(3) By action or suit in equity, require the District to account as if it were the trustee of an express trust for the bondholders,

(4) By action or suit in equity, enjoin any acts or things which may be unlawful or in violation of the rights of the holders of such bonds, and/or,

(5) After such notice to the District as such resolution may provide, declare the principal of all of such bonds due and payable, and if all defaults shall have been made good, then with the written consent of the holder or holders of twenty-five per centum (25%) in aggregate principal amount of such bonds at the time outstanding annul such declaration and its consequence; provided, however, that the holders of more than a majority in principal amount of the bonds authorized thereby and at the time outstanding by instrument or instruments in writing delivered to such trustee have the right to direct and control any and all action taken or to be taken by such trustee under this paragraph. Any such resolution, indenture or agreement may provide that in any such suit, action or proceeding, any such trustee, whether or not all of such bonds shall have been declared due and payable, and with or without possession of any thereof, shall be entitled as of right to the appointment of a receiver who may enter and take possession of all or any part of the properties of the District and operate and maintain the same, and fix, collect, and receive rates and charges sufficient to provide revenues adequate to pay the items set forth in subparagraphs (a), (b), (c) and (d), of Section 8 hereof, and the costs and disbursements of such suit, action or proceeding, and to apply such revenues in conformity with the provisions of this Act and the resolution or resolutions authorizing such bonds. In any suit, action or proceeding by any such trustee, the reasonable fees, counsel fees and expense of such trustee and of the receiver or receivers, if any, shall constitute taxable disbursements and all costs and disbursements, and all costs and disbursements allowed by the court shall be a first charge upon any revenues pledged to secure the payment of such bonds. Subject to the provisions of the Constitution of the State of Oklahoma, the courts of the County of Craig, or other county wherein the domicile may be situated, shall have jurisdiction of any such suit, action or proceeding by any such trustee on behalf of the bondholders and of all property involved

therein. In addition to the powers hereinabove specifically provided for, each such trustee shall have and possess all powers necessary or appropriate for the exercise of any thereof, or incident to the general representation of the bondholders in the enforcement of their right.

Before any bonds shall be sold by the District, a certified copy of the proceedings for the issuance thereof, including the form of such bonds, together with any other information which the Attorney General of the State of Oklahoma may require, and shall be submitted to the Attorney General and if he shall find that such bonds have been issued in accordance with law, and if he shall approve such bonds, he shall execute a certificate to that effect which shall be filed in the office of the Auditor of the State of Oklahoma and be recorded in a record kept for that purpose. No bonds shall be issued until the same shall have been registered by the Auditor, who shall so register the same if the Attorney General shall have filed with the Auditor his certificate approving the bonds and the proceedings for the issuance thereof as hereinabove provided. All bonds approved by the Attorney General as aforesaid, and registered by the Auditor as aforesaid, and issued in accordance with the proceedings so approved shall be valid and binding obligations of the District and shall be incontestable for any cause from and after the time of such registration; *provided that out of the issue of any bonds hereinabove authorized the Authority shall not use or apply more than Seven Million Dollars ($7,000,000.00) of the proceeds of such bonds for the acquisition or additions to that certain steam driven electric generating plant located at and constituting a part of the Oklahoma Ordance Works near Choteau. It is the intent of the Legislature that the Authority may acquire such steam electric generating plant from the United States of America, taking title thereto and subject to such restrictions and conditions that may be provided under the terms of the National Industrial Reserve Act of 1948, (Public Law 883, 80th Congress, 2nd Session) and the National Security Clause promulgated by the United States as applying to the sale of such plant.*

SECTION 5. 82 O. S. 1941, Section 873, as amended, be and the same is hereby amended to read as follows:

Section 873. The Grand River Dam Authority is hereby authorized to fund and refund any and all lawful obligations and any and all revenue bonds issued, or contracted to be sold, by it by the issuance of new revenue bonds, or from the proceeds of sale of new revenue bonds, or by the exchange of new revenue bonds and to renegotiate any agreement of indenture whereunder said obligations or revenue bonds authorized to be funded and refunded hereby may be outstanding, or contracted, but any new revenue bonds issued, exchanged or sold to fund or refund said outstanding obligations and revenue bonds and all agreements and indentures providing for the payment and securing thereof shall conform to the provisions of the Grand River Dam Authority Act, as amended; provided, that no outstanding obligations or revenue bonds shall be funded or refunded or exchanged on the basis of a price in excess of principal, accrued interest, redemption premium, or charges in excess of those provided by said obligations or revenue bonds or the indenture or agreement whereunder issued or incurred, plus the necessary and reasonable costs of funding, refunding or exchange thereof; provided, further that said Authority shall have the power to purchase any revenue bonds issued, or contracted to be issued, by it at

a price not exceeding the redemption price applicable at the time of purchase thereof, or, if no redemption price is fixed, then at principal plus accrued interest, from any funds available and provided for the payment of said revenue bonds and when purchased said bonds shall be cancelled.

SECTION 6. 82 O. S. 1941, Section 874, as amended, be, and the same is, hereby amended to read as follows:

Section 874. Nothing in this Act shall be construed as authorizing the District and it shall not be authorized to mortgage or otherwise encumber any of its property of any kind, real, personal or mixed, or any interest therein, or to acquire any such property or interest subject to a mortgage or conditional sale, provided that this Section shall not be construed as preventing the pledging of the revenues of the District as herein authorized. Nothing in this Act shall be construed as authorizing the sale, lease, or other disposition of any such property or interest of the District by the District or any receiver of any of its properties or through any court proceeding or otherwise, provided, however, that the District may sell for cash any such property or interest in an aggregate value not exceeding the sum of Fifty Thousand Dollars ($50,000.00) in any one (1) year, except that the District may sell any or all surplus property that the Authority may have acquired from the War Assets Administration or other government agencies selling war surplus property without regard to the limitations herein, if the Board, by the affirmative vote of four (4) of the members thereof shall have determined that the same is not necessary or convenient to the business of the District and shall have approved the terms of any such sale, except that the Authority may lease its shore lands (not more than one-fourth (¼) mile of the lake front to any one person, firm, or corporation), if the Board by affirmative vote of four (4) of the members thereof shall have determined that the same can be leased without injury to or without interfering with the operation of the Project and shall have approved the terms of any such lease, and no lease shall be for a term longer than two (2) years, and shall not deprive the owner of any land adjacent to the shore lands or lake front, or abutting thereon, of ingress or egress to and from the waters of the lakes and shall not deprive said owner of any wharf, dock, or boat anchorage privileges that would belong to said owner if said shore lands or lake front were not leased, it being the intention of this Act that except by sale or lease as in this Section expressly authorized, no such property or interest shall ever come into the ownership or control, directly or indirectly, of any person, firm, or corporation other than a public authority created under the laws of the State of Oklahoma, *provided nothing herein contained shall be construed as preventing the District from contracting with the United States or any agency thereof for the temporary possession, control and use of such properties by the United States or any agency thereof for the safety and defense of the United States in time of a National emergency or in anticipation thereof.* All property of the District shall be at all times exempted from forced sale, and nothing in this Act contained shall authorize the sale of any of the property of the District under any judgment rendered in any suit, and such sales are hereby prohibited and forbidden.

SECTION 7. All laws and parts of laws in conflict herewith are hereby repealed, and Senate Bill No. 88, 19th Legislature (Title 82, Section 863.1, O.S.A.) and House Bill 232, 21st Leg-

islature (Title 82, Sections 891, 892 and 893, O.S.A.) are hereby repealed.

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.

SB 71, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Carrier, Cook, Price.—3.

Not Voting: Binns, Jarman, Nance. —3.

Excused: Counts.—1.

Absent: Ginder.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Carrier, Cook, Price.—3.

Not Voting: Binns, Jarman, Nance. —3.

Excused: Counts.—1.

Absent: Ginder.—1.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 278—Local, State and Federal Government.

SJR 27—Judiciary.

Engrossed **HB 428**—Roads and Highways.

Engrossed **HB 465**—Revenue and Taxation.

Senator Rinehart asked that the Committee on Appropriations meet with the Committee on Revenue and Taxation in the consideration of **HB 465,** to which request Senator Cobb objected.

Senator Rinehart moved that the Committee on Appropriations sit with the Committee on Revenue and Taxation in the consideration of **HB 465.**

Senator Cobb, as a substitute, moved that further consideration of **HB 465** be indefinitely postponed, which motion was ruled out of order on a point of order raised by Senator Grim, who stated **HB 465** was not before the Senate for consideration, it having previously been referred to the Committee on Revenue and Taxation.

The vote occurring on the Rinehart motion, it was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 89, and **SBs 26, 27, 36, 60, 90, 92, 159, 194, 197, 213, 247** and **267,** each, correctly engrossed.

SB 204 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 89,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 26, 27, 36, 60, 90, 92, 159, 194, 197, 213, 247** and **267,** were

each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 204,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 279—By Medlock—An Act providing for the payment of allegedly invalid or unenforceable special assessments under protest; providing for the holding of such payment made under protest in a special fund; and providing for suit to recover such payments made under protest.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

RE-REFERRED TO COMMITTEES:

HB 183—To Appropriations by Committee on Education.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 91,** as amended.

HA to **SB 91** read as follows, and concurred in upon motion of Senator Price:

AMENDMENT NO. 1. Page 1, line 9 of the Engrossed Senate Bill No. 91, after the word "bank" insert the following: "In cities having a population in excess of one hundred thousand (100,000) according to the Federal Decennial census of 1940 or any succeeding Federal Decennial census." And amending the title to conform thereto.

SB 91, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Collins, Connell, Dacus, Emery, Gary, Gooldy, Grim, Howell, Jarman, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—27.

Nays: Carrier, Cartwright, Cobb, Cook, Cowden, Hope, McClendon, Medlock, Speck.—9.

Not Voting: Boecher, Fine, Jelks, Leonard, Rinehart, Walker.—6.

Absent: Ginder.—1.

Excused: Counts.—1.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 183—Appropriations.

HB 262—Local, State and Federal Government.

HB 350—Local, State and Federal Government.

HB 448—Local, State and Federal Government.

DO PASS, as amended:

HB 324—Local, State and Federal Government.

DO NOT PASS:

SJR 15—Revenue and Taxation.

RESOLUTION

By unanimous consent, the following Senate Resolution was introduced and ordered referred to the Committee on Revenue and Taxation:

SENATE RESOLUTION NO. 20—By Nance—A RESOLUTION MEMORIAL-

IZING CONGRESS TO GIVE FAVORABLE CONSIDERATION TO THE RECOMMENDATIONS OF THE COMMISSION ON ORGANIZATION OF THE EXECUTIVE BRANCH OF GOVERNMENT (CREATED PURSUANT TO PUBLIC LAW 162) TO THE END THAT SAID RECOMMENDATIONS MAY BE ADOPTED BY THE CONGRESS OF THE UNITED STATES.

Upon motion of Senator Nevins, the Senate adjourned to meet at 1:30 p. m., Monday, April 18, 1949.

SIXTY-FIRST LEGISLATIVE DAY

Monday, April 18, 1949.

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

Upon motion of Senator Dacus, the Senate recessed to meet at 2:00 p.m.

The Senate re-assembled at 2:00 p.m. with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Mahan.—1.

The President announced a quorum present.

Prayer was offered by Reverend C. C. Wilson, Pastor of Butler Memorial Methodist Church of Okmulgee, Oklahoma.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 144, correctly engrossed.

Engrossed **SB 144** was properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SR 20—Revenue and Taxation.

DO PASS, as amended:

SB 126—Local, State and Federal Government.

DO NOT PASS:

HB 465—Revenue and Taxation.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 279—Revenue and Taxation.

Engrossed **HB 452**—Judiciary.

GENERAL ORDER

SB 218, by Connell of the Senate, and Seids of the House, was read and considered.

Upon motion of Senator Connell, **SB 218** was advanced to engrossment and third reading.

Upon motion of Senator Connell, the rules of the Senate were suspended, and **SB 218** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 218 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, McClendon, Medlock, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—29.

Nays: Ginder.—1.

Not voting: Ballinger, Binns, Boecher, Counts, Gooldy, Jarman, Leonard, Logan, Lowery, Nance, Nevins, Porter, Ritzhaupt.—13.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, McClendon, Medlock, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not voting: Ballinger, Binns, Boecher, Counts, Gooldy, Jarman, Leonard, Logan, Lowery, Nance, Nevins, Porter, Ritzhaupt.—13.

Excused: Mahan.—1.

The emergency was declared passed.

SB 218 was referred for engrossment.

Senator Cartwright moved that the Senate stand adjourned, which motion failed of adoption.

GENERAL ORDER

SB 31, by Collins and Counts of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 31** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 31** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 31 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Anderson, Collins, Cowden, Ginder, Gooldy.—5.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Anderson, Collins, Cowden, Ginder, Gooldy.—5.

Excused: Mahan.—1.

The emergency was declared passed.

SB 31 was referred for engrossment.

GENERAL ORDER

SB 33, by Collins and Counts, was read and considered.

Upon motion of Senator Gary, **SB 33** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 33** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 33 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Collins, Connell, Gooldy, Nevins.—4.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Collins, Connell, Gooldy, Nevins.—4.

Excused: Mahan.—1.

The emergency was declared passed.

SB 33 was referred for engrossment.

GENERAL ORDER

HB 272, by Sherman, et al of the House, was read and considered.

Upon motion of Senator Jarman, **HB 272** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 272** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 272 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Connell, Gooldy, Nevins, Rinehart.—5.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Baldwin, Connell, Gooldy, Nevins, Rinehart.—5.

Excused: Mahan.—1.

The emergency was declared passed.

HB 272 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 377, by Brickell, etal of the House, was read and considered.

Upon motion of Senator Jarman, **HB 377** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 377** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 377 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not voting: Baldwin, Connell, Cowden, Gary, Gooldy, Leonard, Nevins.—7.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not voting: Baldwin, Connell, Cowden, Gary, Gooldy, Leonard, Nevins.—7.

Excused: Mahan.—1.

The emergency was declared passed.

HB 377 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 402, by Box, etal of the House, was read and considered.

Upon motion of Senator Jarman, **HB 402** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 402** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 402 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington. —38.

Not voting: Gooldy, Jelks, Nevins, Porter, Speck.—5.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington. —38.

Not voting: Gooldy, Jelks, Nevins, Porter, Speck.—5.

Excused: Mahan.—1.

The emergency was declared passed.

HB 402 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 271, by Ballinger of the Senate, and Box of the House, was read and considered.

Upon motion of Senator Anderson, **SB 271** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended, and **SB 271** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 271 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Binns, Connell, Gooldy, Speck.—4.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Binns, Connell, Gooldy, Speck.—4.

Excused: Mahan.—1.

The emergency was declared passed.

SB 271 was referred for engrossment.

GENERAL ORDER

SB 185, by Lowery and Anderson of the Senate, and Eubanks and Bullard of the House, was read and considered.

Upon motion of Senator Anderson, **SB 185** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended, and **SB 185** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 185 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Grim, Jelks, Leonard, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, White.—19.

Nays: Ballinger, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, McClendon, Medlock, Seaman, Thompson, Walker, Waller, Worthington.—18.

Not Voting: Binns, Cowden, Gooldy, Nevins, Rogers, Speck.—6.

Excused: Mahan—1.

The bill was declared failed of passage.

Senator Rogers asked unanimous consent, which was granted, that the records show that had he been present when the vote was taken on **SB 185,** he would have voted "Aye."

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 71 and **91,** each, correctly enrolled.

Enrolled **SBs 71** and **91,** after fourth reading, were, each, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 70, 238** and **376.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 77** and **176.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 204.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

GENERAL ORDER

SB 205, by Price, was read and considered.

Senator Price moved that **SB 205** be advanced to engrossment and third reading, which motion failed of adoption.

HB 478, by Sims, et al of the House, and Medlock of the Senate, was read and considered.

Upon motion of Senator Medlock, **HB 478** was advanced to engrossment and third reading.

Upon motion of Senator Medlock, the rules of the Senate were suspended, and **HB 478** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 478 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Mahan.—1.

Not Voting: Binns, Gooldy, Jarman, Jelks, Nance, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Mahan.—1.

Not Voting: Binns, Gooldy, Jarman, Jelks, Nance, Porter.—6.

The emergency was declared passed.

HB 478 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 98, by Morris, et al of the House, was read and considered.

Senator Cowden moved that further consideration of **HB 98** be indefinitely postponed, which motion prevailed.

HB 71, by Eubanks of the House, was read and considered.

Upon motion of Senator Boecher, **HB 71** was advanced to engrossment and third reading.

Upon motion of Senator Boecher, the rules of the Senate were suspended, and **HB 71** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 71 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Nays: Ginder, Rogers.—2.

Not voting: Cartwright, Connell, Emery, Gooldy, Jarman, Waller.—6.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—35.

Nays: Ginder, Rogers.—2.

Not voting: Cartwright, Connell, Emery, Gooldy, Jarman, Waller.—6.

Excused: Mahan.—1.

The emergency was declared passed.

HB 71 was referred for engrossment.

GENERAL ORDER

SB 244, by Ritzhaupt of the Senate, and Seids of the House, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 244** was advanced to engrossment and third reading.

Senator Ritzhaupt asked unanimous consent, which was granted, that **SB 244,** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 244 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, Worthington.—32.

Not Voting: Connell, Emery, Ginder, Gooldy, Jarman, Lowery, Nevins, Porter, Rinehart, Walker, White.—11.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, Worthington.—32.

Not Voting: Connell, Emery, Ginder, Gooldy, Jarman, Lowery, Nevins, Porter, Rinehart, Walker, White.—11.

Excused: Mahan.—1.

The emergency was declared passed.

SB 244 was referred for engrossment.

GENERAL ORDER

SB 253, by Ritzhaupt, et al, of the Senate, and Burkhart, et al of the House, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 253** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 253** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 253 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Emery, Ginder, Gooldy, Nevins, Porter, Seaman, White.—7.

Excused: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—36.

Not Voting: Emery, Ginder, Gooldy, Nevins, Porter, Seaman, White.—7.

Excused: Mahan.—1.

The emergency was declared passed.

SB 253 was referred for engrossment.

GENERAL ORDER

SB 148, by Cartwright, was read and considered.

Upon motion of Senator Anderson, **SB 148** was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the rules of the Senate were suspended, and **SB 148** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 148 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Hope, Howell, Jelks, Leonard, Logan, Medlock, Nance, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Mahan.—1.

Not Voting: Binns, Emery, Ginder, Gooldy, Grim, Jarman, Lowery, McClendon, Nevins, Porter, Rinehart.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Hope, Howell, Jelks, Leonard, Logan, Medlock, Nance, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Mahan.—1.

Not Voting: Binns, Emery, Ginder, Gooldy, Grim, Jarman, Lowery, McClendon, Nevins, Porter, Rinehart.—11.

The emergency was declared passed.

SB 148 was referred for engrossment.

GENERAL ORDER

SB 251, by Jelks, was read and considered.

Upon motion of Senator Jelks, **SB 251** was advanced to engrossment and third reading.

Upon motion of Senator Jelks, the rules of the Senate were suspended, and **SB 251** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 251 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Cobb, Dacus, Emery, Fine, Jelks, Medlock, Nance, Price, Ritzhaupt, Speck.—11.

Nays: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cook, Counts, Cowden, Gary, Grim, Hope, Leonard, McClendon, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—21.

Not Voting: Binns, Collins, Connell, Ginder, Gooldy, Howell, Jarman, Logan, Lowery, Nevins, Porter.—11.

Excused: Mahan.—1.

The bill was declared failed of passage.

Senator Cobb asked unanimous consent, which was granted, that **SJR 24,** by Gary of the Senate, and Biles of the House, be recalled from the Honorable House of Representatives for the purpose of correction.

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

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

The Senate re-assembled in open session with the President presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of

the executive nomination of A. L. GRAHAM, Broken Arrow, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 1st Congressional District, for a term beginning June 10, 1947, and ending June 10, 1949.

The Senate, in executive session and upon motion of Senator Rogers, advised and consented to the confirmation of the executive nomination of MAURINE FITE (Mrs. W. P. Fite), Muskogee, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 2nd Congressional District, for a term beginning June 10, 1947, and ending June 10, 1952.

The Senate, in executive session and upon motion of Senator Cartwright, advised and consented to the confirmation of the executive nomination of RECTOR H. SWEARENGER, Durant, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 3rd Congressional District, for a term beginning June 10, 1947, and ending June 10, 1955.

The Senate, in executive session and upon motion of Senator Medlock, advised and consented to the confirmation of the executive nomination of S. C. BOSWELL, Ada, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 4th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1953.

The Senate, in executive session and upon motion of Senator Ritzhaupt, advised and consented to the confirmation of the executive nomination of JAMES S. PETTY, M.D., Guthrie, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 5th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1956.

The Senate, in executive session and upon motion of Senator Lowery, advised and consented to the confirmation of the executive nomination of JOHN C. FISHER, Marlow, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 6th Congressional District, for a term beginning July 21, 1948 and ending July 21, 1949.

The Senate, in executive session and upon motion of Senator Cook, advised and consented to the confirmation of the executive nomination of BERT H. BRUNDAGE, Thomas, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 7th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1950.

The Senate, in executive session and upon motion of Senator Carrier, advised and consented to the confirmation of the executive nomination of R. L. CLIFTON, Enid, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 8th Congressional District, for a term beginning June 10, 1947, and ending June 10, 1954.

The Senate, in executive session and upon motion of Senator Lowery, advised and consented to the confirmation of the executive nomination of EARL RUSSELL, Duncan, Oklahoma, as a Member of the State Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, for a term beginning April 2, 1949, and expiring April 2, 1957.

Senator Fine moved that the Committee on Revenue and Taxation be instructed to consider and substitute for a House Bill, now in the possession of the Senate, "an increase of two (2%) per cent on gross production", which motion prevailed.

Senator Nance announced a Public Hearing on the subject matter of the Fine motion, at 9:00 a. m., on Wednesday, April 20, 1949.

Senator Nance asked unanimous consent, which was granted, that Senators Boecher, Cook, Rogers and Jarman be added as members of the Committee on Revenue and Taxation.

Upon motion of Senator Gary, the Senate rescinded its action in asking

the Honorable House to return to the Senate, for correction, Engrossed Senate Joint Resolution No. 24, by Gary of the Senate and Biles of the House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 160** and **196**, each as amended.

HA to **SB 160** read as follows, and concurred in upon motion of Senator Leonard:

AMENDMENT NO. 1 — By striking the word "general" on line 26 and the words "fund of the county" on line 27, page 1, of Engrossed Senate Bill No. 160, and substituting the following in lieu thereof: "fund on which it was drawn."

SB 160, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Mahan.—1.

Not Voting: Binns, Cartwright, Emery, Gary, Gooldy, Grim, Seaman, Speck. —8.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Cowden asked that the record show him excused for the remainder of this legislative day, which was the order.

HA to **SB 196** was read as follows, and concurred in upon motion of Senator Anderson:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 196—By Committee on Revenue and Taxation of the House.

AN ACT AMENDING SECTION 32, TITLE 28, O. S. 1941 AS AMENDED BY CHAPTER 1a OF TITLE 28, SESSION LAWS 1947, TO DISTINGUISH FEES OF COUNTY CLERKS USING PHOTOGRAPHIC RECORDING AND THOSE USING TYPED RECORDING; CLARFYING AND CORRECTING SAME TO DISTINGUISH THOSE COMMON TO BOTH; MAKING NEEDED MODIFICATIONS; REPEALING CHAPTER 1, TITLE 28 SESSION LAWS 1943 AND ALL OTHER LAWS IN CONFLICT HEREWITH EXCEPT THOSE PROVIDING FOR RECORDING AND FILING WITHOUT FEE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 32 of Title 28, Oklahoma Statutes 1941, as amended by Chapter 1a of Title 28, Session Laws 1947, is hereby amended to read as follows:

Section 32. The County Clerk, as Register of Deeds, shall charge and collect the following fees and none other, except as otherwise specifically provided by law, *to-wit:*

(a) *The fees under this Sub-section shall be applicable only where photographic recording methods are used:*

For first page of deeds, mortgages and other instruments on bill-head paper *(bill-head being 8½ inches by 14 inches) or smaller,* per *first page of* instrument ---------- $1.00

For each additional page of same instrument ---------- .50

For recording contracts or colors other than black, white, green or red, additional per page---- .10

For furnishing photographic copies of photographic records

at same time as recording, per page ..... .50

For furnishing photographic copies of *photographic records at other times, or of* typewritten, script or printed records, per page ..... .75

For recording town plat, for the first 119 square inches or fractional part thereof 1.00

For each additional 119 square inches *or less* ..... .50

For certifying to each photographic copy, including seal.. .25

(b) The fees under this Subsection shall be applicable only where typewritten or other manual recording methods are used:

For recording deeds, mortgages and other instruments, for the first folio (100 words one (1) folio) ..... .30

For each additional folio ..... .10

For recording town plat of 100 lots or less 5.00

For each additional 100 lots, or fraction thereof 2.00

For copy of each instrument or record already on file, per folio ..... .10

For certifying to any copy; *10c per folio for proofreading in comparison with original, plus, for certification and* seal .... .25

(c) The fees under this Subsection shall be applicable in all instances, regardless of method of recording used:

For each entry on each index (grantor, grantee, numerical, *miscellaneous, or reception)* including description of property ..... .10

For certificate of filing and recording an instrument ..... .10

For filing and indexing chattel mortgage including certificate (no charge for entering and making release) ..... .50

For filing *and indexing* any instrument not otherwise provided for ..... .25

SECTION 2. Chapter 1 of Title 28, Session Laws 1943, and all other laws and fee schedules irreconcilably in conflict herewith, save and except only those providing for recording or filing without fee, are hereby superseded, repealed and held for naught.

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.

SB 196, as amended by the Honorable House, was read at length.

On the question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Binns, Ginder, Gooldy, Seaman.—4.

Excused: Cowden, Mahan.—2.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Not Voting: Binns, Ginder, Gooldy, Seaman.—4.

Excused: Cowden, Mahan.—2.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 42**—By Hawthorne—An Act relating to school districts; amending 70 O. S. 1941 § 1195, as amended by Chapter 45c, Title 70, Oklahoma Session Laws 1945 so as to provide that any school district which now or hereafter is composed of territory which formerly constituted two (2) or more school districts, shall be entitled to furnish transportation; and that transportation furnished by any school district authorized to furnish transportation shall be included in calculating state aid as provided by any state aid law if said district is otherwise qualified for such state aid; repealing all laws or parts of laws in conflict with this act; and declaring an emergency.

Engrossed **HB 107**—By Russell and Ownby—An Act amending 74 O. S. 1941, Section 176 providing that the Department of Public Welfare shall inspect and license certain places and perform other duties in relation thereto; and declaring an emergency.

Engrossed **HB 150**—By Lance — An Act pertaining to the manufacture and/or sale of liquefied petroleum gas and the production and inspection thereof; defining certain terms; providing for the regulating of the manufacturing and handling of liquefied petroleum gas; prohibiting the filling of noncode tanks; providing for the certification of the volume of gas delivered to the public; requiring that all manufacturers of tanks selling tanks within the boundaries of Oklahoma shall furnish to the State Fire Marshall of Oklahoma, a list of all tanks sold in Oklahoma and pay a prescribed fee therefor within a certain time, to be placed in the general revenue fund; providing for the inspection of each tank installed within the State of Oklahoma by an inspector from the State Fire Marshall's office; creating the positions of four (4) additional liquefied petroleum gas inspectors and one (1) fuel inspector, fixing their salaries, mileage and expenses and prescribing their duties; providing penalties for violation of this Act; repealing Title 52 O. S. 1941, § 431; providing for the effective date of said Act; and declaring an emergency.

Engrossed **HB 177**—By Langley (Adair) of the House, and Nevins of the Senate—An Act amending Section 89, Title 69, Oklahoma Statutes 1941, relating to audits of the books, records and files of the State Highway Commission; limiting the amount that may be expended annually therefor; providing for additional allotments in event of emergency; and declaring an emergency.

Engrossed **HB 345**—By Field—An Act relating to disposition of funds derived by any county, city, town or school district from sale, lease or rental of public property, or royalty, or compensation for services of public employees or other purposes; amending Section 1, Chapter 2g, Title 62, page 224, Oklahoma Session Laws 1945, as amended by Section 1, Chapter 2d, Title 62, page 393, Oklahoma Session Laws 1947 and by Section 1, Chapter 2e, Title 62, page 394, Oklahoma Session Laws 1947; preserving the provisions of Section 12, Chapter 1, Title 3, page 19, Oklahoma Session Laws 1947 and Section 1, Chapter 1, Title 11, page 29, Oklahoma Session Laws 1945; and declaring an emergency.

Engrossed **HB 358**—By Reynolds (Oklahoma)—An Act amending 61 O. S. 1941, Section 1, relating to bonds re-

quired on public improvements and providing an emergency.

Engrossed **HB 393**—By Smith (Cherokee), Smith (Rogers), Harkey, Haworth, Langley (Adair), Munson, Russell and Taylor—An Act relating to motor vehicles; defining the term "chauffeur"; amending 47 O. S. 1941, Section 272, Subsection (g), as amended by Section 3, House Bill No. 10, of the Twenty-second Legislature; and declaring an emergency.

Engrossed **HB 394**—By Carmichael—An Act relating to the salary of the warden of the Oklahoma State Reformatory at Granite, Oklahoma; amending Section 2, Chapter 4, Title 57, page 131, Oklahoma Session Laws 1943; and declaring an emergency.

Engrossed **HB 408**—By Boatman, Bohannon, Camp, Cannon, Douglas (Bryan), Duke, Easterly, Klinglesmith, Lance, Langley (Muskogee), McGahey, Oliver, Reynolds (Ottawa), Smith (Cherokee), Smith (Rogers), and Wagner of the House, and Baldwin, Cook, Leonard and Nevins of the Senate—An Act amending Section 1, House Bill 278, Oklahoma Session Laws 1945, page 154; relating to lease agreements between the governing boards of counties, cities and towns, school boards and boards of education and lessors of road machinery and equipment, street and fire equipment and machinery and pupil transportation equipment for school purposes; and declaring an emergency.

Engrossed **HB 415**—By Evans and Tate—An Act relating to defining Sabbath-breaking; amending 21 O. S. 1941, Section 908 to provide for sale of necessities; and declaring an emergency.

Engrossed **HB 417**—By Trent and Dyer of the House, and Binns and McClendon of the Senate—An Act amending Sections 228 and 235, 29 O. S. 1941; providing that furbearing animals may be trapped in open season in steel traps having a spread of not more than six inches; providing for the sale of pelts of furbearing animals; and repealing Section 232, 29 O. S. 1941.

Engrossed **HB 422**—By Ownby and Brown (Pottawatomie)—An Act authorizing C. V. Courtney and Bethel Courtney, his wife, to bring suit against the State of Oklahoma to recover consequential damages to certain described real estate situated in Pottawatomie County, Oklahoma, caused by the construction and elevation of U. S. Highway No. 270 south of the same and contiguous thereto; providing summons, venue and proceedings in said action; and authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

Engrossed **HB 435**—By Judiciary Committee—An Act prescribing limitations as to actions affecting title to real property where the records in the office of the county clerk of the county wherein the real property is located do not disclose the marital status of the grantor or other person executing the instrument and where it is claimed the property described in the instrument constituted a family homestead, prescribing an exception where the time limit herein mentioned has expired; and declaring an emergency.

Engrossed **HB 446**—By Wagner, Reynolds (Oklahoma), Berry, Camp, Cannon, Doty, Lindley, Pitman, Russell, Sherman and Taylor of the House, and Cowden and Jarman of the Senate—An Act relating to land which has been used for human burial but not included within any cemetery corporation; providing for conveyance of title thereto with right of ingress and egress, to the board of county commisioners of the county in which such land is situated, in trust, for the use of the local community for cemetery purposes; and the conveyance thereof by said board to any cemetery corporation which may be formed for

such purpose; and declaring an emergency.

Engrossed **HB 450**—By Larason, Burton, Nall, Sumrall and Wolfe—An Act authorizing the agricultural industry of the State of Oklahoma to contribute, on a voluntary basis, to the support and expansion of agricultural research through the Oklahoma Agricultural Experiment Station, and to the support and expansion of the program of the Oklahoma Agricultural extension service, providing that every agricultural organization, association and corporation in the State of Oklahoma, including agricultural cooperatives, and the producers of any specific commodity through a referendum of members, may contribute to the support of such activities, defining the manner in which such contributions may be made; providing the manner of depositing and expending the funds made available hereunder; declaring the provisions of this Act to be severable; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 459**—By Sumrall—An Act repealing 4 O. S. 1941 § 259, relating to brands; and declaring an emergency.

Engrossed **HB 494**—By McCarty and Reynolds (Oklahoma)—An Act relating to Legislative Districts in Oklahoma County; and repealing conflicting laws.

Engrossed **HB 513**—By Johnston and Langley (Adair) of the House, and Porter of the Senate—An Act relating to reservoirs of municipal corporations; amending 11 O. S. 1941 § 293 so as to provide that municipal corporations may purchase, condemn and hold lands adjacent to reservoir sites which are not more than two hundred feet (200') from the margin of said reservoir at maximum high water and so as to provide that owners and persons in possession of tracts of land bordering any reservoir site or lands adjacent thereto shall have the right of ingress and egress to such reservoir under rules and regulations of the municipal corporation; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising the appointment of Representative Romang as House Conferee on Engrossed **HB 433**, by Judiciary Committee, in place of Representative Speakman, resigned.

President Pro Tempore Logan asked unanimous consent, which was granted, that Senator Counts be substituted as Chairman of the Senate Conference Committee appointed under Engrossed **HB 433** and Senator Rinehart be made a Member thereof.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 280—By Porter—An Act regulating the location of radio televsion sets in motor vehicles; making violation of this Act a misdemeanor and fixing a penalty therefor; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 220—Referred to Appropriations by Education.

DO PASS, as amended:

HB 119—Referred to Appropriations by Education.

Senator Porter read to the Senate a telegram from U. S. Senator Robt. S. Kerr, advising the Senate of a hearing before the Committee on Roads and Highways of the United States Senate, on Wednesday at 10 a.m., April 20, on a bill to appropriate $150,000,000.00

in federal funds, to be apportioned to states for aid on rural roads, and suggesting the appointment of a committee from the Senate to be present at the meeting.

In pursuance to the request in the telegram of Senator Kerr, Senator Porter moved that the President of the Senate appoint a committee of three to attend the hearing, which motion prevailed, the President appointing Senators Gary, Lowery and Cartwright.

MOTION LODGED TO RECONSIDER

Referring to **SB 101**, by Cobb and Carrier:

Senator Cobb was recognized and read Rule 12 of the adopted Senate Rules.

Senator Nance moved that the vote be reconsidered whereby **SB 101** was passed.

Senator Nance raised a point of order against the motion to reconsider the vote whereby **SB 101** was passed, which was sustained by the President, stating "the vote has been once reconsidered and under the Rule cannot be reconsidered the second time unless by unanimous consent of the Senate or a suspension of the Rules."

Senator Porter moved that the Rules be suspended and the vote reconsidered by which **SB 101** was passed.

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

SIXTY-SECOND LEGISLATIVE DAY
Tuesday, April 19, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Cook, Cowden, Mahan.—3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Thompson asked unanimous consent, which was granted, that Clifton Ray Smith, of Mangum, Oklahoma, four months old grand-nephew of Senator Worthington, be made an Honorary Page for this legislative day.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 133.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 133** was read as follows:

TO THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES
AND THE PRESIDENT
OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 133 and Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and return the same with the following recommendation:

That the Senate recede from all of its amendments.

HOUSE CONFEREES:
DAVIDSON
BRICKELL
BACON
CARMICHAEL
LINDLEY

SENATE CONFEREES:
NANCE
PORTER
COUNTS
WALKER.

Senator Nance moved the adoption of the Conference Committee Report on **HB 133.**

Senator Leonard, as a substitute, moved that **HB 133,** as amended in Conference, be ordered printed and considered on a later legislative day, which motion by unanimous consent he withdrew.

The vote occurring on the Nance motion, it was declared adopted.

HB 133 as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cobb, Counts, Dacus, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, Worthington.—26.

Nays: Ballinger, Boecher, Collins, Connell, Emery, Howell, Leonard, McClendon, Medlock, Speck, White.—11.

Not Voting: Binns, Cartwright, Gary, Seaman.—4.

Excused: Cook, Cowden, Mahan.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cobb, Counts, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Ballinger, Boecher, Collins, Connell, Leonard.—5.

Not Voting: Binns, Cartwright, Gary, Seaman.—4.

Excused: Cook, Cowden, Mahan.—3.

The emergency was declared passed.

HB 133, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 9,** Conference requested, House Conferees named as follows: Smalley, Nix, Welch.

Senator Rinehart moved that the request of the Honorable House for a Conference on Engrossed **HB 9** be granted and that three (3) Senate Conferees be appointed thereunder, which motion prevailed.

The President announced the appointment of the Senate Conferees under **HB 9** would be deferred.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 71** and **91.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 272, 377, 402,** and **478.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 41**—By Gary—An Act making appropriations for the support of the office of Lieutenant Governor for the fiscal years ending June 30, 1950, and June 30, 1951; creating certain positions therein and fixing the salaries therefor; authorizing the Lieutenant Governor to appoint qualified persons to positions authorizied herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 50**—By Gary—An Act making appropriations for the support of the Secretary of State for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Secretary of State to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 62**—By Gary—An Act making a supplemental appropriation for the State Board of Public Welfare in the amount of Eight Thousand Seven Hundred and Fifty Dollars ($8,750.00) for the remainder of the fiscal year ending June 30, 1949, to be expended by said board in providing aid and assistance to destitute unemployables; and declaring an emergency.

Enrolled **SB 112**—By Rinehart of the Senate—An Act authorizing the State Board of Public Affairs to pay off and discharge any lien existing on State owned lots or land, which was created according to law, and declaring an emergency.

Enrolled **SB 174**—By Appropriation Committee—An Act making an appropriation to the Secretary of State to

purchase two thousand (2000) volumes of the 1949 cumulative supplement to the Statutes of Oklahoma; relating to the contents of said supplement; authorizing and directing said Secretary to make said purchase, and to distribute the same as provided by law; repealing conflicting laws; and declaring an emergency.

Enrolled **SB 183**—By Anderson of the Senate and Trent, Bullard, Langley (Adair) of the House—An Act relating to correction of tax rolls, amending Chapter 3, Title 68, Session Laws 1945, coded as Section 184d of Title 68, O. S. Supp. 1945, by adding items justifying correction and authorizing such correction; creating a board to hear complaints of errors; repealing Sections 15.56 and 15.57 of Title 68, O. S. 1941; and declaring an emergency.

Enrolled **SB 204**—By Binns—An Act amending 20 O. S. 1941 Section 92a; creating and relating to District Court Judicial Districts Nos. 19 and 25; providing for judges and reporters therefor; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 71 and **SBs 31, 33, 148, 218, 244, 253** and **271** each correctly engrossed.

SBs 77, 160, 176 and **196** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 71,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 31, 33, 148, 218, 244, 253** and **271** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 77,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Ballinger presiding.

Enrolled **SB 176,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Anderson presiding.

Enrolled **SB 196,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Leonard presiding.

Enrolled **SB 160,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Senator Leonard asked unanimous consent, which was granted, that **SB 202,** by Leonard, be re-referred to the Committee on Agriculture.

SPECIAL ORDER

HB 315, by Bullard, et al of the House, was read and considered.

Senators Waller and McClendon moved to amend **HB 315,** line 9, page 3, by adding after the word, "Judge" and before the word "and" the words "County Superintendent of Schools"; and in lines 12 and 13, page 3, by striking after the word "Assessor" the rest of line 12 and all of line 13.

Senator Ballinger moved to table the Waller-McClendon amendment, which motion was ruled out of order on a point of order raised by Senator Rogers, who stated it followed discussion.

Senator Lowery moved to table the Waller-McClendon amendment, which motion was adopted, the roll call thereon resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Counts, Emery, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Worthington.—28.

Nays: Boecher, Cobb, Connell, Dacus,

McClendon, Rogers, Speck, Walker, Waller.—9.

Not Voting: Fine, Hope, Leonard, White.—4.

Excused: Cook, Cowden, Mahan.—3.

Senator Baldwin moved to amend **HB 315,** line 13, page 3, by striking the period after the words, "Public Instruction" and adding the words "and the Members of the Boards of County Commissioners", and by striking Section D, inserting the subject matter in Section "D" in Section "C", which amendment was tabled upon motion of Senator Speck.

Upon motion of Senator Counts, **HB 315,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and **HB 315,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 315 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—38.

Not Voting: Fine, Jelks, White.—3.

Excused: Cook, Cowden, Mahan.—3.

The bill was declared passed.

HB 315 was referred for engrossment.

Referring further to **SB 101,** by Cobb and Carrier:

Senator Porter moved that the rules of the Senate be suspended and the vote reconsidered by which **SB 101** was passed.

Senator Connell moved to table the Porter motion, which motion was ruled out of order on a point of order raised by Senator Nance, who stated the Porter motion was a superior one.

The vote occurring on the Porter motion, it was declared adopted on a standing vote, resulting with 17 AYES and 12 NAYS.

Senator Ritzhaupt raised a point of order against the ruling of the President, in declaring the Porter motion adopted, stating a suspension of the Rules requires 23 AYES, which point of order the President sustained.

The President decalred the Porter motion failed of adoption.

Senator Porter asked unanimous consent, to which Senator Cobb objected, that **SB 101** be placed on the Senate Calendar for consideration.

REPORT OF ENGROSSED AND ENROLLEY BILLS

SB 101 correctly engrossed.

Engrossed **SB 101** was properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 280—Roads and Highways.

Engrossed **HB 42**—Education.

Engrossed **HB 107**—Public Health.

Engrossed **HB 150**—Oil and Gas.

Engrossed **HB 177**—Labor Relations.

Engrossed **HB 345**—Judiciary.

Engrossed **HB 358**—Judiciary.

Engrossed **HB 393**—Roads and Highways.

Engrossed **HB 394**—Local, State and Federal Government.

Engrossed **HB 408**—Local, State and Federal Government.

Engrossed **HB 415**—Local, State and Federal Government.

Engrossed **HB 417**—Game and Fish.

Engrossed **HB 422**—Judiciary.

Engrossed **HB 435**—Judiciary.

Engrossed **HB 446**—Local, State and Federal Government.

Engrossed **HB 450**—Education.

Engrossed **HB 459**—Agriculture.

Engrossed **HB 494**—Re-Districting.

Engrossed **HB 513**—Public Health.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 299—Military and Veterans Affairs.

HB 338—Military and Veterans Affairs.

DO PASS, as amended:

SB 229—Local, State and Federal Government.

SB 278—Local, State and Federal Government.

WITHOUT RECOMMENDATION:

SB 181—Local, State and Federal Government.

MESSAGES FROM HOUSE

Advising fourth reading and returning Enrolled **SBs 77, 160, 176** and **196.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

For the purpose of Committee work, it was upon motion of Senator Rinehart that the Senate adjourned to meet at 1:30 p. m., tomorrow.

SIXTY-THIRD LEGISLATIVE DAY
Wednesday, April 20, 1949

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

Upon motion of Senator Rinehart, the Senate recessed to meet at 1:45 p. m.

The Senate re-assembled at 1:45 p. m. with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—39.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Price asked unanimous consent, which was granted, that Peggy Jolene Spivey, daughter of Mrs. Josephine Spivey, Chief Enrolling and Engrossing Clerk, and Janet Smith, niece of Judge Earl Welch of the Supreme Court, be made Honorary Pages for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 315 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 315,** as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 266—Aviation.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 281—By Ballinger of the Senate, and Hert of the House—An Act relating to divorce; concerning the recognition of a divorce obtained in another jurisdiction, and making uniform the law with reference thereto; and declaring an emergency.

GENERAL ORDER

HB 93, by Reynolds, et al, was read and considered.

Upon motion of Senator Porter consideration of **HB 93** was deferred.

Senator Nance asked unanimous consent, that **HJR 11,** by Cunningham of the House, and Jarman of the Senate, notwithstanding the previous adverse committee report thereon, be re-committed to the Committee on Revenue and Taxation for further uses, which was the order.

GENERAL ORDER

HB 314, by Hert, was read and considered.

Upon motion of Senator Ballinger, **HB 314** was advanced to engrossment and third reading.

Upon motion of Senator Ballinger, the rules of the Senate were suspended, and **HB 314** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 314 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—34.

Not Voting: Connell, Counts, Fine, Nance, Ritzhaupt.—5.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—34.

Not Voting: Connell, Counts, Fine, Nance, Ritzhaupt.—5.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

HB 314 was properly signed and ordered returned to Honorable House.

Senator Nance asked unanimous consent, that **HB 465,** by Harkey, notwithstanding the previous adverse committee report thereon, be recommitted to the Committee on Revenue and Taxation for further uses, which was the order.

GENERAL ORDER

HB 338, by Veterans and Military Affairs Committee, was read and considered.

Upon motion of Senator Rogers, **HB 338** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended, and **HB 338** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 338 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, Medlock, Nance, Nevins, Price, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—31.

Not Voting: Connell, Counts, Jarman, Jelks, McClendon, Porter, Rinehart, Ritzhaupt.—8.

Excused: Cartwright, Gary, Lowery, Mahan, White—5.

The bill was declared passed.

HB 338 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 299, by Veterans and Military Affairs Committee, was read and considered.

Upon motion of Senator Rogers, **HB 299** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended, and **HB 299** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 299 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—32.

Not Voting: Binns, Counts, Jelks, Medlock, Nance, Porter, Speck.—7.

Excused: Cartwright, Gary, Lowery, Mahan, White—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—32.

Not Voting: Binns, Counts, Jelks, Medlock, Nance, Porter, Speck.—7.

Excused: Cartwright, Gary, Lowery, Mahan, White—5.

The emergency was declared passed.

HB 299 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 322, by Allen, was read and considered.

Upon motion of Senator Price, **HB 322** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **HB 322** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 322 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—30.

Not Voting: Binns, Boecher, Counts, Cowden, Leonard, McClendon, Nance, Nevins, Porter.—9.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—30.

Not Voting: Binns, Boecher, Counts, Cowden, Leonard, McClendon, Nance, Nevins, Porter.—9.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

HB 322 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 10, by Committee on Education, was read and considered.

Upon motion of Senator Dacus, **HJR 10** was advanced to engrossment and third reading.

Upon motion of Senator Dacus, the rules of the Senate were suspended, and **HJR 10** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 10 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller, Worthington.—30.

Nays: Ballinger, Boecher, Leonard, McClendon, Medlock, Rogers.—6.

Not Voting: Jarman, Seaman, Walker. —3.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Waller, Worthington.—30.

Nays: Ballinger, Boecher, Leonard, McClendon, Medlock, Rogers.—6.

Not Voting: Jarman, Seaman, Walker. —3.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

HJR 10 was properly signed and ordered returned to Honorable House.

Senator Grim presiding.

GENERAL ORDER

SB 215, by Cowden, was read and considered.

Upon motion of Senator Counts, **SB 215** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended, and **SB 215** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 215 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Waller, Worthington. —35.

Nay: Howell.—1.

Not Voting: Jelks, Ritzhaupt, Walker. —3.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy Grim, Hope, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Waller, Worthington. —35.

Nay: Howell.—1.

Not Voting: Jelks, Ritzhaupt, Walker. —3.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

SB 215 was referred for engrossment.

GENERAL ORDER

Referring further to **HB 93:**

Senator Counts moved to amend **HB 93,** by striking out the words "for his use pursuant to any statute or by order of the State Labor Commissioner," in lines 3, 4, and 5, on page 6, of the Bill, and insert in lieu thereof the following: "him by his employer for his use pursuant to any Statute enacted by the Legislature of the State of Oklahoma to promote the safety of employees; or the wilful refusal of such deceased employee to abide by the reasonable rules and regulations promulgated by the State Mine Inspector of which he has due notice prior to his injury and death, in cases of death due to injuries received by said deceased while working in and about coal mines; or in the wilful refusal or failure of the deceased employee to

abide by the reasonable rules and regulations promulgated by the State Labor Commissioner of this State, of which the deceased had reasonable notice prior to his injury and death, in cases of death due to injuries received while working in any industry or occupation other than the production and movement of coal in the coal mining industry in this State, as above stated."

Upon motion of Senator Medlock, further consideration of **HB 93** was made a Special Order, Wednesday at 2 p. m., April 27.

Senator Counts asked unanimous consent to withdraw his amendment to **HB 93,** which was the order.

HB 92, by Committee on Business and Industry, was read and considered.

Upon motion of Senator Ginder, **HB 92** was advanced to engrossment and third reading.

Upon motion of Senator Ginder, the rules of the Senate were suspended, and **HB 92** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 92 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Walker, Worthington.—34.

Not Voting: Binns, Ritzhaupt, Speck, Thompson, Waller.—5.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Walker, Worthington.—34.

Not Voting: Binns, Ritzhaupt, Speck, Thompson, Waller.—5.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

HB 92 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 449, by Easterly of the House, and Seaman of the Senate, was read and considered.

Upon motion of Senator Nance, **HB 449** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 449** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 449 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, McClendon, Medlock, Nance, Nevins, Porter, Price, Rogers, Seaman, Speck, Walker, Worthington.—32.

Not Voting: Cobb, Jarman, Logan, Rinehart, Ritzhaupt, Thompson, Waller.—7.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, McClendon, Medlock, Nance, Nevins, Porter, Price, Rogers, Seaman, Speck, Walker, Worthington.—32.

Not Voting: Cobb, Jarman, Logan, Rinehart, Ritzhaupt, Thompson, Waller. —7.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The emergency was declared passed.

HB 449 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 245, by Ballinger, et al, was read and considered.

Upon request of Senator Nance, further consideration of **SB 245** was deferred for this legislative day.

GENERAL ORDER

SB 136, by Counts, was read and considered.

Upon motion of Senator Counts, **SB 136** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended, and **SB 136** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 136 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Ginder, Grim, Hope, Jarman, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rogers, Speck, Walker.—24.

Nays: Howell, Thompson, Worthington.—3.

Not Voting: Baldwin, Ballinger, Cobb, Emery, Gooldy, Jelks, Nance, Porter, Rinehart, Ritzhaupt, Seaman, Waller.—12.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

SB 136 was referred for engrossment.

GENERAL ORDER

SB 138, by Counts, was read and considered.

Upon motion of Senator Counts, **SB 138** was advanced to engrossment and third reading.

Senator Counts asked unanimous consent, which was granted, that **SB 138** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 138 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Ginder, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nevins, Price, Rogers, Thompson, Walker, Worthington.—26.

Nays: Grim.—1.

Not Voting: Baldwin, Cobb, Fine, Gooldy, Jelks, Nance, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Waller.—12.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

SB 138 was referred for engrossment.

GENERAL ORDER

SB 139, by Counts, was read and considered.

Upon motion of Senator Counts, **SB 139** was advanced to engrossment and third reading.

Senator Counts asked unanimous consent, which was granted, that **SB 139**

be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 139 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Seaman, Thompson, Walker, Waller, Worthington.—28.

Nays: Howell, Rogers.—2.

Not Voting: Baldwin, Ballinger, Binns, Cobb, Jarman, Jelks, Rinehart, Ritzhaupt, Speck.—9.

Excused: Cartwright, Gary, Lowery, Mahan, White.—5.

The bill was declared passed.

SB 139 was referred for engrossment.

GENERAL ORDER

Senator Rogers asked unanimous consent, which was granted, that **SB 269,** by Rogers, et al, be re-referred to the Committee on Business and Industry for the purpose of correction, the bill to retain its place on the Calendar.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 282—By Nevins—An Act defining "fire works"; prohibiting the sale, exposure for sale, use or explosion of fireworks, except as provided herein; prescribing penalties; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 22—Revenue and Taxation.

SB 195—Revenue and Taxation.

DO PASS, as amended:

SB 270—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 14, 89,** as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 214**—By Allen—An Act amending Sections 287, 333, 411, 412, 413 and 414, Title 82, Oklahoma Statutes 1941 relating to ditches and drainage; and declaring an emergency.

Engrossed **HB 216**—By The Committee on Ways and Means—An Act relating to the hours during which the county clerk and the county superintendent of public instruction shall keep their offices open; repealing § 259 of Title 19, O. S. 1941 and other acts and parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 429**—By Tate, Evans, Field, Andrews, Autry, Berry, Brewer, Brown (Pottawatomie), Carmichael, Haworth, Johnston, Lance, Long, Pazoureck, Stipe, Sugg, Taylor, and Trent —An Act relating to old age assistance; providing that up to the sum of One Thousand Dollars ($1,000.00) of the cash surrender value of any insurance policy owned by any applicant or recipient shall not be considered as a resource by the commission in determining the amount of assistance to be received by such applicant or recipient; amending Section 1, Chapter 7, Title 56, Page 180, Oklahoma Session Laws 1945; and declaring an emergency.

Engrossed **HB 495**—By Allard and Pazoureck of the House, and Rinehart of the Senate—An Act relating to publications of notices in newspapers; amending Section 1, Chapter 4, Title 25, Page 85, Oklahoma Session Laws 1943, so as to provide for the qualifi-

cations of newspapers publishing legal notices, advertisements, or publications of any kind; providing for legal status of newspapers authorized to make legal publications prior to the effective date of this Act; and declaring an emergency.

Engrossed **HB 437**—By ,Williams Bethell, Biles, Black, Card, Coleman, Dillon, Forsythe, Fronterhouse, Garvin, Griffin, Henry, Hert, Lance, Lindley, Long, Oliver, Ownby, Reynolds (Oklahoma), Reynolds (Ottawa), Smith (Rogers), Stipe, Tate, Tiffany and Wallace (Oklahoma) of the House, and Rinehart of the Senate—An Act relating to mental health and the care, treatment and hospitalization of mentally ill, mentally defective, and epileptic persons; creating a State Department of Mental Health and defining the powers, functions and duties of such department; providing procedure for commitments of mentally ill, mentally defective and epileptic persons to institutions for the care, treatment and safekeeping of such persons; providing for jury trial before certification; requiring determination by superintendent; creating positions in the State Department of Mental Health; placing all State institutions for the care and treatment of mentally ill, mentally defective and epileptic persons under the control of the State Department of Mental Health; providing penalties for abuse or mistreatment of patients in said institutions; providing penalties for unlawful order for admission; making provisions of Act severable; repealing Chapter 2, Title 35, page 256, O. S. 1947 and conflicting laws; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 14, 89, 133.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

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

SIXTY-FOURTH LEGISLATIVE DAY
Thursday, April 21, 1949

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

Upon motion of Senator Cook, the Senate recessed to meet at 1:45 p. m.

The Senate re-assembled at 1:45 p. m. with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—40.

Excused: Cobb, Mahan, Thompson, White.—4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Cartwright asked unanimous consent, which was granted, that Joe Leland Gary, Durant, Oklahoma, nephew of Senator Gary, be made an Honorary Page for this legislative day.

Senator Gary, Chairman of the Special Committee, appointed under the Porter motion to appear before the Committee on Roads and Highways of the U. S. Senate, on Wednesday, April 20, made an oral report, the gist of which was as follows:

That the proposed appropriation for aid to rural roads in the several states calls for $150,000,000.00 a year, as a supplement to the farm and market program proposed by the President; that of the 92,000 miles of road in Oklahoma, 10,000 miles are secondary roads, and the appropriation proposed could not be used for these roads, but the federal grants would be used on the remaining 82,000 miles to improve the existing rural roads, building culverts and bridges. That this would mean a federal grant to Oklahoma of approximately $4,500,000.00 a year to be spent on rural roads, and in order to qualify for this grant the state would have to match the federal grant dollar for dollar, which would give the state approximately $9,000,000.00 a year that would go for rural or country roads, and would not be spent on primary or secondary roads.

By order of the Senate, the Special Committee was ordered discharged.

COMMITTEE REPORTS

The following Bills and/orResolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 394—Local, State and Federal Government.

HB 408—Local, State and Federal Government.

HB 415—Local, State and Federal Government.

HB 446—Local State and Federal Government.

DO PASS, as amended:

SJR 2—By Military and Veterans Affairs to Committee on Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 136, 138, 139 and **215**, each correctly engrossed.

Engrossed **SBs 136, 138, 139** and **215**, were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 283—By Gooldy—An Act making appropriation for the purchase of land at the Whitaker State Orphan Home, Pryor, Oklahoma.

SB 284—By Gooldy—An Act Making appropriation to the Whitaker Orphan Home, Pryor, Oklahoma, to blacktop the primary roads on the grounds of the Whitaker State Orphans Home and to gravel the auxiliary roads, and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 281—Judiciary.

SB 282—Public Health.

Engrossed **HB 214**—Agriculture.

Engrossed **HB 216**—Local, State and Federal Government.

Engrossed **HB 429**—Social Welfare.

Engrossed **HB 437**—Public Health.

Engrossed **HB 495**—Local, State and Federal Government.

GENERAL ORDER

SB 95, by Rinehart, was read and considered.

Senator Counts asked unanimous consent, which was granted, to be made co-author of **SB 95.**

Senator Baldwin presiding.

Senator Ritzhaupt moved to amend **SB 95,** line 4, page 1, by adding after the word, "Governor," and before the word, "The," the following: "The Governor shall appoint a director of penal institutions who shall be a man qualified as a criminologist; he shall be chairman of the classification committee; he shall work under the direction and out of the office of the State Board of Affairs; he shall also have general supervision of the correctional institutions of the state; the salary shall be fixed by the State Board of Affairs and paid from the appropriations made to the State Board of Affairs," which amendment failed of adoption.

Senator Lowery moved to amend **SB 95,** line 2, page 4, to strike the word, "or," and to add after the word, "Oklahoma," in line 2, the following: "or Western Oklahoma Hospital at Supply, Oklahoma, which amendment was adopted by unanimous consent.

Senator Ginder moved to amend **SB 95,** line 6, page 6, by adding after the word "Committee," and before the word, "other," the following: "not to exceed two members," which amendment was adopted by unanimous consent.

Senator Worthington moved to amend **SB 95,** line 16, page 4, by inserting after the word, "order," and before the word, "of," the following: "within sixty (60) days," which amendment failed of adoption.

Upon motion of Senator Counts, **SB 95** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended and **SB 95** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 95 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Worthington.—31.

Nays: Connell, Howell, McClendon, Ritzhaupt.—4.

Not Voting: Binns, Dacus, Jelks, Nance, Waller.—5.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Worthington.—31.

Nays: Connell, Howell, McClendon, Ritzhaupt.—4.

Not Voting: Binns, Dacus, Jelks, Nance, Waller.—5.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 95 was referred for engrossment.

GENERAL ORDER

Senator Carrier asked unanimous consent, which was granted, that **HB 324,** by Brickell, et al of the House, and Gary and Carrier of the Senate, be re-referred to the Committee on Local, State and Federal Government for further consideration retaining its place on the calendar.

HB 183, by Dunlap of the House, and Emery of the Senate, was read and considered.

Upon motion of Senator Emery, **HB 183** was advanced to engrossment and third reading.

Upon motion of Senator Emery, the rules of the Senate were suspended, and **HB 183** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 183 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Binns, Connell, Cook, Jelks, Nance, Rinehart.—6.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Binns, Connell, Cook, Jelks, Nance, Rinehart.—6.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

HB 183 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 200, by Worthington, was read and considered.

Upon motion of Senator Worthington, **SB 200** was advanced to engrossment and third reading.

Upon motion of Senator Worthington, the rules of the Senate were suspended, and **SB 200** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 200 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—30.

Not Voting: Ballinger, Binns, Emery, Fine, Ginder, Jelks, Leonard, Nance, Rinehart, Seaman.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—30.

Not Voting: Ballinger, Binns, Emery, Fine, Ginder, Jelks, Leonard, Nance, Rinehart, Seaman.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 200 was referred for engrossment.

The Presiding Officer appointed Senators Counts, Chairman, Porter and Nevins, as Senate Conferees on **HB 9.**

GENERAL ORDER

SB 262, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 262,** was advanced to engrossment and third reading.

Senator Porter asked unanimous consent, which was granted, that **SB 262** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 262 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—32.

Nays: Price.—1.

Not Voting: Ballinger, Binns, Connell, Gary, Ginder, Leonard, Nance.—7.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—32.

Nays: Price.—1.

Not Voting: Ballinger, Binns, Connell, Gary, Ginder, Leonard, Nance.—7.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 262 was referred for engrossment.

GENERAL ORDER

SB 263, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 263** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **SB 263** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 263 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Counts, Gary, Ginder, Logan, Medlock, Nance. Total, 6.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Counts, Gary, Ginder, Logan, Medlock, Nance. Total, 6.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 263 was referred for engrossment.

GENERAL ORDER

SB 126, by Anderson and Gary, was read and considered.

Senator Anderson moved to amend **SB 126,** lines 2 and 3, page 20, by striking after the word: "of" the words and figures "Seventy-five Thousand ($75,000.00) Dollars" and inserting in lieu thereof a blank line, which amendment was adopted by unanimous consent.

Upon motion of Senator Anderson, **SB 126,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anderson, the Rules of the Senate were suspended and **SB 126,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 126 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Nevins, Porter, Price, Ritzhaupt, Rogers, Walker, Waller, Worthington.—30.

Not Voting: Binns, Boecher, Counts, Ginder, Leonard, Medlock, Nance, Rinehart, Seaman, Speck.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Nevins, Porter, Price, Ritzhaupt, Rogers, Walker, Waller, Worthington.—30.

Not Voting: Binns, Boecher, Counts, Ginder, Leonard, Medlock, Nance, Rinehart, Seaman, Speck.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 126 was referred for engrossment.

GENERAL ORDER

SB 264, by Porter, was read and considered.

Senators Ritzhaupt and Dacus moved to amend **SB 264,** line 1, page 2, by

adding after the word "Commissioner" the following: "and approved by the Legislature," which amendment was adopted.

Senator Collins moved to amend **SB 264,** line 10, page 2, by adding after the word "Commissioner" the following: "This Section shall only apply to those vehicles allotted to the Bureau of Criminal Identification," which amendment was adopted.

Upon motion of Senator Porter, **SB 264,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Porter, the Rules of the Senate were suspended and **SB 264,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 264 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—30.

Not Voting: Cartwright, Cook, Counts, Fine, Gary, Ginder, Gooldy, Logan, Nance, Rinehart.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—30.

Not Voting: Cartwright, Cook, Counts, Fine, Gary, Ginder, Gooldy, Logan, Nance, Rinehart.—10.

Excused: Cobb, Mahan, Thompson, White.—4.

The emergency was declared passed.

SB 264 was referred for engrossment.

Senator Connell asked unanimous consent, which was granted, that Carolyn Sue McIntosh, of Oklahoma City, little daughter of his Secretary, be made an Honorary Page for this legislative day.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 119,** as amended.

HA to **SB 119** read as follows, and concurred in upon motion of Senator Rogers:

AMENDMENT NO. 1. By adding a new Section to be known as Section 2 and reading as follows: "Provided, however, the terms of this Act shall not apply to any counties having a population in excess of one hundred seventy thousand (170,000)."

SB 119, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cowden, Dacus, Emery, Gooldy, Hope, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Speck, Walker, Waller, Worthington.—23.

Nays: Rogers.—1.

Not Voting: Binns, Cartwright, Collins, Connell, Cook, Counts, Fine, Gary, Ginder, Grim, Howell, Jarman, Jelks, Nance, Rinehart, Seaman.—16.

Excused: Cobb, Mahan, Thompson, White.—4.

The bill, as amended, was declared passed.

House Amendment was properly sign-

ed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 491**—By Forsythe, Allen, Davidson and Jennings of the House, and Price of the Senate—An Act amending Title 2, O.S. Supp. 1947, by amending Sections 156B, 156J, 156K and 156L, and re-enacting Section 156 O, and adding a new section to be known as Section 156P, relating to agricultural and industrial expositions and fairs; and declaring an emergency.

Engrossed **HB 323**—By Seids of the House, and Connell of the Senate—An Act relating to commercial fertilizers; amending 2 O. S. 1941 § 463; providing for payment of inspection fees; directing the allocation of the revenues derived from the collection of such fees; repealing all laws in conflict herewith; fixing effective date of Act; and declaring an emergency.

Engrossed **HB 298**—By Autry, Allen, Anderson, Andrews, Boatman, Brewer, Brown (Pittsburg), Brown (Pottawatomie), Cannon, Cordray, Disney, Douglas (Bryan), Dunlap, Dyer, Easterly, Forsythe, Fronterhouse, Klinglesmith, Kouns, Laing, Lance, Long, McGahey, Munson, Oliver, Ownby, Ozmun, Pazoureck, Reynolds (Ottawa), Sherman, Shibley, Smith (Cherokee), Stipe, Tate and Trent—An Act authorizing the issuance of fishing permits or licenses to certain disabled veterans of the State of Oklahoma, without the payment of any fee; providing for the procedure to obtain such licenses and for the duration thereof; repealing all acts in conflict therewith; and declaring an emergency.

Engrossed **HB 199**—By Bullard—An Act levying an annual license tax on coin operated music and amusement devices; providing for enforcement and administration thereof; prescribing penalties and forfeitures; providing for distribution of revenues; authorizing cities and towns to levy a license or occupation tax; repealing Chap. 33a of Title 68, Session Laws 1943, and all laws in conflict with this Act; providing for the effective date of the Act; and declaring an emergency.

Engrossed **HB 325**—By Smalley—An Act levying an additional excise tax of One Cent (1c) per gallon on gasoline, and distributing the revenue to the counties for the purpose of constructing and maintaining school bus routes and mail routes in the several counties to be used by boards of county commissioners; providing for the administration of said tax, manner and method of collection thereof; and declaring an emergency.

Engrossed **HB 396**—By Committee on Transportation—An Act amending Section 2, Chapter 18c, Title 68, page 437, Oklahoma Session Laws 1947; relating to the construction and maintenance of farm-to-market roads; authorizing the expenditure of One Cent (1c) of the gasoline excise tax levied by Section 1 of said Chapter 18c for that purpose; transferring unencumbered funds allocated to counties under the provisions of Chapter 18c, Title 68, page 436-438 Oklahoma Session Laws 1947 to the county highway, maintenance and construction fund of the several counties of the State, requiring the State Treasurer to pay said unencumbered funds to the county treasurer and by them deposited in the county highway, maintenance and construction funds to be used for the purpose of constructing and maintaining county rural roads, highways, and bridges; making the provisions of this Act severable; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 34, 230, 140, 85, 198.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 12**—By Russell, Billingsley, Oliver and Smalley—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twenty-second Legislature of the State of Oklahoma.

The above numbered **HCR** was ordered referred to the Committee on Rules and Committees.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 10, HBs 92, 314, 322, 338, 449, 299.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SJR 28—By Medlock and Ritzhaupt of the Senate, and Billinsgley, Sims, Huff, Sugg and Blaylock of the House—A Joint Resolution directing the Secretary of the State to refer to the people for their approval or rejection, a proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma; and ordering a special election therefor.

SB 285—By Anderson and Rinehart of the Senate and Smalley of the House—An Act authorizing and requiring the classification on real property for the purpose of taxation and equalization in distinctive manner; authorizing county board of equalization after due and legal notice to increase or decrease assessed valuations of locally assessed properties, real and personal, by classification or by totals, in addition to the manner already provided by law and providing for publication with opportunity of protest before such blanket order of increase or decrease shall become effective, and authorizing appeals from the final order of such board; authorizing the county board of equalization or the state board of equalization, after due and legal notice to equalize the valuations of properties assessed by classification or by totals to accomplish equalization as the same is contemplated by the constitution; and declaring an emergency.

SB 286—By Anderson and Rinehart of the Senate and Williams and Smalley of the House—An Act relating to and regulating the practice and teaching of cosmetology; creating a state board of cosmetology, and prescribing its powers, and duties and compensation; fixing penalties for violation of act; making an appropriation; repealing 59 O. S. 1941 Par. 198 to 198.27; making provisions of act severable; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:
SJR 27—Judiciary.
HJR 20—Judiciary.
HB 358—Judiciary.
HB 422—Judiciary.
HB 435—Judiciary.
HB 452—Judiciary.
HB 459—Agriculture.

WITHOUT RECOMMENDATION:
HB 289—Judiciary.

RESOLUTION

Senator Cook asked unanimous consent, which was granted, to introduce the following Senate Concurrent Resolution:

SENATE CONCURRENT RESOLUTION NO. 15—By Cook of the Senate and Wallace (Custer) of the House—A SENATE CONCURRENT RESOLUTION AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS TO ISSUE EMERGENCY AUTHORITY ORDERS DURING THE REMAINING PART OF APRIL, 1949.

Senator Ritzhaupt asked unanimous consent, which was granted, to take up **SCR 15** for immediate consideration, the Resolution being read.

Senator Ritzhaupt asked unanimous consent, which was granted, to amend the title to **SCR 15,** by adding the words and figures, "AND UNTIL MAY 15, 1949."

SCR 15, as amended, was read at length, as follows and adopted upon motion of Senator Porter:

SENATE CONCURRENT RESOLUTION NO. 15—By Cook of the Senate ate and Wallace (Custer) of the House.

A SENATE CONCURRENT RESOLUTION AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS TO ISSUE EMERGENCY AUTHORITY ORDERS DURING THE REMAINING PART OF APRIL, 1949, AND UNTIL MAY 15, 1949.

WHEREAS, certain State Institutions require Emergency Authority Orders during the remaining par t of April, 1949, and the first 15 days of May, 1949, for the protection of the health and safety of the inmates thereof, and for the orderly conduct of the affairs of the State Government,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 22nd LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

1. That the State Board of Public Affairs is hereby authorized and directed to issue Emergency Authority Orders during the remaining part of April, 1949, and the first fifteen (15) days of May, 1949, to the various Institutions, Commissions, Boards and other Agencies of the State.

SCR 15, as amended, was ordered referred for engrossment.

Upon motion of Senator Nevins, the Senate adjourned to meet at 1:30 p. m., Monday, April 25, 1949.

SIXTY-FIFTH LEGISLATIVE DAY
Monday, April 25, 1949

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

Upon motion of Senator Cook, the Senate recessed to meet at 2:00 p. m.

The Senate re-assembled at 2:00 p. m., with the President presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Ginder.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain, Reverend E. M. Whitwell, pastor of the First Christian Church of Lawton, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMUNICATION

A letter from Mrs. Thomas P. Gore, wife of Ex-U. S. Senator Gore, expressing appreciation for sentiments contained in a resolution of the Senate paying respect to the memory of Senator Gore, was read.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 15, and **SBs 95, 126, 200, 262, 263** and **264,** each, correctly engrossed.

SBs 34, 85, 119, 140, 198 and **230,** each, correctly enrolled.

Senator Cook presiding.

Engrossed **SCR 15** was properly signed and ordered transmitted to the Honorable House for consideration.

The President presiding.

Engrossed **SBs 95, 126, 200, 262, 263** and **264,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Baldwin presiding.

Enrolled **SB 119,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

Enrolled **SBs 34, 85, 140, 198** and **230,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 71**—By Gooldy, Porter, Rogers and Rinehart of the Senate, and Langley (Adair), and Long of the House—An Act amending 82 O. S. 1941, Section 861, defining "Lake O' The Cherokees"; amending 82 O. S. 1941, Section 862, as amended, relating to powers, rights and privileges of Grand River Dam Authority; amending 82 O. S. 1941, Section 863, as amended, relating to appointment and removal of directors; amending 82 O. S. 1941, Section 870, as amended, relating to the issuance of bonds of Grand River Dam Authority; providing limitation on issuance of bonds and for limitation on proceeds for certain uses thereof; amending 82 O. S. 1941, Section 873, as amended, relating to purchase and refunding of Grand River Dam Authority bonds; amending 82 O. S. 1941, Section 874, as amended, relating to sale and other disposition of property by the Grand River Dam Authority; repealing

all acts or parts of acts in conflict therewith; repealing Senate Bill No. 88, 19th Legislature (Title 82, Section 863.1, O.S.A.) House Bill No. 232, 21st Legislature (Title 82, Sections 891, 892 and 893, O.S.A.); and declaring an emergency.

Enrolled **SB 77**—By Gooldy and Bethell—An Act amending Section 1, Chapter 5, Page 33, Oklahoma Session Laws 1947, relating to herd law; and declaring an emergency.

Enrolled **SB 91**—By Ginder—An Act permitting banks in certain specified cities and other designated financial institutions to close on one business day of each week and permitting acts authorized, required or permitted to be performed on such business day at or by any bank or designated financial institution to be performed on the next succeeding business day.

Enrolled **SB 160**—By Leonard—An Act amending Section 1 of Chapter 5, of Title 19, Oklahoma Session Laws 1947, relating to the time in which a check or voucher issued or registered by any county treasurer in this State may be honored, and providing manner of distribution of funds held for the payment of such check or voucher.

Enrolled **SB 176**—By Ballinger of the Senate, and Jones of the House—An Act to secure the attendance before a grand jury or in a criminal prosecution in another state of witnesses who are in this State, and to secure the attendance before a grand jury or in a criminal prosecution in this State of witnesses who are without the State; and declaring an emergency.

Enrolled **SB 196**—By Anderson of the Senate, and Bullard of the House—An Act amending Section 32, Title 28, O. S. 1941 as amended by Chapter 1a of Title 28, Session Laws 1947, to distinguish fees of county clerks using photographic recording and those using typed recording; clarifying and correcting same to distinguish those common to both; making needed modifications; repealing Chapter 1, Title 28 Session Laws 1943 and all other laws in conflict herewith except those providing for recording and filing without fee; and declaring an emergency.

Senator Emery presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 183.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

The President presiding.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 278**—By Allen—An Act amending Sections 2, 4, 9, 10, 14, 21, and 23, Title 19, Session Laws of 1947, repealing Section 15 of Title 19, Session Laws of 1947, eliminating necessity of publishing petition for creation of sewer improvement districts, and providing for publication of notice of hearing for establishing of sewer improvement district; providing for annexation of territory to sewer improvement districts, and providing procedure therefor; providing for dissolution of district under certain circumstances; providing for manner of appointment and tenure of office of the board of directors; validating sewer improvement districts under certain circumstances; providing for payment of cost and expenses of district in bonds of said district; setting out procedure for creation of district sewers; authorizing the approval of such bonds by the Supreme Court, and giving said Court original jurisdiction for said purpose; and declaring an emergency.

Engrossed **HB 280**—By Committee on Appropriations—An Act appropriating certain sums to be expended by the State Board of Health for the purpose

of remolding the graves and landscaping the grounds of the Union Soldiers' Cemetery and of maintaining said cemetery; authorizing said board to hire one (1) full-time employee; fixing the maximum salary thereof; providing that said employee may devote any remaining time to the maintenance of the grounds and buildings of said board; and declaring an emergency.

Engrossed **HB 313**—By Committee on Appropriations—An Act making an appropriation for the chief mine inspector from the Emergency Appropriation Fund; and declaring an emergency.

Engrossed **HB 374**—By Reynolds (Oklahoma), Sherman, Box and Brickell of the House, and Jarman of the Senate—An Act providing for planning and zoning in the unincorporated areas of the county and prescribing the terms, conditions, and provisions thereof; providing certain exceptions; limiting the provisions hereof to counties having a population in excess of two hundred forty thousand (240,000); repealing Title 11, Chapter 7, Oklahoma Session Laws, 1943; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

Senator Nance asked unanimous consent, which was granted, that the vote be reconsidered by which consideration of **HB 98** was indefinitely postponed.

Senator Nance asked that **HB 98** be referred to Committee on Revenue and Taxation, which was the order.

COMMITTEE REPORT

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 324—Local, State and Federal Government.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 283—Appropriations.

SB 284—Roads and Highways, then to Appropriations.

SB 285—Revenue and Taxation.

SB 286—Public Health.

SJR 28—Revenue and Taxation.

Engrossed **HB 199**—Revenue and Taxation.

Engrossed **HB 298**—Game and Fish.

Engrossed **HB 396**—Revenue and Taxation.

Engrossed **HB 323**—Agriculture.

Engrossed **HB 325**—Revenue and Taxation.

Engrossed **HB 491**—Agriculture.

GENERAL ORDER

HB 302, by Eubanks and Field of the House, and Boecher of the Senate, was read and considered.

Upon motion of Senator Boecher, **HB 302** was advanced to engrossment and third reading.

Upon motion of Senator Boecher, the rules of the Senate were suspended, and **HB 302** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 302 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—34.

Not Voting: Anderson, Baldwin, Ballinger, Dacus, Nevins, Rinehart, Seaman, Waller, White.—9.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—34.

Not Voting: Anderson, Baldwin, Ballinger, Dacus, Nevins, Rinehart, Seaman, Waller, White.—9.

Excused: Ginder.—1.

The emergency was declared passed.

HB 302 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 266, by Smalley, was read and considered.

Senator Nance asked unanimous consent, which was granted, that **HB 266** be amended by adding as Section 6, the emergency clause.

Upon motion of Senator Nance, **HB 266** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 266** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 266 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—37.

Not Voting: Anderson, Ballinger, Collins, Mahan, Nevins, Waller.—6.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—37.

Not Voting: Anderson, Ballinger, Collins, Mahan, Nevins, Waller.—6.

Excused: Ginder.—1.

The emergency was declared passed.

HB 266 was referred for engrossment.

GENERAL ORDER

SB 35, by Collins and Counts, was read and considered.

Upon motion of Senator Gary, **SB 35** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 35** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 35 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Ginder.—1.

Not Voting: Boecher, Mahan, Nevins, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Ginder.—1.

Not Voting: Boecher, Mahan, Nevins, Porter.—4.

The emergency was declared passed.

SB 35 was referred for engrossment.

GENERAL ORDER

HB 31, by House Appropriations Committee, was read and considered.

Senator Ritzhaupt moved to amend **HB 31,** line 1, page 3, by adding after the figures, $9,092.00," and before the word "and," the following: "Nineteen Thousand-Eight Hundred ($19,800.00) Dollars for the purchase of the Red Plains Soil Conservation Experiment Station near Guthrie, Oklahoma, which consists of 279 acres, located in the County of Logan, State of Oklahoma, and described as follows: TRACT No. 1, Lots 1 and 2 and the South Half (S½) of the Northeast Quarter (NE¼) of Section 4, Township 15 North, Range 2 West of the Indian Meridian. TRACT No. 2, Lots 3 and 4 and the South Half (S½) of the Northwest Quarter (NW¼) of Section 3, Township 15 North, Range 2 West of the Indian Meridian, except a strip of land 41 rods wide off the entire East side of Lot 3 and the Southeast Quarter of the Northwest Quarter of said section and except 13 acres described as follows: Beginning at the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section; thence East 37 1/7 rods; thence North 56 rods; thence West 37 1/7 rods; thence South 56 rods to the place of beginning. SUBJECT to one-half of the mineral rights conveyed April 28, 1930, recorded in Book 74, Page 337, Misc. of the records of the clerk of Logan County," which amendment was adopted.

Senator Gary moved to amend **HB 31** by striking the enacting clause, which amendment was adopted.

Senator Nance moved to amend **HB 31,** line 5, page 3, by adding after the words and figures, Three Hundred ($300.00) Dollars, the following: "for Oklahoma A. & M. College, Okmulgee, for the purchase of linotype machines Thirty-six Thousand ($36,000.00) Dollars," which amendment was adopted.

Upon motion of Senator Gary, **HB 31** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 31** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 31 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Price.—1.

Not Voting: Cartwright, Howell.—2.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Price.—1.

Not Voting: Cartwright, Howell.—2.

Excused: Ginder.—1.

The emergency was declared passed.

HB 31 was referred for engrossment.

GENERAL ORDER

SB 15, by Gary of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 15** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 15** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 15 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—35.

Excused: Ginder.—1.

Not Voting: Baldwin, Ballinger, Binns, Cartwright, Howell, Medlock, Walker, Waller.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—35.

Excused: Ginder.—1.

Not Voting: Baldwin, Ballinger, Binns, Cartwright, Howell, Medlock, Walker, Waller.—8.

The emergency was declared passed.

SB 15 was referred for engrossment.

GENERAL ORDER

HB 155, by Tiffany, et al of the House, was read and considered.

Upon motion of Senator Gary, **HB 155** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 155** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 155 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—37.

Excused: Ginder.—1.

Not Voting: Collins, Howell, Jarman, Nance, Speck, Walker.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—37.

Excused: Ginder.—1.

Not Voting: Collins, Howell, Jarman, Nance, Speck, Walker.—6.

The emergency was declared passed.

HB 155 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 415, by Evans and Tate, was read and considered.

Upon motion of Senator Thompson, **HB 415** was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended, and **HB 415** was considered and placed upon third reading and final passage.

THIRD READING

HB 415 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cook, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Thompson, Waller, White, Worthington.—27.

Nay: Cobb, Counts, Cowden, Emery, Howell, Lowery, Price, Rogers, Seaman, Speck.—10.

Not Voting: Ballinger, Binns, Boecher, Collins, Connell, Walker.—6.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—31.

Nays: Cobb, Cowden, Howell, Lowery, Price, Speck.—6.

Not Voting: Ballinger, Binns, Boecher, Collins, Connell, Walker.—6.

Excused: Ginder.—1.

The emergency was declared passed.

HB 415 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 324, by Brickell, et al of the House, and Gary and Carrier of the Senate, was read and considered.

Senator Gary asked unanimous consent, which was granted, that **HB 324,** as amended, be advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 324,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 324 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—40.

Not Voting: Rinehart, Seaman, Walker.—3.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—40.

Not Voting: Rinehart, Seaman, Walker.—3.

Excused: Ginder.—1.

The emergency was declared passed.

HB 324 was referred for engrossment.

MOTION LODGED TO RECONSIDER

Senator Leonard moved that the vote by which **SB 121,** by Leonard, et al, passed, be reconsidered, which motion was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—36.

Nays: Porter.—1.

Not Voting: Binns, Cartwright, Connell, Nance, Rinehart, Walker.—6.

Excused: Ginder.—1.

THIRD READING

Senator Leonard asked unanimous consent that the amendments to **SB 121,** adopted by the Senate, be stricken, which was the order.

Senator Mahan moved that **SB 121** be stricken from the calendar, which motion was tabled upon motion of Senator Baldwin, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cobb, Cook, Dacus, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Rinehart, Ritzhaupt, Seaman, Speck, Worthington.—24.

Nays: Ballinger, Carrier, Collins, Connell, Counts, Cowden, Grim, Howell, Mahan, Medlock, Porter, Price, Rogers, Thompson, Walker, Waller, White.—17.

Not Voting: Cartwright, Lowery.—2.

Excused: Ginder.—1.

Senator Grim moved that consideration of **SB 121** be deferred to another legislative day.

Senator Leonard, as a substitute, moved that consideration of **SB 121** be deferred temporarily subject to further action of the Senate on this legislative day, which motion was adopted.

COMMITTEE REPORT

Senator Nance asked unanimous consent, which was granted, to submit the following Committee Report on **HB 465** and asked for immediate consideration of the Bill:

DO PASS, as amended:

HB 465—Revenue and Taxation.

Senator Rinehart moved that the Rules of the Senate be suspended and **HB 465,** as amended, be taken up for immediate consideration, which motion was adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Collins, Cook, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Walker, White, Worthington.—25.

Nays: Carrier, Cobb, Connell, Counts, Cowden, Emery, Gary, Howell, Jelks, Leonard, Medlock, Rogers, Seaman, Speck, Thompson, Waller.—16.

Excused: Ginder.—1.

Not Voting: Ballinger, Cartwright.—2.

Senator Connell moved that **HB 465** be ordered printed and placed upon the Calendar.

Senator Nance raised a point of order against the Connell motion, which was sustained, stating the Rinehart motion suspended the Senate Rule which would have provided for the purpose of the Connell motion.

GENERAL ORDER

HB 465, by Harkey was taken up for immediate consideration and read at length, upon request of Senator Howell.

Senator Rinehart presiding.

Upon motion of Senator Nance, **HB 465** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the Rules of the Senate were suspended and **HB 465,** as amended, was considered engrossed and placed upon third reading and final passage.

The President presiding.

Senator Connell moved that the Senate adjourn, which motion was tabled upon motion of Senator Rinehart.

THIRD READING

HB 465 was read for the third time at length, as follows:

ENGROSSED HOUSE BILL NO. 465 —By Harkey.

AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 31; AUTHORIZING ENACTMENT OF LAW WHEREBY THE STATE MAY BECOME INDEBTED IN AN AMOUNT NOT TO EXCEED THIRTY-SIX MILLION DOLLARS ($36,000,000.00) FOR THE PURPOSE OF CONSTRUCTING, REMODELING AND REPAIRING STATE BUILDINGS; RELATING TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID DEBT; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 10 of the Constitution of Oklahoma, same to be Section 31, Article 10, of the Constitution of Oklahoma:

Section 31. The Legislature of the State of Oklahoma is hereby authorized to enact a law whereby the State may become indebted in an amount not to exceed Thirty-six Million Dollars ($36,000,000.00) for the purpose of constructing, equipping, remodeling and repairing any and all buildings of the State, including those of its educational, recreational, penal and eleemosynary establishments; and such law shall provide that two cents (2c) of the tax on each package of cigarettes authorized by 68 O. S. 1941, Par. 586 to 586p, as amended and supplemented to the effective date of this section, or so much of said tax as may be necessary, shall be pledged and used for the sole purpose of paying the interest on such debt as it falls due, and also to pay and discharge the principal of such debt within twenty-five (25) years from the time of the contracting thereof; provided, that if said tax is not sufficient to so pay and discharge said interest and principal, the Legislature shall impose and provide for the collection of an additional tax, other than an ad valorem tax, sufficent to pay and discharge said interest and principal.

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

Authorizing the Legislature to enact a law whereby the State may become indebted not to exceed Thirty-six Million Dollars ($36,000,000.00) for purpose of constructing, equipping, remodeling and repairing State buildings; providing that two cents (2c) of tax on each package of cigarettes, if necessary, be pledged and used to pay and discharge within twenty-five (25) years the interest and principal on said debt; and authorizing Legislature to impose and collect, if necessary, an additional tax, other than ad valorem, to pay and discharge said interest and principal,
be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ Yes
☐ No

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Act, 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 4. A special election is hereby ordered to be held throughout the State on the 24th day of May, 1949, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Act shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

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.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—27.

Nays: Anderson, Carrier, Cobb, Connell, Cowden, Dacus, Emery, Gary, Howell, Leonard, Medlock, Price, Seaman, Speck, Thompson, Waller.—16.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—32.

Nays: Carrier, Cobb, Cowden, Emery, Howell, Leonard, Medlock, Price, Seaman, Speck, Thompson.—11.

Excused: Ginder.—1.

The emergency was declared passed.

The question being, "Shall **HB 465,** by Harkey, entitled:

"AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 31; AUTHORIZING ENACTMENT OF LAW WHEREBY THE STATE MAY BECOME INDEBTED IN AN AMOUNT NOT TO EXCEED THIRTY-SIX MILLION DOLLARS ($36,000,000.00) FOR THE PURPOSE OF CONSTRUCTING, REMODELING AND REPAIRING STATE BUILDINGS; RELATING TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL

OF SAID DEBT; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 24th day of May, 1949, as provided in Section 4, of said Bill, which Special Election is hereby ordered and authorized on the 24th day of May, 1949, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?" the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—30.

Nays: Carrier, Cobb, Connell, Cowden, Emery, Gary, Howell, Leonard, Medlock, Price, Seaman, Speck, Thompson.—13.

Excused: Ginder.—1.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

HB 465, as amended, was ordered referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 277—Agriculture.

DO PASS, as amended:

SJR 2—Revenue and Taxation.

HB 2—Revenue and Taxation.

HB 98—Revenue and Taxation.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 287—By Cook of the Senate, Wallace (Custer) of the House—An Act amending Section 16, Chapter 1c, Title 62, Session Laws 1947, Page 376, same being Section 16, **SB 36,** regular session, Twenty-First Legislature, relating to the procedure for encumbering appropriations and other funds of state institutions and departments, and the authority of the State Board of Public Affairs to authorize state departments and institutions to make purchases for or on behalf of the State; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 34, 85, 119, 140, 198,** and **230.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 7**—By Harkey and Smalley—An Act regulating proceedings by and before administrative agencies of the State of Oklahoma, providing for individual rights, setting forth the right of and procedure for judicial review, declaring the provisions severable, and repealing all laws in conflict herewith.

Engrossed **HB 207**—By Taylor, Griffin and Oliver—An Act amending 21 Oklahoma Statutes, 1941, Sections 965 and 970; providing that it shall not be unlawful to operate machines, instruments, mechanisms or devices which provide amusement or entertainment only; restricting the location thereof; and declaring an emergency.

Engrossed **HB 340**—By Bullard and Smalley—An Act amending Sections 1, 2 and 3, of Chapter 26, Title 68, Session Laws 1947; levying an excise tax on petroleum oil, natural gas and/or casinghead gas produced in this State; requiring the tax to be collected by the Oklahoma Tax Commission and the proceeds to be deposited with the State Treasurer to the credit of the "Conservation Fund" and "the Interstate Oil Compact Fund of Oklahoma"; appropriating said "Conservation Fund" and the balance in the Conservation Fund created under the provisions of prior laws and enactments for the payment of salaries and expenses of the employees of the Conservation Department, provided for by law, and all items of office expense and office supplies including stationery, telephone and telegraph, 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 Oklahoma; 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 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 and prescribing the manner of disbursing said funds; providing for an effective date; and declaring an emergency.

Engrossed **HB 341**—By Bullard—An Act imposing a privilege tax for the use of the public highways of this State for commercial purposes by persons importing motor fuel into this State in the motor fuel supply tanks of motor vehicles; providing for the distribution of the revenue for governmental purposes and for the State, counties, cities and towns for the construction and maintenance of highways, roads, bridges and streets; providing that the tax shall be determined and computed upon the number of gallons of motor fuel actually used on the highways of Oklahoma, or in the alternative that the tax may be determined on a mileage basis; providing that no motor fuel on which the tax levied by the motor fuel tax laws of this State is used for computing the tax imposed by this Act; defining terms; providing for the manner, method and time of reporting and paying said tax; providing for applications for and the issuance of licenses and permits, the making and filing of bonds, and for the cancellation of same; requiring the keeping of records; providing for certain exemptions; providing for a penalty for the violation of certain provisions hereof; providing that the provisions of this Act are severable; repealing all acts in conflict herewith; and declaring an emergency.

Engrossed **HB 517**—By Coleman—An Act authorizing court clerk to transfer by voucher not exceeding Four Thousand Five Hundred Dollars ($4,500.00) from the court fund upon order of district judge, county judge, and county attorney, in counties having a population in excess of fifteen thousand (15,000) and not exceeding fifteen thousand five hundred (15,500) according to the 1940 Federal decennial census and an assessed net valuation of less than Ten Million Dollars ($10,000,000) for the purchase and installation of a two-way radio system for office of sheriff of said county; provided a balance sufficient to operate the courts of record of said county for period of

one (1) year must be reserved in said fund before such transfer; repealing conflicting laws; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 15.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 157,** House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 15 correctly enrolled.

Enrolled **SCR 15** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 24,** as amended.

HA to **SJR 24** read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE JOINT RESOLUTION NO. 24—By Gary of the Senate and Biles and Anderson of the House.

A JOINT RESOLUTION RELATING TO FISHING IN LAKE TEXOMA; AUTHORIZING THE OKLAHOMA GAME AND FISH COMMISSION TO ENTER INTO AND CARRY OUT THE PROVISIONS OF AN AGREEMENT WITH ANY AGENCY OF THE STATE OF TEXAS; PROVIDING FOR UNIFORM FISHING LICENSES IN SAID LAKE; SETTING FORTH CERTAIN PROVISIONS WHICH SHALL BE INCLUDED IN SAID AGREEMENT AND CERTAIN PROVISIONS WHICH MAY BE INCLUDED IN SAID AGREEMENT; PROVIDING FOR THE DISPOSITION OF MONIES RECEIVED BY THE STATE FROM THE SALE OF SUCH LICENSES; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

WHEREAS, Lake Texoma, approximately seventy per cent (70%) of which is located in the State of Oklahoma and approximately thirty per cent (30%) of which is located in the State of Texas, is one of the most popular fishing lakes in the nation and an important economic asset to both such states, and

WHEREAS, both the State of Oklahoma and the State of Texas now require a state license for fishing in the respective parts of said lake located within its boundaries, and

WHEREAS, for the convenience of the public, the encouragement of fishing and the economic development of the area surrounding said lake, uniform fishing licenses should be issued by the State of Oklahoma and the State of Texas which will permit the holders thereof, whether residents or non-residents of such states, to fish in any part of said lake.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Oklahoma Game and Fish Commission is hereby authorized to enter into and to carry out the provisions of an agreement with any agency of the State of Texas authorized by law to enter into such an agreement whereby uniform fishing licenses shall be issued by both such states which will permit the holders thereof, whether

residents or non-residents of either of such states, to fish in any part of said lake without obtaining any other license from either of such states.

Said agreement shall provide that said licenses shall be issued for a calendar year at the cost of Five Dollars ($5.00) or for ten (10) consecutive days at the cost of One Dollar and Twenty-Five Cents ($1.25), and that seventy per cent (70%) of the net proceeds of the sale of such licenses shall be paid to the State of Oklahoma and thirty per cent (30%) of such net proceeds shall be paid to the State of Texas.

Said agreement may contain provisions concerning the age of license holders, the manner of issuing said licenses, the expense of issuing said licenses, the form of such licenses and other provisions pertaining to such licenses not contrary to this Act, which are deemed necessary and proper in order to make said agreement workable and effective.

Said agreement shall contain no provision affecting the rights of persons holding resident or non-resident fishing licenses issued under the laws of either the State of Oklahoma or the State of Texas to fish in that part of Lake Texoma which is located within the boundaries of the State of Oklahoma or the State of Texas, respectively, without the obtaining the license provided for in this Act.

Said agreement shall contain a provision that on the reverse side of each such uniform fishing license there shall appear a true and correct map of Lake Texoma and the surrounding area, including thereon the location and names of the county seat towns of the counties bordering on the said lake, and shall show thereon the boundary line between the States of Oklahoma and Texas with proper labels on the respective sides of said boundary line.

SECTION 2. Said agreement shall be effective only during the calendar years 1949, 1950 and until January 31st, 1951.

SECTION 3. The net proceeds of the sale of the licenses payable to the State of Oklahoma under the provisions of said agreement shall be paid to the State Treasurer and by him deposited to the credit of the Game and Fish Fund.

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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 16** and **19**, each as amended.

HA to **SB 16** read as follows and consideration deferred for this legislative day:

Amendment No. 1. Page 1, of Engrossed **SB 16.** By striking the Enacting Clause.

HAs to **SB 19** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Page 1, Section 1, Line 35 of Engrossed **SB 19,** by striking the figures in the first column "$14,-810.00" and inserting in lieu thereof the figures "$16,510.00", and on Page 2, between lines 6 and 7, by adding a new line to read "New Cases, $1,700.00", and on Page 2, Line 7 by striking the figures in the first column "14,810.00" and inserting in lieu thereof the figures "$16,510.00".

Amendment No. 2: Page 1, Line 8 of Engrossed **SB 19,** by striking the Enacting Clause.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 22,** as amended.

HA to **SB 22** read as follows and

consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 22—By Committee on Appropriations.

AN ACT RELATING TO THE STATE ELECTION BOARD, THE SECRETARY AND EMPLOYEES THEREOF; MAKING AN APPROPRIATION FROM THE EMERGENCY APPROPRIATION FUND OF THE STATE FOR THE OPERATION OF SAID BOARD AND EXPENSES THEREOF, INCLUDING THE PURCHASE OF ELECTION SUPPLIES AND PAYMENT OF COMPENSATION, MILEAGE AND PER DIEM OF SECRETARIES AND MEMBERS OF COUNTY ELECTION BOARDS, FOR THE BIENNIUM BEGINNING JULY 1, 1949 AND ENDING JUNE 30, 1951; MAKING APPROPRIATIONS NON-FISCAL FOR CONTRACTUAL AND EXPENDITURE PURPOSES; FIXING THE SALARY OF THE SECRETARY OF THE STATE ELECTION BOARD; AUTHORIZING THE SECRETARY OF THE STATE ELECTION BOARD TO EMPLOY AND FIX THE SALARY OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; REPEALING SECTION 35, HOUSE BILL 438, R. S., TWENTY-FIRST LEGISLATURE; AND DECLARING AN EMERGENCY.

SECTION 1. There is hereby appropriated out of any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ending June 30, 1949, not otherwise appropriated, to the Secretary of the State Election Board for the biennium beginning July 1, 1949 and ending June 30, 1951, to be paid on claims approved by the Secretary of the State Election Board, the following amounts or so much thereof as may be necessary for the purposes herein specified:

Emergency Appropriation Fund

STATE ELECTION BOARD

For expense of personal services, including salary of the Secretary and per diem and expenses of board members___$43,500.00

SPECIAL APPROPRIATION:

For the purpose of paying expenses necessary and incident to elections and the duties of the State Election Board and Secretary of said Board, including the payment of salaries and compensation to employees, postage, communication, telephone and telegraph, travel, equipment, ballots, election and office supplies, printing, freight, express, drayage and any other necessary expenses of said Board or the Secretary thereof _____ 55,000.00

SPECIAL APPROPRIATION:

For the purchase of election supplies and payment of election expense of primaries, special and general elections. (Pursuant to the provisions of Title 26, Sections 551, 553, 554 and 555, Oklahoma Statutes 1941 and Section 1 of House Bill No. 8, 22d Legislature, approved by the Governor under date of April 12, 1949) _____589,000.00

SPECIAL APPROPRIATION:

For the payment of compensation, mileage and per diem of the Secretaries and members of the county election boards, pursuant to the provisions of Section 2, House Bill No. 8, 22d Legislature, approved by the Governor under

date of April 12, 1949_____137,000.00

TOTAL STATE ELECTION BOARD _____$824,500.00

SECTION 2. The salary of the Secretary of the State Election Board shall be Seven Thousand Two Hundred Dollars ($7,200.00) per annum, payable monthly from the appropriations for personal services made by Section One of this Act.

SECTION 3. The Secretary of the State Election Board shall create positions, make the appointment and unless otherwise provided by act of the Twenty-second Legislature, shall fix the salary of officials and employees necessary to perform the duties imposed upon the State Election Board by law, payable from the appropriations made by this Act for expenses of personal services and from special appropriations.

SECTION 4. The appropriations herein made shall be non-fiscal for contractual or expenditure purposes, and shall be available for thirty (30) months from date this Act is passed, but shall be fiscal appropriations for the purpose of allocating revenue collections thereto.

SECTION 5. Upon request of the Secretary of the State Election Board, any item of the current appropriation or appropriation allotment, herein made for the Secretary of the State Election Board, may be transferred to any other item within the same department with the written approval of the Budget Director. Appropriations authorized in this Act may be transferred to appropriations authorized for the Secretary of the State Election Board in another act so long as the total appropriation for the Secretary of the State Election Board does not change.

SECTION 6. Effective July 1, 1949, Section 35, House Bill 438, R. S., Twenty-first Legislature, 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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 23** and **28**, each as amended.

HA to **SB 23** read as follows and consideration deferred for this legislative day:

AMENDMENT NO. 1 Page 1, Line 9 of Engrossed Senate Bill No. 23, by striking the Enacting Clause.

HA to **SB 28** read as follows and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT to ENGROSSED SENATE BILL NO. 28—By Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OKLAHOMA LIBRARY COMMISSION FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE OKLAHOMA LIBRARY COMMISSION TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30 1951
OKLAHOMA LIBRARY COMMISSION		
For expenses of personal services in accordance with the following schedule	$24,300.00	$24,300.00
SCHEDULE		
Secretary	$ 3,000.00	$3,000.00
Assistant Secretary	2,400.00	2,400.00
Director of Traveling Libraries	2,400.00	2,400.00
Cataloger	2,400.00	2,400.00
Director of Individual Loans	2,400.00	2,400.00
Braille Librarian	2,400.00	2,400.00
Braille Assistant	1,800.00	1,800.00
Order and Accessions Clerk	2,100.00	2,100.00
Stenographer	1,800.00	1,800.00
File and Record Clerk	1,800.00	1,800.00
Packer and Shipper	1,800.00	1,800.00
TOTAL OF SCHEDULE	$24,300.00	$24,300.00
For expenses of maintenance and operation in accordance with the following schedule	$19,850.00	$20,050.00
SCHEDULE		
Traveling expense	$ 600.00	$ 600.00
Other operating expense	$18,650.00	$18,850.00
Equipment	600.00	600.00
TOTAL OF SCHEDULE	$19,850.00	$20,050.00
TOTAL OKLAHOMA LIBRARY COMMISSION	$44,150.00	$44,350.00

SECTION 2. The Oklahoma Library Commission, created by Section 1, Title 65, Oklahoma Statutes 1941, shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Oklahoma Library Commission by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, including Section 3, Title 65, Oklahoma Statutes 1941, insofar as it relates to salary limitations, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 30, House Bill 438, Regular Session, Twenty-first Legislature, is hereby specifically repealed.

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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 45, 46 and 48,** each as amended.

HS to **SB 45** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Page 1, Line 7 of Engrossed **SB 45,** by striking the Enacting Clause.

HA to **SB 46** read as follows and

consideration deferred for this legislative day:

Amendment No. 1: Page 1, Line 6 of Engrossed **SB 46,** by striking the Enacting Clause.

HA to **SB 48** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Page 1, Line 6 of Engrossed **SB 48,** by striking the Enacting Clause.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 53** and **88,** each as amended.

HA to **SB 53** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Page 1, Line 7 of Engrossed **SB 53,** by striking the Enacting Clause.

HA to **SB 88** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Page 1, Line 8 of Engrossed **SB 88,** by striking the Enacting Clause.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 55** and **87,** each as amended.

HA to **SB 55** read as follows and consideration deferred for this legislative day:

Amendment No. 1: Section 1, Lines 15, 16 and 17 of Engrossed **SB 55,** by striking the words and figures "Forty Thousand Dollars ($40,000.00)" and insert in lieu thereof the words and figures "Twenty-one Thousand Dollars (21,000.00)".

HA to **SB 87** read as follows, and consideration deferred for this legislative day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 87—By Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FIRE MARSHAL FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; FIXING THE SALARY OF THE STATE FIRE MARSHAL AND AUTHORIZING THE STATE FIRE MARSHAL TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SECTION 23, HOUSE BILL 438, R. S., TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949; REPEALING ALL OTHER LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
STATE FIRE MARSHAL		
ADMINISTRATIVE DIVISION:		
For expenses of personal services in accordance with the following schedule ------	$20,300.00	$20,300.00
SCHEDULE		
Fire Marshal ----	$ 5,000.00	$ 5,000.00
Assistant Fire Marshal --	3,600.00	3,600.00
Fire Prevention Inspector (4@ $2,400.00) -----	9,600.00	9,600.00

Stenographer Clerk _____	2,100.00	2,100.00
TOTAL OF SCHEDULE ___	$20,300.00	$20,300.00
For expenses of maintenance and operation in accordance with the following schedule _____	$11,000.00	$11,000.00

SCHEDULE

Traveling expense _____	$ 7,000.00	$ 7,000.00
Other operating expenses _____	3,000.00	3,000.00
Equipment _____	1,000.00	1,000.00
TOTAL OF SCHEDULE ___	$11,000.00	$11,000.00
LIQUIFIED PETROLEUM GAS DIVISION:		
For expenses of personal services in accordance with the following schedule _____	$20,100.00	$20,100.00

SCHEDULE

Chief Liquified Petroleum Gas Inspector _____	$ 3,900.00	$ 3,900.00
Per diem Board Members @ $10.00 per day_	800.00	800.00
Account Clerk ___	2,100.00	2,100.00
Stenographer Clerk _____	2,100.00	2,100.00
Liquified Petroleum Gas Inspector (4 @ $2,700.00) __	10,800.00	10,800.00
Extra Help _____	400.00	400.00
TOTAL OF SCHEDULE ___	$20,100.00	$20,100.00
For expenses of maintenance and operation in accordance with the following schedule _____	$ 9,890.00	$ 9,890.00

SCHEDULE

Traveling expense _____	$ 7,000.00	$ 7,000.00
Other operating expense ___	2,290.00	2,290.00
Equipment _____	600.00	600.00
TOTAL OF SCHEDULE ___	$ 9,890.00	$ 9,890.00
TOTAL STATE FIRE MARSHAL ___	$61,290.00	$61,290.00

SECTION 2. The salary of the State Fire Marshal shall be Five Thousand Dollars ($5,000.00) per annum, payable monthly from the appropriation for personal services under the Administrative Division of Section One (1) of this Act. The State Fire Marshal shall appoint qualified persons to the positions set forth in the schedules of personal services in Section One (1) of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the State Fire Marshal by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 23, **HB 438,** R. S., Twenty-First Legislature, is hereby specifically repealed.

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.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 78.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 78** was read and consideration deferred for this legislative day:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed **HB 78** and Engrossed **SAs** 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, hereto attached, be adopted.

HOUSE CONFEREES:

LARASON, Chairman,
LANGLEY (Adair),
CARD.

SENATE CONFEREES:

LOWERY, Chairman,
WORTHINGTON,
FINE.

MESSAGES FROM THE HOUSE

Advising refusal to adopt Conference Committee Report on **HB 433** and requesting further Conference with Special Instructions to Conferees.

By unanimous consent, further consideration of **HB 433** was deferred for this legislative day.

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

SIXTY-SIXTH LEGISLATIVE DAY
Tuesday, April 26, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, M a h a n, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—43.

Excused: Thompson.—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.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 288—By Carrier of the Senate, and Nall, Sumrall, Field, Billingsley, Johnston, McColgin, Douglas (Harper) and Lindley of the House—An Act declaring that Federal rent control is no longer necessary in the State of Oklahoma or any part thereof; fixing the effective date of this Act and manner of notice to the Federal Housing Expediter; and declaring an emergency.

SB 289—By White—An Act amending Section 134, Title 29, Oklahoma Statutes 1941; prohibiting the possession of game animals or game birds except in open season and the immediately following ninety (90) days; and declaring an emergency.

SB 290—By White—An Act amending Section 181, 29 OS 1941; prohibiting the shooting of quail resting on the ground, commonly called "pot-shooting."

SB 291—By White—An Act amending Section 128, 29 OS 1941; prohibiting the shooting of game animals, game birds, non-game animals and non-game birds from or across public highways, roads or railroad right-of-ways; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 287—Local, State and Federal Government.

Engrossed **HB 7**—Judiciary.

Engrossed **HB 207** — Revenue and Taxation.

Engrossed **HB 278**—Public Health.

Engrossed **HB 280**—Appropriations.

Engrossed **HB 313**—Appropriations.

Engrossed **HB 340**—R e v e n u e and Taxation.

Engrossed **HB 374**—Local, State and Federal Government.

Engrossed **HB 341**—R e v e n u e and Taxation.

Engrossed **HB 517**—

Senator Lowery asked that **HB 517,** by Coleman, be printed and placed upon the Calendar without reference to a Committee, which was the order.

GENERAL ORDER

SB 220, by Speck and Mahan, was read and considered.

Senators Mahan and Speck moved to amend **SB 220,** lines 5 and 6, page 1, by adding after the word, "membership" and before the word "to," on line 6, the following: "or insurance," which amendment was adopted.

Senators Mahan and Speck moved to amend **SB 220,** line 7, page 1, by adding after the word, "membership," and be-

fore the word, "are," the words, "or insurance," which amendment was adopted.

Senators Mahan and Speck moved to amend **SB 220,** line 1, page 2, by adding after the word, "membership," and before the word, "contain," the words, "or insurance," which amendment was adopted.

Senators Mahan moved to amend **SB 220,** line 5, page 2, by adding after the word, "membership," and before the word, "shall," the words, "or insurance, which amendment was adopted.

Senators Mahan and Speck moved to amend **SB 220,** line 7, page 2, by adding after the word, "membership," and before the word, "are," the words, "or insurance, which amendment was adopted.

Senators Mahan and Speck moved to amend **SB 220,** line 10, page 2, by adding after the word, 'membership," and before the word, "provided," the words, "or insurance," which amendment was adopted.

Senators Mahan and Speck moved to amend **SB 220,** line 12, page 2, by adding after the word, "amended," and before the word, "the," the words: "in any way affecting the insurance rights of the member," which amendment was adopted.

Senator Mahan moved to amend the title to **SB 220** to conform to the amendments, which motion was adopted.

Upon motion of Senator Mahan, **SB 220,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 220,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 220 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Collins, Connell, Jelks, McClendon, Porter, Seaman. —7.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Collins, Connell, Jelks, McClendon, Porter, Seaman. —7.

Excused: Thompson.—1.

The emergency was declared passed.

SB 220 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 31, 266, 324 and **465,** and **SBs 15** and **35,** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 31, 266, 324** and **465,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 15** and **35,** were each properly signed and ordered transmitted to the Honorable House for consideration.

PENDING ACTION ON HOUSE AMENDMENTS

Referring further to **SB 22,** by Committee on Appropriations:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 22,** and asked for a conference.

Referring further to **SB 88,** by Gary:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 88,** and asked for a conference.

Referring further to **SB 53,** by Gary:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 53,** and asked for a conference.

Referring further to **SB 48,** by Gary:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 48,** and asked for a conference.

Referring further to **SB 45,** by Gary:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 45,** and asked for a conference.

Referring further to **SB 19,** by Gary, et al:

Upon motion of Senator Gary, the Senate refused to concur in **HAs** to **SB 19,** and asked for a conference.

Referring further to **SB 46,** by Dacus and Nevins:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 46,** and asked for a conference.

Referring further to **SB 23,** by Leonard and Gary:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 23,** and asked for a conference.

Referring further to **SB 16,** by Gary, et al:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 16,** and asked for a conference.

Referring further to **SB 87,** by Committee on Appropriations:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 87,** and asked for a conference.

Referring further to **SB 28,** by Committee on Appropriations:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to **SB 28,** and asked for a conference.

Referring further to **SB 55,** by Medlock and Gooldy:

Upon motion of Senator Gary, the Senate concurred in **HA** to **SB 55.**

SB 55, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Connell, Fine, McClendon, Porter, Seaman.—5.

Excused: Thompson.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Connell, Fine, McClendon, Porter, Seaman.—5.

Excused: Thompson.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Referring further to **SJR 24,** by Gary, et al:

Upon motion of Senator Gary, the Senate concurred in **HAs** to **SJR 24.**

SJR 24 as amended by the Honorable House, was read at length.

On question of passage of resolution, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Nays: Cobb, Hope.—2.

Not Voting: Connell, Dacus, Fine, McClendon, Porter, Seaman.—6.

Excused: Thompson.—1.

The resolution, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Nays: Cobb, Hope.—2.

Not Voting: Connell, Dacus, Fine, McClendon, Porter, Seaman.—6.

Excused: Thompson.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered resolution, as amended, was referred for enrollment.

PENDING ACTION ON REQUEST OF HONORABLE HOUSE

The request of the Honorable House for further conference on **HB 433** was granted, upon motion of Senator Rinehart.

PENDING ACTION ON CONFERENCE COMMITTEE REPORT

Senator Lowery moved that the Senate adopt the Conference Committee Report on **HB 78,** which motion was adopted.

HB 78, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cook, Counts, Cowden, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Walker, Waller, White, Worthington.—28.

Nays: Ballinger, Cobb, Emery, Hope, Rogers.—5.

Excused: Thompson.—1.

Not Voting: Binns, Cartwright, Collins, Connell, Dacus, Fine, McClendon, Price, Seaman, Speck.—10.

The bill, as amended in Conference, was declared passed.

HB 78, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Thompson asked to be recorded present, which was the order.

GENERAL ORDER

SB 96, by Public Health Committee of the Senate, was read was read and considered.

Upon motion of Senator Ritzhaupt, **SB 96** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 96** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 96 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Collins, Dacus, Fine, Howell, Leonard, McClendon, Seaman.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Collins, Dacus, Fine, Howell, Leonard, McClendon, Seaman.—8.

The emergency was declared passed.

SB 96 was referred for engrossment.

GENERAL ORDER

SJR 2, by Military and Veterans Affairs Committee of the Senate, was read and considered.

Senator Fine moved to amend **SJR 2** by substituting therefor, the following:

SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 2.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW ARTICLE THERETO, TO BE DESIGNATED AS ARTICLE ____ OF SAID CONSTITUTION, AUTHORIZING THE PAYMENT OF AN ADJUSTED COMPENSATION FOR ACTIVE SERVICE IN THE ARMED FORCES OF THE UNITED STATES BETWEEN DECEMBER 7, 1941 AND DECEMBER 3, 1945, AND FURTHER AUTHORIZING THE LEVYING OF TAXES, AND THE ISSUANCE OF BONDS, TO OBTAIN THE NECESSARY FUNDS THEREFOR, AND THE LEVYING OF TAXES NECESSARY TO RETIRE INDEBTEDNESS CREATED BY THE ISSUANCE OF ANY SUCH BONDS; AND PROVIDING FOR THE SUBMISSION OF SUCH PROPOSED AMENDMENT TO THE PEOPLE FOR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The following amendment to the Constitution of the State of Oklahoma, to become and be designated as Article____ of said Constitution, is hereby proposed and shall be referred by the Secretary of State to the people for their approval or rejection, in the manner provided by law:

ARTICLE____

Section 1. The Legislature, by appropriate legislation, is hereby authorized to provide for the payment of an adjusted compensation for active duty in the armed forces of the United States at any time between December 7, 1941 and December 3, 1945, by persons who had been domiciled in the State of Oklahoma for not less than one (1) year immediately preceding entry into such service. No such adjusted compensation shall exceed Ten ($10.00) Dollars for each month or major fraction of a month of such service within the continental limits of the United States, or Fifteen ($15.00) Dollars for each month or major fraction of a month of

such service outside said limits, and shall not exceed a total of Three Hundred ($300.00) Dollars to any such person whose service during said period was confined to the continental limits of the United States, or a total of Five Hundred ($500.00) Dollars to any such person whose service during said period was not confined to said limits. Authority is also given to provide that no such adjusted compensation, or the right thereto, shall be subject to assignment, legal or equitable, or to claims of creditors by attachment, garnishment, execution, court order, or other process, legal or equitable, or be regarded as assets, legal or equitable, of the estate of any decedent, or be made the basis of administration proceedings. The levying of taxes, and the issuance of State Serial Bonds payable in not more than ten (10) years in a total amount not in excess of One Hundred Million ($100,000,000.00) Dollars, are hereby authorized, and to obtain funds to pay any such adjusted compensation and bonds hereby authorized, the Legislature is hereby directed and authorized to levy a gross production tax equal to two (2%) per cent of the gross value of the production of petroleum or other crude or mineral oils which shall be levied on basis of forty-two (42) U. S. gallons of 231 cubic inches per gallon, computed at a temperature of 60° Fahrenheit for oil measurement, and a tax of two (2%) per centum of the gross value of the production of natural gas, and/or casinghead gas; such tax to be in addition to the gross production tax of five (5%) per cent on oil and natural gas now collected by law, and such two (2%) per centum of said gross production tax shall be collected by the Oklahoma Tax Commission at the same time and in the same manner as provided by Sections 821 to 825, inclusive, of Chapter 20, Title 68, OS 1941, as amended and supplemented to the effective date of this Act, and such tax, or so much of said tax as shall be necessary, shall be pledged and used for the sole purpose of paying the interest on such indebtedness as it falls due, and also, to constitute a sinking fund for the payment of principal thereof within ten (10) years from the time of contracting the same; provided, that if said tax is not sufficient to so pay and discharge said interest and principal, the Legislature shall impose and provide for the collection of an additional tax, other than ad valorem tax, sufficient to pay and discharge such interest and principal.

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 adding a new Article thereto, designated Article____, and authorizing payment of an adjusted compensation for services in the Armed forces of the United States by residence of this State, between December 7, 1941 and December 3, 1945, and further authorizing the issuance of State Serial Bonds, not exceeding One Hundred Million ($100,000,000.00) Dollars, to obtain the necessary funds therefor, and further authorizing the Legislature to levy and collect a gross production tax of two (2%) per centum of the gross value of all oil and natural or casinghead gas produced in the State of Oklahoma, which shall be in addition to the existing gross production tax of five (5%) per cent, and which shall be pledged and used solely to pay the interest on such indebtedness as it falls due, and to constitute a sinking fund to pay the principal thereof within ten (10) years; and authorizing the Legislature to impose and collect, if necessary, an additional tax, other than ad valorem, to pay and discharge said interest and

principal, be approved by the people?

Shall the proposed Constitutional amendment be approved?

☐ YES

☐ NO

SECTION 3. The President Pro-tempore of the Senate shall, immediately after the effective date hereof, prepare and file one (1) copy thereof with the Secretary of State, and one (1) copy thereof with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the 24th day of May, 1949, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section I of this Act shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

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.

Senators Rogers, Dacus and Jelks asked to be made co-authors of **SJR 2**, which was the order.

Senator Ginder presiding.

Senator Fine moved to amend his pending amendment to **SJR 2**, lines 22 and 23, page 1, by inserting after the word "between," in line 22, and before the word, "December," in line 23, the words: "between April 6, 1917 and December 7, 1919", which amendment was adopted.

Senator Baldwin moved to amend the Fine amendment to **SJR 2**, by striking all subject matter pertaining to gross production tax and in lieu thereof insert a one (1%) per cent sales tax.

Senator Fine moved to table the Baldwin amendment, which motion failed of adoption, the roll call resulting as follows:

Ayes: Boecher, Cartwright, Cobb, Cook, Dacus, Emery, Fine, Ginder, Jelks, Leonard, McClendon, Nance, Rinehart, Ritzhaupt, Rogers, Speck, White, Worthington.—18.

Nays: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Counts, Cowden, Gary, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Seaman, Thompson, Waller.—25.

Not Voting: Walker.—1.

Senator Nance moved that further consideration of **SJR 2** be deferred until another legislative day, which motion prevailed.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 24—Appropriations.
SB 47—Appropriations.
SB 283—Appropriations.
HB 24—Appropriations.
HB 27—Appropriations.
HB 76—Appropriations.
HB 101—Appropriations.
HB 102—Appropriations.
HB 103—Appropriations.
HB 184—Appropriations.
HB 216 — Local, State and Federal Government.
HB 363—Appropriations.
HB 370—Appropriations.
HB 397—Appropriations.
HB 401—Appropriations.
HB 495 — Local, State and Federal Government.

DO PASS, as amended:

HJR 11—Revenue and Taxation.
HB 278—Public Health.
HB 429—Social Welfare.
HB 120—to Revenue and Taxation by Education.

WITHOUT RECOMMENDATION:

SB 273—Appropriations.

SB 275—Appropriations.

DO NOT PASS:

SB 122—Appropriations.

RE-REFERRED TO COMMITTEES:

HB 290—to Local, State and Federal by Appropriations.

HB 311—to Military and Veterans Affairs by Appropriations.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 71, 90,** as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 276**—By Harkey—An Act relating to jury service; amending Title 38, Section 10, Oklahoma Statutes 1941.

Engrossed **HB 368**—By Welch—An Act amending the Business Corporation Act; amending Section 19 of Chapter A, Title 18, Session Laws 1947 relating to general powers of domestic corporations; providing what the general powers may be and providing that corporations may cooperate with other corporations, organizations and persons in creation and maintenance of certain charitable philanthropic funds and other organizations; providing that corporations may make gifts for certain things; providing that corporations may assist employee credit unions, company pension and annuity and bonus plans; amending Section 27 of Chapter A, Title 18, Session Laws 1947 relating to incidental powers of domestic corporations; amending said section to clarify powers relating to certain public service corporations; providing that gas and electric public service corporations may not engage in business of selling appliances; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 71, 90, 155, 302** and **415.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 15.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 56**—By Lowery—An Act relating to the members and president of the State Board of Agriculture; providing for the appointment, qualification, office, meetings and special meetings, terms, vacancies, compensation and expenses, duties and salary; providing for severability; repealing Sections One (1) and Three (3), Title 2, O. S. 1941, and all acts and parts of acts in conflict herewith, and declaring an emergency.

Senator Nance, Chairman of the Senate Conference Committee, appointed under **SB 3,** by Porter, advised of an immediate meeting of the Joint Conference Committee thereunder and due to the absence of Senator Walker, a member of the Senate Conference Committee, asked unanimous consent that Senator Nevins be named an alternate for Senator Walker which request was ordered granted by the Senate.

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

SIXTY-SEVENTH LEGISLATIVE DAY
Wednesday, April 27, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—40.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Ginder introduced and presented to the Senate, Honorable Ross Rizley of Guymon, a former member of the Senate and U. S. Congress, who addressed the Senate briefly.

GENERAL ORDER

Senator Nance asked unanimous consent that **HB 57,** by Bullard, be re-committed to the Committee on Revenue and Taxation for further study, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 96 and **220,** each, correctly engrossed.

SJR 24, and **SB 55,** each, correctly enrolled.

Engrossed **SBs 96** and **220** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 55,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Gary presiding.

Enrolled **SJR 24,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 22—Appropriations.
SB 40—Appropriations.
SB 61—Appropriations.
SB 66—Appropriations.
SB 67—Appropriations.

DO PASS, as amended:

HB 20—Appropriations.
HB 163—Judiciary.
HB 220—Appropriations.
SB 25—Appropriations.
SB 182—Appropriations.
SB 240—Appropriations.

RE-REFERRED TO COMMITTEES:

HB 65—to Military and Veterans Affairs by Appropriations.

HB 75—to Military and Veterans Affairs by Appropriations.

Senator Ritzhaupt asked unanimous consent that **SB 224,** by Ritzhaupt of the Senate, and Wallace (Grady) of the House, be withdrawn from the Committee on Penal Institutions and referred

to the Appropriation Committee, which was the order.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SJR 29—By Logan of the Senate and Reynolds (Oklahoma) 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 Article 24, Section 1, Par. 2 of the Constitution of the State of Oklahoma, relating to the amendment of said Constitution by Articles.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 288—Business and Industry.
SB 289—Game and Fish.
SB 290—Game and Fish.
SB 291—Game and Fish.
Engrossed **HB 276**—Judiciary.
Engrossed **HB 368**—Business and Industry.

President Pro Tempore Logan presiding.

GENERAL ORDER

SB 70, by Gary of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 70** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 70** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 70 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White.—27.

Not Voting: Binns, Cobb, Counts, Ginder, Howell, Jarman, Leonard, McClendon, Mahan, Nevins, Seaman, Speck, Worthington.—13.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

SB 70 was referred for engrossment.

GENERAL ORDER

SB 47, by Gary, was read and considered.

Upon motion of Senator Gary, **SB 47** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 47** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 47 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—33.

Not Voting: Cobb, Howell, Jarman, Leonard, Lowery, McClendon, Porter.—7.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Boecher, Carrier, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—33.

Not Voting: Cobb, Howell, Jarman, Leonard, Lowery, McClendon, Porter.—7.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

SB 47 was referred for engrossment.

GENERAL ORDER

SB 24, by Dacus, Nevins and Gary, was read and considered.

Upon motion of Senator Gary, **SB 24** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 24** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 24 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Mahan, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Howell, Jarman, Lowery, McClendon, Nance, Porter, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Mahan, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Howell, Jarman, Lowery, McClendon, Nance, Porter, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

SB 24 was referred for engrossment.

GENERAL ORDER

SB 283, by Gooldy, was read and considered.

Upon motion of Senator Gooldy, **SB 283** was advanced to engrossment and third reading.

Upon motion of Senator Gooldy, the rules of the Senate were suspended, and **SB 283** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 283 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, Mahan, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—33.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Howell, Jarman, McClendon, Nance, Porter, Seaman.—7.

The bill was declared passed.

SB 283 was referred for engrossment.

GENERAL ORDER

Senator Lowery asked unanimous consent that Representative Cunningham's name be stricken as author of **HJR 11,** and that the Senate Committee on Revenue and Taxation be inserted in lieu thereof, which was the order.

SPECIAL ORDER

HB 93, by Reynolds, et al, was read and considered.

Senator Counts moved to amend **HB 93,** line 3, page 6, by striking after the word, "furnished," and before the word, "or," on Line 5, page 6, inserting the following in lieu thereof: "him by his employer for his use pursuant to any Statute enacted by the Legislature of the State of Oklahoma to promote the safety of employees, or the wilful refusal of such deceased employee to abide by the reasonable rules and regulations promulgated by the State Mine Inspector of which he had due notice prior to his injury and death, in cases of death due to injuries received by said deceased while working in and about coal mines; or in the wilful refusal or failure of the deceased employee to abide by the reasonable rules and regulations promulgated by the State Labor Commissioner of this State, of which the deceased had reasonable notice prior to his injury and death, in cases of death due to injuries received while working in any industry or occupation other than the production and movement of coal in the coal mining industry in this State, as above stated," which amendment failed of adoption.

Senator Counts moved to amend **HB 92,** line 16, page 23, by striking out Section 18 in its entirety and inserting in lieu thereof the following:

"If the employer has failed to secure insurance, or to qualify as a self-insurer as provided for in the Workmen's Compensation Law, and adopted in this Act, and the deceased employee has elected that in case of his death his dependents shall pursue their legal remedies against such employer by action in the courts for damages on account of death arising from such injury as provided in the preceding section, then, in that event, in such action, the defendant having failed to secure insurance or qualify as a self-insurer as hereinafter provided, may not plead or prove as a defense that the death was caused by the negligence of a fellow-servant, or that the deceased employee assumed the risk of his employment, in whole or in part, or that the injury was due to the contributory negligence, in whole or in part, of the employee; provided, that this section shall not be construed to relieve the employer from any other penalty provided for in this Act for failure to secure the payment of the compensation or the damages provided for in this Act," which amendment was adopted.

Senator Counts moved to amend **HB 93,** line 3, page 10, by striking out all of Section 7 and inserting in lieu thereof the following:

"The liability prescribed in the last preceding section shall not be exclusive and shall be in no manner be construed to impair or abrogate the right of the legal representatives or dependents of a deceased employee to maintain an action in the courts for damages on account of death arising from injury, and such rights of recourse to the courts shall in no manner be affected by this Act and such action in courts of law may be prosecuted and defended without regard to this Act, except as specifically provided hereafter in this and the next succeeding section; provided, however, that the deceased employee, at the time of entering the service of the employer for whom he was working at the time

of his injury and resultant death, shall elect and notify his said employer in writing to the employer whether or not the claims of his dependents to compensation or damages because of his death shall be determined and settled under the terms and provisions of the State Workmen's Compensation Laws, in force at the time of his injury and resultant death, or under the Statutes of the State of Oklahoma, and/or the Common Law in force in said State at the time of said injury and resultant death. Such election shall be made by the said employee only, and at the time above named, and when so made it shall be ever thereafter binding upon all of his said dependents. When said election has been made by said employee as aforesaid said defendants shall recover, if at all, under the State Workmen's Compensation Laws, or of the Statutes and/or Common Law in force in this State at the time of his injuries and resultant death, accordingly as he may have elected. After his death, said dependents shall pursue only one remedy to recover compensation or damages, and that remedy shall be the one selected by him in his said election. In cases where the said employee shall fail or neglect to make such election in writing at the time of entering the service of his employer as aforesaid, it shall be conclusively deemed and held in all courts, and before the Compensation Commission of the State, that the deceased has elected that his said dependents, in case of his death, shall have their rights to damages or compensation fixed and settled exclusively by the State Industrial Commission, or its successor, of the State of Oklahoma. The word "his" when used in referring to the words "his employer" shall be construed and held to mean males and females alike," which amendment failed of adoption.

Upon motion of Senator Counts, **HB 93,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate, were suspended and **HB 93,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Ginder presiding.

President Pro Tempore Logan presiding.

THIRD READING

HB 93 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Jelks, Leonard, Logan, McClendon, Mahan, Nevins, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—23.

Nays: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Cowden, Hope, Jarman, Lowery, Porter, Price, Seaman. —13.

Not Voting: Ginder, Howell, Nance, Speck.—4.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

HB 93 was referred for engrossment.

GENERAL ORDER

SJR 22, by Ballinger, was read and considered.

Upon motion of Senator Ballinger, **SJR 22** was advanced to engrossment and third reading.

Upon motion of Senator Ballinger, the rules of the Senate were suspended, and **SJR 22** was considered engrossed and placed upon third reading and final passage.

Senator Ballinger asked unanimous consent, which was granted, to amend **SJR 22,** line 10, page 3, by striking the words "at the next statewide election," and inserting the words and figures,

"July 4, 1950," and on line 11, after the word, "which," and before the word, "the," by adding the word, "time," which amendment was adopted.

THIRD READING

SJR 22 was read for the third time at length.

SENATE JOINT RESOLUTION NO. 22—By Ballinger.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 7, ARTICLE 23, OF THE CONSTITUTION OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection as and in the manner provided by law the following proposed amendment to Section 7, Article 23, of the Constitution of the State of Oklahoma:

"§ 7. The right of action to recover damages for injuries resulting in death shall never be abrogated, and the amount recoverable shall not be subject to any statutory limitation, *provided however, that the Legislature may provide an amount of compensation under the Workmen's Compensation Law for death resulting from injuries suffered in employment covered by such law, in which case the compensation so provided shall be exclusive.*"

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 7, Article 23, of the Constitution of Oklahoma, so as to provide for legislative enactment, under the provisions of which compensation would be allowable under the Workmen's Compensation Law for death resulting from injuries suffered in employment covered by such law, be adopted.

"Shall the proposed amendment be approved?

☐ Yes

☐ No

SECTION 3. 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 4. A special election is hereby ordered to be held throughout the State July 4, 1950, at which time 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.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, P r i c e, Rinehart, Ritzhaupt, Rogers, Speck, T h o m p s o n, Waller, White, Worthington.—38.

Not Voting: Cobb, Seaman.—2.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The Resolution was declared passed.

The question being, "Shall **SJR 22,** by Ballinger, entitled:

"A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECION A PROPOSED AMENDMENT TO SECTION 7, ARTICLE 23, OF THE CONSTITUTION OF OKLAHOMA"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 4, of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma? the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White.—33.

Not Voting: Binns, Carrier, Cobb, Hope, Nance, Speck, Worthington.—7.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 22, as amended, was ordered referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 120—Revenue and Taxation.

Senator Nance asked unanimous consent, which was ordered granted, that consideration of **HB 120,** as amended, be set for Special Order at 2:00 p. m., Monday, May 2, 1949.

Senator Nance asked that 750 copies of **HB 120,** as amended, be ordered printed for the use of members of the Senate and Honorable House, each member of the Senate being allotted ten (10) printed copies of the Bill, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 3** was read and adopted upon motion of Senator Nance:

TO THE HONORABLE
PRESIDENT OF THE SENATE
AND TO THE HONORABLE
SPEAKER OF THE HOUSE:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 3, by Porter, entitled:

AN ACT ENTITLED THE "UNIFORM TRAFFIC CODE"; DEFINING MOTOR VEHICLES, HIGHWAYS, TRAFFIC CONTROL DEVICES, AND OTHER TERMS USED IN THE ACT; ESTABLISHING THE REQUIREMENTS FOR DRIVERS INVOLVED IN AN ACCIDENT; ESTABLISHING SPEED LIMITS FOR ALL TYPES OF VEHICLES; ESTABLISHING A RECKLESS DRIVING STATUTE; REGULATING THE MANNER IN WHICH MOTOR VEHICLES SHALL BE OPERATED UPON THE HIGHWAYS OF THE STATE OF OKLAHOMA; ESTABLISHING A PEDESTRIAN CODE WITH REFERENCE TO TRAFFIC; SETTING OUT REQUIREMENTS FOR THE OPERATION OF VEHICLES LOADED WITH INFLAMMABLE LIQUIDS OR EXPLOSIVES; ESTABLISHING REGULATIONS WITH REFERENCE TO PARKING OF VEHICLES AND BLOCKING OF TRAFFIC; ESTABLISHING A CODE FOR THE OPERATION OF BICYCLES AND OTHER

NON-MOTOR VEHICLES; REPEALING SECTIONS 583 AND 584 OF TITLE 69, O.S. 1941; AND SECTIONS 91, 92, 104, 105 OF TITLE 47, O.S. 1941, AND SECTION 111, PARAGRAPH 4, SUB-PARAGRAPHS (a), (b) AND (c), OF TITLE 47, O.S. SUPPLEMENT 1947; AND DECLARING THE PROVISIONS OF THIS ACT SEVERABLE,

together with Engrossed House Amendments thereto, beg leave to report that we have had same under consideration and herewith return the same with the following recommendations:

1. We recommend to the Senate and House that we reject House Amendments Nos. 1, 2, 3, 4, 6, 7, 9, and 14.

2. We recommend acceptance of House Amendments Nos. 5, 8, 10, 11, 12 and 13.

3. We recommend acceptance of the following Conference Committee Amendments:

Amendment No. 1. On Line 8, Page 20, of Engrossed Senate Bill strike the word "but" and all other words in the paragraph and insert in lieu thereof the following: However, when the body of a vehicle or the body or load of any vehicle in a combination of vehicles projects twenty-four (24") inches or more to the left of the center of the steering wheel, or under any condition when a hand and arm signal would not be visible both to the front and rear of such vehicle or vehicles then such vehicle or vehicles must be equipped with, and said signals must be given by such lamps or devices.

Amendment No. 2. Amend the Engrossed Senate Bill, Section 3, Line 20, Page 6, by adding to said Section a new sub-section (e) to read as follows: "The speed limit for all motor vehicles upon highways and streets of and across any veterans village, located on state-owned land adjoining and outside the limits of any incorporated city or town where a State educational institution is established and being conducted, shall be twenty (20) miles per hour," and to renumber the sub-sections of said Section accordingly.

Amendment No. 3.—Section 3, Page 6, Lines 22 and 24, of the Engrossed Senate Bill strike the figures 54,000 and insert in lieu thereof the figures 48,000.

Amendment No. 4. Section 4, Page 9, Line 2, by striking the words "or traversing" and the words "intersection or" to read as follows: When approaching within one hundred (100') feet of any railroad grade crossing:

Amendment No. 5. Striking House Amendment No. 14 and amending Engrossed Senate Bill, Section 10, Page 18, inserting after the words "school children" wherever found in said paragraph the words "and other occupants" (e). "The driver of a vehicle upon a highway outside of a business or residence district upon meeting or overtaking from either direction any school bus which has stopped on or adjacent to the highway for the purpose of receiving or discharging any "school children and other occupants" shall stop the vehicle immediately before passing the school bus but may then proceed past such school bus at a speed which is reasonable and prudent, not exceeding ten (10) miles per hour, and with due caution for the safety of such "school children and other occupants."

Amendment No. 6. By inserting a new Section 13 and renumbering the remaining sections. Section 13 to read as follows:

Section 13. None of the provisions of this Act shall be construed to prohibit any incorporated city or town from enacting ordinances or regulations within the limitations of this Act, and enforcing the same with respect to controlling traffic.

Amendment No. 7. By correcting the

title to conform to the subject matter of the Bill.

Respectfully submitted,

SMALLEY
CANNON
SUMRALL
LARASON
DAVIDSON
BRANNON,

House Conferees.

NANCE
BALDWIN
COBB
PORTER
RITZHAUPT
NEVINS,

Senate Conferees.

Senator Nance moved that sub-paragraph (a) of Senate Rule 30 be suspended for the purpose of immediately considering **SB 3,** as amended in Conference, which motion prevailed.

SB 3 as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—34.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Ballinger, Binns, Jarman, Jelks, Rinehart, Seaman.—6.

The bill, as amended in Conference, was declared passed.

SB 3, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator White presiding.

GENERAL ORDER

HB 24, by Harkey of the House and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 24** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **HB 24** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 24 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—34.

Nays: Ballinger, Speck.—2.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Jelks, Porter, Seaman.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—34.

Nays: Ballinger, Speck.—2.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Jelks, Porter, Seaman.—4.

The emergency was declared passed.

HB 24 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 76, by House Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 76** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **HB 76** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 76 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—36.

Not Voting: Binns, Jelks, Rinehart, Seaman.—4.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—36.

Not Voting: Binns, Jelks, Rinehart, Seaman.—4.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

HB 76 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 273, by Cowden, was read and considered.

Upon motion of Senator Cowden, **SB 273** was advanced to engrossment and third reading.

Upon motion of Senator Cowden, the rules of the Senate were suspended and **SB 273** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 273 was read for the third time at length.

By unanimous consent, Senator Nevins moved to amend **SB 273** line 6, page 1, by striking after the word "in" and before the word "Oklahoma" the words "Lincoln County," which amendment failed of adoption.

By unanimous consent, Senator Cowden moved to amend **SB 273** by striking therefrom the emergency Section and amending the title to conform, which amendment was adopted by unanimous consent.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Nance, Nevins, Porter, Price, R i n e h a r t, Ritzhaupt, Rogers, Seaman, S p e c k, Thompson, Waller, White, Worthington.—34.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Ballinger, Counts, Jelks, Leonard, McClendon, Mahan.—6.

The bill was declared passed.

SB 273 was referred for engrossment.

GENERAL ORDER

HB 101, by Harkey, was read and considered.

By unanimous consent, upon request of Senator Gary, **HB 101** was advanced to engrossment and third reading.

By unanimous consent, **HB 101** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 101 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Waller, White, Worthington.—30.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Cobb, Connell, Counts, Jelks, Leonard, McClendon, Mahan, Ritzhaupt, Seaman.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Waller, White, Worthington.—30.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Cobb, Connell, Counts, Jelks, Leonard, McClendon, Mahan, Ritzhaupt, Seaman.—10.

The emergency was decared passed.

HB 101 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 102, by Committee on Appropriations, was read and considered.

By unanimous consent, upon request of Senator Gary, **HB 102** was advanced to engrossment and third reading.

By unanimous consent, **HB 102** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 102 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Mahan, N a n c e, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Not Voting: Cobb, Collins, Counts, Howell, Jelks, Lowery, McClendon, Ritzhaupt.—8.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Connell, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Mahan, N a n c e, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Not Voting: Cobb, Collins, Counts, Howell, Jelks, Lowery, McClendon, Ritzhaupt.—8.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

HB 102 was properly signed and ordered returned to Honorable House.

President Berry presiding.

GENERAL ORDER

HB 184, by Dunlap of the House and Emery of the Senate, was read and considered.

By unanimous consent, upon request of Senator Gary, **HB 184** was advanced to engrossment and third reading.

By unanimous consent, **HB 184** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 184 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Cobb, Connell, Counts, Dacus Jelks, Lowery, Porter, —8.

The Bill was declared passed.

On the question of passage of emergenry, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—32.

Excused: Cartwright, Cook, Medlock, Walker.—4.

Not Voting: Binns, Cobb, Connell, Counts, Dacus Jelks, Lowery, Porter, —8.

The emergency was declared passed.

HB 184 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 27, by Committee on Appropriations, was read and considered.

By unanimous consent, upon request of Senator Gary, **HB 27** was advanced to engrossment and third reading.

By unanimous consent, **HB 27** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 27 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Connell, Counts, Dacus, Jelks, Lowery, Mahan, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Connell, Counts, Dacus, Jelks, Lowery, Mahan, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

HB 27 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 394, by Carmichael, was read and considered.

Upon motion of Senator Worthington, **HB 394** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 394** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 394 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Connell, Counts, Emery, Jelks, Lowery, Mahan, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Not Voting: Binns, Cobb, Connell, Counts, Emery, Jelks, Lowery, Mahan, Seaman.—9.

Excused: Cartwright, Cook, Medlock, Walker.—4.

The emergency was declared passed.

HB 394 was properly signed and ordered returned to Honorable House.

Senator Dacus asked unanimous consent, which was granted, that **HB 30**, by Committee on Appropriations, be ordered withdrawn from Committee on Education and referred to the Committee on Appropriations.

Senator Dacus asked unanimous consent, which was granted, that **HB 450**, by Larason, et al, be ordered withdrawn from the Committee on Education and referred to the Committee on Agriculture.

GENERAL ORDER

Senator Jarman asked unanimous consent, which was granted, that **HJR 20**, by Box, et al of the House, and Jarman of the Senate, be withdrawn from the Calendar and referred to the Committee on Judiciary.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HJR 12—Revenue and Taxation.
HB 54—Public Health.
HB 56—Revenue and Taxation.
HB 107—Public Health.
HB 179—Public Health.
HB 199—Revenue and Taxation.
HB 207—Revenue and Taxation.
HB 340—Revenue and Taxation.
HB 341—Revenue and Taxation.
HB 374—Local, State and Federal.
SB 287—Local, State and Federal.

DO PASS, as amended:

HB 28—Appropriations.
HB 157—Local, State and Federal.
SB 30—Appropriations.
SB 52—Appropriations.
SB 202—Agriculture.
SB 257—Public Health.
SB 261—Public Health.

DO NOT PASS:

SJR 7—Revenue and Taxation.
SB 268—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising Conference granted on En-

grossed **SBs 16, 19, 22, 23, 28, 45, 46, 48, 53, 87** and **88**, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

The President announced the General Conference Committee, appointed on the 46th Legislative Day to consider Appropriation Bills, as the Senate Conferees under **SBs 16, 19, 22, 23, 28, 45, 46, 48, 53, 87** and **88**, they being: Senators Gary, Chairman, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 78.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 24** and **SB 55.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 34**—By Counts and Collins—An Act making appropriations for the support of the Board of Equalization for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Board of Equalization to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith, and declaring na emergency.

Enrolled **SB 85**—By Gary—An Act making appropriations for the support of the Mining Board for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Mining Board to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; and declaring an emergency.

Enrolled **SB 119**—By Baldwin—An Act amending Section 184 of Title 26 O. S. 1941, relating to the time that the inspectors shall appear and receive the ballot box and supplies.

Enrolled **SB 140**—By Leonard—An Act amending Section 106 of Title 28, O. S. 1941 relative to disposition of unclaimed costs held by the Clerk of the Court or Justice of the Peace.

Enrolled **SB 198**—By Gary—An Act continuing and re-appropriating certain appropriations made by **HB 46,** Twenty-First Oklahoma Legislature: to the State Board of Public Affairs; making said re-appropriation non-fiscal; and declaring an emergency.

Enrolled **SB 230**—By Cook of the Senate and Wallace (Custer) of the House—An Act changing the name of the state owned educational institution of higher learning located Weatherford, Oklahoma; repealing Section 1881b, Title 70, O. S. 1941; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 13**—By Langley (Muskogee)—A Joint Resolution proposing an amendment to Article 23, of the Oklahoma Constitution permitting the Legislature to fix limitation to the amount recoverable in damages for injuries resulting in death in certain instances; providing for the submission of the amendment to the people for their approval or rejection at a special election.

Engrossed **HB 356**—By Committee on Insurance—An Act relating to the regulation of rates for fire, marine and inland marine insurance and allied lines as authorized but not limited by Subsections 1, 2 and 12 of Title 36, O. S.

1941, § 6, Title 36, O. S. 1941, § 248, Subsection 1 of Title 36, O. S. 1941, § 377, Title 36, O. S. 1941, § 591, Title 36, O. S. 1941, § 601, and Subsection 1 of Title 36, O. S. 1941, § 743; and to rating organizations, exempting certain companies; and repealing all acts and parts of acts as may be in specific conflict therewith; making provisions of Act severable; fixing effective date of Act; and declaring an emergency.

Engrossed **HB 359**—By Committee on Insurance—An Act relating to the regulation of rates for certain casualty insurance, including fidelity, surety and guaranty bonds and all forms of motor vehicle insurance and to rating organizations and other forms of concerted action; repealing all acts and parts of acts in conflict herewith; making provisions of Act severable; fixing the effective date of the Act; amending Sections 131, 606 and 612, 36 O. S. 1941.

Engrossed **HB 389**—By Smalley of the House, and Anderson, Counts and White of the Senate—An Act amending 21 O. S. 1941, Section 390, relating to custody and restraint of jurors, to provide that the oath administered to the bailiff or other officer in charge at the outset of such custody shall serve until such jury has been discharged from the trial of the cause, and declaring an emergency.

Engrossed **HB 379**—By Committee on Labor Relations—An Act relating to Workmen's Compensation; amending Subsection 5, Section 22, Chapter 2, Title 85, Oklahoma Statutes 1941, as amended by Section 1, Chapter 2, Title 85, Session Laws 1945, relating to schedule of compensation; to provide minimum and maximum limitation of weekly payment; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 481**—By Romang—An Act authorizing W. K. Anderson to bring suit against the State of Oklahoma to recover damages by reason of driving his car into an open culvert on a State highway in Garfield county; providing procedure therefor; authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

Engrossed **HB 19**—By House Committee on Appropriations—An Act making appropriations for the support of the Governor's Office, State of Oklahoma, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Governor to appoint qualified persons to positions authorized herein; making the provisions of this Act severable; repealing Section 2, House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Engrossed **HB 364**—By Klinglesmith and Nix—An Act regulating the solicitation of funds for the purpose of aiding or promoting aid for aged or needy persons, either by direct or indirect grants or gifts, or for the securing of pensions or other benefits or legislation authorizing such benefits or pensions; requiring persons, firms, corporation, associations and organizations to procure licenses before engaging in such solicitation; requiring reports of expenditures to be made by such licenses; providing penalties for violation of the Act; and declaring an emergency.

Engrossed **HB 488**—By Shibley, Cunningham, Russell, Allen, Autry, Berry, Box, Brickell, Burkhart, Burton, Cannon, Cantrell, Card, Disney, Duke, Evans, Forsythe, Haworth, Hert, Jennings, Klinglesmith, Kouns, Lance, Langley (Adair), Long, McCarty, McColgin, McGahey, Munson, Oliver, Ozmun, Reynolds (Oklahoma), Reynolds (Ottawa), Smith (Rogers), Speakman, Stipe, Sumrall, Tiffany, Wallace (Custer) and Wallace (Grady)—An Act defining and prohibiting unfair sales practices with a view to preventing the advertising, offering for sale or the sell-

ing of merchandise below cost for the purpose of injuring competitors, destroying, or substantially lessening competition; providing remedies for violation thereof; establishing a penalty therefor; repealing 15 O. S. 1941 § § 591 to 597, inclusive, and all conflicting laws; and declaring an emergency.

Engrossed **HB 248**—By Bullard—An Act relating to Social Security; amending Title 56, Oklahoma Session Laws 1941, Section 164 as amended by Section 1, Chapter 7b, Title 57, Page 182, Oklahoma Session Laws 1945 so as to require persons to be citizens of the United States of America in order to be eligible for assistance.

Engrossed **HB 287**—By Hawthorne—An Act authorizing Mrs. Edna Wickham to bring suit against the State of Oklahoma to recover damages by reason of the drowning of her husband in the Arkansas River; providing procedure therefor; authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

Engrossed **HB 161**—By Tate, Allen and Evans—An Act relating to proceedings for reversing, vacating or modifying judgments or final orders; amending 12 O. S. 1941 § 972; and repealing all laws and parts of laws in conflict herewith.

Engrossed **HB 444**—By Disney, Forsythe, Jennings, Morris, Wagner, Lance, Munson, Fronterhouse, Davidson, Oliver, Garvin, Allen—An Act relating to the authority and responsibility of the husband of a woman bearing a child, and who is judicially determined not to be the father of said child by reason of non-access; and providing that said husband shall have no authority over, or responsibility toward said child unless he shall have legally adopted the child.

Engrossed **HB 382**—By Camp and Williams of the House and Rinehart and Ginder of the Senate—An Act relating to State Building and Loan Associations; amending 18 O. S. 1941 § 214, relating to the increasing of the authorized capital stock of such associations; and declaring an emergency.

Engrossed **HB 383**—By Camp and Williams of the House and Rinehart & Ginder of the Senate—An Act relating to Building and Loan Associations; amending 18 O. S. 1941 § 319; and declaring an emergency.

Engrossed **HB 384**—By Camp and Williams of the House and Rinehart and Ginder of the Senate—An Act relating to State Building and Loan Associations; amending 18 O. S. 1941 § 231; relating to the extension of the corporate existence of such building and loan associations; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 292—By Committee on Public Health—An Act creating and relating to the Commission on Unexplained Deaths; providing its functions and duties; authorizing the appointment of county medical examiners and the fixing of their compensation; repealing 19 O. S. 1941 Sections 461 to 485, inclusive, and all other conflicting laws and parts of laws; providing that provisions of said Act relating to the examination and disposition of dead human bodies and repealing the above laws shall not be operative until a period of six (6) months shall have elapsed after the effective date of said Act; making provisions of Act severable; and declaring an emergency.

SB 293—By Counts—An Act empowering the State Board of Affairs to sell machinery, boilers and equipment of the binder twine plant at the State

Prison at McAlester, Oklahoma; providing the manner of sale; and declaring an emergency.

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

SIXTY-EIGHTH LEGISLATIVE DAY
Thursday, April 28, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Counts, Nevins.—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 Cowden asked unanimous consent that Don Carter, Norma Farley and Billy Fields of Prague, Oklahoma, be made Honorary Pages for this legislative day, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 93, SJR 22, SBs 24, 47, 70, 273 and **283**, each, correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 93**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 22, SBs 24, 47, 70, 273** and **283** were each properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 292—Public Health.
SB 293—Penal Institutions.
SJR 29—Revenue and Taxation.
Engrossed **HB 19**—Appropriations.
Engrossed **HB 161**—Judiciary.
Engrossed **HB 248**—Local, State and Federal Government.
Engrossed **HB 287**—Judiciary.
Engrossed **HB 356**—Insurance.
Engrossed **HB 359**—Insurance.
Engrossed **HB 364**—Social Welfare.
Engrossed **HB 379**—Judiciary.
Engrossed **HB 382**—Business and Industry.
Engrossed **HB 383**—Business and Industry.
Engrossed **HB 384**—Business and Industry.
Engrossed **HB 389**—Judiciary.
Engrossed **HB 444**—Judiciary.
Engrossed **HB 481**—Judiciary.
Engrossed **HB 488**—Business and Industry.
Engrossed **HJR 13**—Judiciary.

The President Pro Tempore, pursuant to Title 74, Sec. 411, O. S. 1941, relating to Interstate Co-operation, appointed the following members as a committee to represent the Senate for the next two years: Senators Gary, Mahan, Ballinger, Dacus and Anderson, which committee was confirmed by the Senate upon motion of Senator Nance.

THIRD READING

Senator Nance asked unanimous consent, to which Senator Grim objected, that the vote be reconsidered by which **SB 121**, by Leonard of the Senate, and field of the House, was advanced to engrossment and third reading.

Senator Nance moved that the vote be reconsidered by which **SB 121** was advanced to engrossment and third reading, which motion prevailed.

Senator Cowden presiding.

GENERAL ORDER

SB 121, by Leonard of the Senate and Field of the House, was read and considered.

Senator Leonard moved to amend **SB 121,** line 15, page 3, by striking the first sentence under subsection c, being lines 15, 16 and part of line 17, which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 13, page 4, by inserting after the word, "wellhead," and before the word, "in," the following: "or at the point of delivery by producer or gatherer," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 7, page 5, by inserting after the word, "factors," and before the word, "which," the words, "including economic waste, conservation and equitable marketing."

Senator Leonard asked unanimous consent to amend his amendment by striking the words "equitable marketing," and substituting, "ratable purchasing," which was the order.

The vote on the Leonard amendment, as amended, it was adopted.

Senator Leonard moved to amend **SB 121,** line 10, page 5, by striking the word "shall," and inserting in lieu thereof, the word, "may," which amendment was adopted.

Senator Leonard moved to amend line 14, page 5, by striking after the word, "producer," and before the word, "taker," the word, "or," and inserting a comma in lieu thereof, which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 14, page 5, by inserting after the word, "taker," and before the word, "of," the words, 'or gatherer," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 4, page 6, by inserting after the word, "wellhead," and before the word, "and," the words, "or producers or gatherers delivery point," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 17, page 6, by substituting the word, 'to," for the word, "of," which amendment was adopted.

Senator Leonard moved to amend **SB 121,** line 13, page 4, after the word, "wellhead," and before the word, "in," by inserting the words, "or at the point of delivery by producer or gatherer," which amendment by unanimous consent he withdrew.

Senator Leonard moved to amend **SB 121,** lines 13 and 14, page 4, by striking the words, "or field," and inserting after the word, "supply" in line 13, and before the word, "producing," in line 14, the words, "having within this state not less than 500 producing gas wells."

Senator Baldwin moved to table the Leonard amendment, which motion failed of adoption.

The vote occurring on the Leonard amendment, it was declared failed of adoption.

Senator Grim moved to amend **SB 121,** line 17, page 3, by inserting after the word, "interest," and before the word, "the," the words, "and every producer of natural gas shall be and is hereby declared to be a public utility and as such shall be subject to the jurisdiction of the Oklahoma Corporation Commission.

Senator Rinehart asked that further consideration of **SB 121** be deferred to another legislative day, to which Senator Grim objected.

Senator Rinehart moved that further consideration of **SB 121** be deferred to some future legislative day.

Senator Mahan, as a substitute, moved that **SB 121** be stricken from the calendar.

Senator Baldwin moved to table the

Mahan motion, which motion prevailed.

The vote occurring on the Rinehart motion, it was declared failed of adoption.

Senator Leonard moved that the Grim amendment be tabled, which motion prevailed.

Senator Grim moved to amend **SB 121,** line 12, page 4, by striking after the word, "gas," the following: "and to fix and prescribe such a minimum price of natural gas at the well head."

Senator Leonard moved that consideration of **SB 121** be deferred to a future legislative day, which motion, by unanimous consent, he withdrew.

The vote occurring on the Grim amendment, it was declared failed of adoption.

Senator Grim moved to amend **SB 121,** page 5, by adding at the end of Section 3, the following: "Provided further that the provisions hereof shall not apply to gas produced in Oklahoma," which amendment failed of adoption.

Senator Grim moved to amend **SB 121,** line 5, page 5, by striking after the word, "shall," and before the word, "be," the word, "not," which amendment failed of adoption.

Senator Connell asked unanimous consent that Senator Rogers be excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Ritzhaupt, **SB 121,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended, and **SB 121** was considered engrossed and placed upon this reading and final passage.

THIRD READING

SB 121 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Dacus, Fine, Ginder, Gooldy, Jelks, Leonard, Logan, McClendon, Ritzhaupt, Seaman, Speck. —17.

Nays: Ballinger, Carrier, Collins, Connell, Cook, Cowden, Emery, Grim, Hope, Jarman, Mahan, Medlock, Nance, Porter, Price, Rinehart, Thompson, Walker, Waller, White, Worthington.—21.

Not Voting: Gary, Howell, Lowery. —3.

Excused: Counts, Nevins, Rogers.—3.

The bill was declared failed of adoption.

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 294—By Cobb, Gary, Fine, Waller, Medlock, Binns, Cartwright, Baldwin, Porter, Rinehart, Logan, Speck, Emery, Cook, Jelks, White, Lowery, Ritzhaupt, Carrier, Price, Gooldy, McClendon, Boecher, Jarman, Dacus, Cook, Connell, Nance and Worthington—An Act making an appropriation to the Oklahoma Planning and Resources Board for the purpose of erecting a monument on the campus of the Murray State School of Agriculture, Tishomingo, Oklahoma, in honor of Honorable William H. Murray, on condition certain contributions are made by the alumni of said school; and declaring an emergency.

SB 295—By Porter—An Act relating to highways; authorizing acquisition of lands and interests therein for State highway facilities necessary and incident thereto; amending Section 46, Title 69, Oklahoma Statutes 1941; providing procedure for condemnation; authorizing service by publication; repealing Section 47, Title 69, Oklahoma Statutes 1941; making provisions of Act severable; and declaring an emergency.

SB 296—By Counts—An Act relating to the Commissioner of Public Safety;

making an appropriation; authorizing the hiring of certain employees, the payment of salaries and traveling expenses thereof and the purchase of supplies and equipment; and declaring an emergency.

SJR 30—By Ritzhaupt—A Joint Resolution proposing an amendment to Section 10, Article 10 of the Constitution of Oklahoma; providing that for the purpose of purchasing sites for erecting, acquiring, remodeling, enlarging, repairing (but not maintaining) and equipping public buildings in counties, cities, or school districts, the rate of taxation upon approval of the vote of the people may be increased by not exceeding five mills.

GENERAL ORDER

Senator Lowery asked unanimous consent, which was granted, that **HB 98,** by Revenue and Taxation Committee, be re-referred to the Committee on Revenue and Taxation, retaining its place on the Calendar.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 69—Appropriations.
SB 208—Roads and Highways.
SB 241—Roads and Highways.
SB 274—Roads and Highways.
SB 280—Roads and Highways.
HB 313—Appropriations.
HB 352—Roads and Highways.
HB 450—Agriculture.
HB 491—Agriculture.

DO PASS, as amended:

SB 29—Appropriations.
SB 32—Appropriations.
SB 68—Rules and Committees.
HB 30—Appropriations.
HB 33—Appropriations.
HB 119—Appropriations.
HB 325—Revenue and Taxation.
HB 365—Appropriations.
HB 393—Roads and Highways.
HB 396—Revenue and Taxation.

DO NOT PASS:

SB 118—Roads and Highways.

Re-REFERRED TO COMMITTEES:

SB 284—Roads and Highways, to appropriations.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 461**—By Oliver and Brickell—An Act making it unlawful for any person in attendance at any football, baseball or other athletic contest or game to throw a bottle, cushion, rock or other missile; prescribing a penalty for violation of this Act; and declaring an emergency.

Engrossed **HB 462**—By Wagner, Laing, Oliver, Stipe, Card, Douglas (Bryan), Garvin, Munson, Haworth, Lance, Lindley, Russell, Tate and Trent —An Act amending 35 O. S. 1941 § 71, authorizing and relating to the commitment of inmates of penal and correctional institutions supported by the State to a State Hospital for the Insane for the purpose of treatment; and declaring an emergency.

Engrossed **HB 464**—By Speakman of the House and Collins of the Senate—An Act making certificates of error granted under Section 12642, Oklahoma Statutes 1931, conclusive if not attacked within fifteen (15) years, and creating an exception where such time has run; and declaring an emergency.

Engrossed **HB 456**—By Morris—An Act relating to the employment of minors; forbidding employment of minors under certain ages and in certain occupations; setting forth maximum hours of work for minors, and forbidding their employment after certain hours; providing for the maintenance of minors' employment records; providing for minors' employment certificates, the con-

ditions under which they may be issued, and the issuance thereof; providing for the sale and distribution of newspapers and other periodicals by minors of ten (10) years of age or over and girls sixteen (16) years of age or over on regularly established and fixed routes; providing for the enforcement of this Act, and providing penalties for violations thereof; making provisions of this Act severable; and repealing laws in conflict therewith.

Engrossed **HB 424**—By Langley (Adair), Anderson, Autry, Dyer, Haworth, Klinglesmith, Long, McColgin and Stipe—An Act authorizing the Department of Public Welfare to provide hospitalization and medical care for persons entitled to old age assistance payments; and declaring an emergency.

Engrossed **HB 426**—By Davidson—An Act relating to County Public Records and Archives; providing for the disposition of certain County Records and Archives under certain conditions; creating County Archives and Record Commissions, and defining their powers and duties; providing for the micro-filming of certain county public records and archives, and the maintenance of microfilm libraries in the counties of this State; authorizing appropriations; defining duties of the State Librarian; and declaring an emergency.

Engrossed **HB 445**—By Allen and Oliver—An Act amending 68 O. S. 1941 § 351, as amended by Section 1 of Chapter 11b of Title 68, Oklahoma Sessession Laws 1945, relating to the payment of ad valorem taxes.

Engrossed **HB 454**—By Card and Larason—An Act relating to insecticides, herbicides and fungicides; regulating use and application thereof; requiring bonds and permits for applicators and users; prescribing permit fees and disposition thereof; requiring records and inventories; prescribing powers, duties and functions of State Board of Agriculture and authorizing rules and regulations; providing for cancellation of permits and making violations of Act misdemeanors; making provisions of Act severable; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 482**—By Speakman—An Act relating to probate proceedings; requiring court clerks to record certain pleadings, papers, etc., in probate matters and making certified copies thereof admissible in evidence to the same extent as the original would be admissible.

Engrossed **HB 490**—By Brickell, Box, Cunningham, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma) of the House, and Jarman of the Senate—An Act amending Subsection (g) Section 1, Chapter 6e, Title 19, Oklahoma Session Laws of 1947, relating to the salary of the county attorney, the number and salary of assistant county attorneys, the number and salary of chief clerk-secretaries, stenographers, and evidence men in the county attorney's office, in counties having a population in excess of two hundred thousand (200,000); and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 144** and **214.**

The above numbered Bills and/or Resolutions were referred for enrollment.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:30 p. m., Monday, May 2, 1949.

SIXTY-NINTH LEGISLATIVE DAY
Monday, May 2, 1949

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

Upon roll call, it resulted as follows:

Present: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Anderson.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Reverend W. T. Vaughn, Pastor of the Church of Christ, Clinton, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Thompson asked unanimous consent that his niece, Ann Thompson of Ardmore, Oklahoma, be made an Honorary Assistant Journal Clerk for this legislative day, which was the order.

Senator Carrier asked unanimous consent that Mary Anne Mackey, of Enid, Oklahoma, be made an Honorary Assistant Journal Clerk for this legislative day, which was the order.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 373—Public Service Corporations.

WITHOUT RECOMMENDATION:

SB 225—Rules and Committees.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 294—

Senator Cobb asked unanimous consent that **SB 294,** by Cobb, et al, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

SB 295—Roads and Highways.

SB 296—Appropriations.

SJR 30—Revenue and Taxation.

Engrossed **HB 424**—Social Welfare.

Engrossed **HB 426**—Local, State and Federal Government.

Engrossed **HB 445**—Revenue and Taxation.

Engrossed **HB 454**—Agriculture.

Engrossed **HB 456**—Judiciary.

Engrossed **HB 461**—Judiciary.

Engrossed **HB 462**—Public Health.

Engrossed **HB 464**—Judiciary.

Engrossed **HB 482**—Judiciary.

Engrossed **HB 490**—Local, State and Federal Government.

GENERAL ORDER

HB 325, by Smalley, as amended, was read and considered.

Senator Howell moved to amend **HB 325,** line 7, page 4, by adding the following: "(5) gasoline or motor fuel used exclusively for fuel, for farm tractors or stationary engines owned and operated by the purchaser of such motor fuel and used exclusively for agricultural purposes within the state by a person who has obtained an agriculture exemption permit," which amendment was tabled upon motion of Senator Rinehart.

Senator Gary moved to amend **HB**

325, page 3, by striking all of lines 17 and 18 and lines 1 and 2 on page 4, and re-numbering sub-section, which amendment was adopted, the roll call being as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Gary, Grim, Hope, Howell, Jelks, Leonard, McClendon, Rogers, Walker, Waller, White, Worthington.—23.

Nays: Binns, Collins, Counts, Fine, Ginder, Gooldy, Jarman, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson.—18.

Excused: Anderson.—1.

Not Voting: Mahan, Seaman.—2.

Senator Medlock moved to amend **HB 325** after line 7, page 4, adding a new subsection, No. 5, to read: "Gasoline or motor fuel used in stationary motors," which amendment was tabled upon motion of Senator Connell.

Senator Rinehart moved the adoption of Section 1, as amended, which motion was adopted.

Senator Grim moved to amend **HB 325,** Section 2, line 5, page 5, as follows: By inserting after the word, "apportioned," and before the word, "shall," the following: "when used for surfacing," which amendment was tabled upon motion of Senator Counts.

Senator Ritzhaupt moved to amend **HB 325,** line 5, page 5, after the word, 'graveling," by striking the word, "or," and inserting the words, "provided when," and after the word, "material," line 6, add the words, "is to be used such surfacing material shall be," which amendment was adopted.

Senator Cook moved to amend **HB 325,** lines 2, 3 and 4, page 5, by striking after the word, 'counties," and before the word, "Provided," in line 4, all of lines 2, 3 and the remainder of line 4, which amendment was adopted.

By unanimous consent, Senator Nevins moved to amend **HB 325,** line 7, page 8, by adding after the word, "Fund," the following: "Provided, however, when funds shall be withheld from any county under provisions of this section, said withholding shall be made from funds provided said counties other than the funds authorized by this Act," which amendment was adopted.

Senator Walker moved to amend **HB 325,** line 5, page 5, by substituting the word, "grading," for the word, "gravel," which amendment was tabled upon motion of Senator Counts.

Senator Walker moved to amend **HB 325,** lines 7 and 8, page 5, by striking the words "and for the construction of bridges," which amendment by unanimous consent he withdrew.

Senator Leonard moved to amend **HB 325,** line 8, page 5, by adding after the word, 'bridges," the words, "and culverts," which amendment was adopted.

Senator Medlock moved to amend **HB 325,** line 4, page 5, after the period in line 4, by striking all of the following: lines 5, 6 and 7 to the period after the word, "bridges," in line 8, which amendment was tabled upon motion of Senator Counts.

Senator Grim moved to amend **HB 325,** line 5, page 5, by inserting after the word, "for," and before the word, "gravel," the words, "labor, gas, cylinder oil," which amendment was tabled upon motion of Senator Counts.

Senator Porter moved to amend **HB 325,** lines 9 and 15, page 7, by inserting before the word, 'maintenance," the words 'construction or," which amendment was adopted.

Senator Porter moved to amend **HB 325,** line 3, page 8, as follows: By adding after the word, "county," and before the word, "the," the words, "from the funds herein provided for," which amendment was adopted.

Senator Cobb moved to amend **HB 325,** line 8, page 8, by striking all of Section 4, which amendment he withdrew by unanimous consent.

Senator Nance asked unanimous consent, which was granted, to amend **HB 325,** line 6, page 2, by striking the words, 'ninety-nine and one-half," and inserting the words, "ninety-seven and one-half."

Upon motion of Senator Cobb, **HB 325,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **HB 325** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 325 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Anderson.—1.

Not Voting: Emery.—1.

Nays: Carrier, Gary, Ginder, Howell, Medlock, Price.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Anderson.—1.

Not Voting: Emery.—1.

Nays: Carrier, Gary, Ginder, Howell, Medlock, Price.—6.

The emergency was declared passed.

HB 325 was referred for engrossment.

GENERAL ORDER

HB 396, as amended, was read and considered.

Senator Nance moved to amend **HB 396,** line 13, page 4, by adding after the word "Commission" and before the word "none" the following: "as provided in **HB 325,** Session Laws 1949," which amendment was adopted.

Senator Howell moved to amend **HB 396,** line 9, page 3, by adding after the word 'project" the following: "The funds collected and received by the State Highway Department under the provisions of this Section for the construction and maintenance of Farm-to-Market Roads of the State Highway System, and other rural farm-to-market roads, and bridges, shall be used and contracted in the several counties of the State in the following proportions: One third (1/3) on area, one-third (1/3) on rural population (defined as including the population of all municipalities with a population of less than five thousand (5,000) according to the last Federal decennial census), one-third (1/3) on county road mileage, as certified by the State Highway Department as of July 1, 1947, as each county bears to the entire area, rural population and road mileage of the State", which amendment was tabled upon motion of Senator Counts.

Upon motion of Senator Nance, **HB 396,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 396,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 396 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Emery, Gooldy, Jelks, Mahan.—4.

Excused: Anderson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Emery, Gooldy, Jelks, Mahan.—4.

Excused: Anderson.—1.

The emergency was declared passed.

HB 396 was referred for engrossment.

GENERAL ORDER

HB 341, by Bullard, was read and considered.

Senator Nance moved to amend **HB 341,** line 16, page 9, by striking all of lines 16, 17 and 18 and all of lines 1 to 18, inclusive, page 10; all of lines 1 to 18, inclusive, page 11 and all of lines 1 to 11, inclusive, page 12, and inserting the following: "per gallon of the five and fifty-eight one hundredths (5.58c) cents per gallon collected of the tax levied by this Act shall be apportioned monthly and shall be deposited in the State Treasury to the credit of the State Highway Construction and Maintenance fund and used by the State Highway Department for the purpose of constructing and maintaining Farm-to-Market roads on the state highway system and other farm to market roads. The State Highway Department is authorized to enter into any arrangement or contract agreement with the Federal Government for the participation by the Federal Government in the cost of any such project", which amendment was adopted.

Senator Nance moved to amend **HB 341,** line 18, page 16, by inserting after line 18, page 16 and before line 1, page 17, a new section to be designated Section 4 and by renumbering the following Sections: "Section 4. In addition to the tax levied by Section 3 of this Act and in consideration of the use of the highways of this State, an addition tax is hereby levied upon all persons subject to and liable for the tax levied by Section 3 hereof, to be paid at the rate of one (1c) cent per gallon on gasoline imported into and actually used on the highways of this State which tax shall be computed and paid on the same basis, at the same time and in the same manner as the tax levied by said Section 3 of this Act. The revenue accruing from the tax levied by this Section, including interest and penalties thereon, shall be apportioned monthly by the Oklahoma Tax Commission and paid to the various County Treasurers of the State of Oklahoma and by them deposited in the County Highway Construction Funds of the several counties of the State, as hereinafter provided, to be used by the Boards of Commissioners of said counties for the purpose of constructing and maintaining school bus routes and mail routes in the several counties. The funds herein provided for the construction and maintenance of county rural roads consist-

ing of school bus routes and mail routes shall be distributed to the several counties in the following manner: One-third (1/3) on area, one-third (1/3) on county road mileage, and one-third (1/3) on rural population, as certified by the State Highway Department as of July 1, 1947, as each county bears to the entire area, rural population and road mileage of the State", which amendment was adopted.

Senator Nance asked unanimous consent, which was granted, to amend **HB 341,** line 11, page 26, by striking the word "each" and inserting therefor the word "such," which amendment was adopted.

Upon motion of Senator Nance, **HB 341,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 341,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 341 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—40.

Not Voting: Gooldy, Mahan, White. —3.

Excused: Anderson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—40.

Not Voting: Gooldy, Mahan, White. —3.

Excused: Anderson.—1.

The emergency was declared passed.

HB 341 was referred for engrossment.

GENERAL ORDER—

HB 340, by Bullard and Smalley, was read and considered.

Upon motion of Senator Rinehart, **HB 340** was advanced to engrossment and third reading.

By unanimous consent, **HB 340** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 340 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—31.

Excused: Anderson.—1.

Not Voting: Ballinger, Boecher, Carrier, Collins, Emery, Gooldy, Grim, Jelks, Mahan, Seaman, Waller, White. —12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins,

Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Worthington.—31.

Excused: Anderson.—1.

Not Voting: Ballinger, Boecher, Carrier, Collins, Emery, Gooldy, Grim, Jelks, Mahan, Seaman, Waller, White. —12.

The emergency was declared passed.

HB 340 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Gary asked that **SB 25,** by Dacus, et al, be re-referred to the Appropriations Committee for the purpose of holding a hearing on the Bill at 11:00 a. m., tomorrow, which was the order.

Senator Nance asked that **HB 207,** by Taylor, et al, be re-referred to the Committee on Revenue and Taxation, which was the order.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 98—Revenue and Taxation.

Senator Lowery moved that further consideration of **HB 98** be indefinitely posoponed.

Senator Cobb moved to table the Lowery motion.

Senator Cook, as a substitute, moved that when the Clerk's desk is cleared the Senate adjourn to meet at 1:30 p. m., tomorrow.

Senator Lowery raised a point of order against the Cook motion, stating it an improper motion, which was sustained insofar as to "when the Clerk's desk is cleared."

Senator Cook asked to withdraw his motion to adjourn, which was the order.

Senator Thompson moved that the Senate adjourn to meet as provided under the Rules, which motion by unanimous consent he withdrew.

Senators Lowery and Cobb asked to withdraw their motions, which was the order.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 49—Appropriations.
SB 51—Appropriations.
HB 25—Appropriations.

FIRST READING

By unanimous consent, the following Bills and/or Resolutions were introduced and read the first time:

SB 297—By Jarman—An Act enabling all cities in Oklahoma, having a population in excess of two hundred four thousand inhabitants according to the last Federal decennial census, to enact through its council or legislative body a local, law imposing and levying in any such city a consumer's sales tax for revenue purposes of not to exceed one per cent (1%) on the gross proceeds or receipts derived from all sales or services within the city upon which a consumer's or sales tax is levied by the State of Oklahoma, except where the State tax is by statute made exclusive or in lieu of all other taxes; and enabling any such city, in lieu of such sales tax but not in addition thereto, to impose, levy and collect an annual income tax not to exceed one per cent (1%) on all salaries, wages, commissions and other compensation earned by residents of the city; all salaries, wages, commissions and other compensation earned by non-residents of the city for work done or services performed or rendered in the city; on the net profits of all businesses, professions or other activities conducted by residents of the

city; on the net profits of all businesses, professions or other activities conducted in the city by non-residents; and on the net profits of all corporations doing business in the city whether domestic or foreign which is earned by such corporations as a result of work done by, services performed or rendered, and business or other activity conducted in the city; defining the meaning of certain words; providing for certain exemptions, and providing that the ordinance levying such sales tax, or income tax shall, before the same becomes effective, be approved by majority of the qualified electors voting thereon at a general or special election, and providing that Twenty-Five Per Cent (25%) of such sales tax or income tax, when collected, shall be deposited and credited to the sinking fund of the city so long as there are sinking fund obligations; and providing that the method and manner of enforcing and collecting such tax shall be specified in the ordinance levying the tax, which ordinance may require the employer or party paying salaries, wages, commissions, or other compensation to withhold therefrom the tax and pay the same to the city and may provide a penalty for failure to comply with the ordinance, and providing that any such city may contract with the Oklahoma Tax Commission to collect such tax for and on behalf of the city, and directing the Oklahoma Tax Commission to make its records relating to State sales tax or State income tax available to city officials and making it unlawful and providing a penalty for a city official or employee to divulge any information acquired by inspection of such State records, and declaring the provisions of the Act severable; repealing all acts in conflict herewith, and declaring an emergency.

SB 298—By Cartwright—An Act authorizing T. C. McDonough to bring suit against the State of Oklahoma and the State Game and Fish Commission to determine the amount of damages due him on account of reverse condemnation and flooding of certain lands owned by him occasioned by the raising of the State Fish Hatchery dam on Blue River in Bryan County, Oklahoma; directing the time and venue of such suit and the manner of service of summons, and proceeding generally thereunder; waiving the immunity of the State; and declaring an emergency.

MESSAGE FROM HOUSE

Advising refusal to adopt Conference Committee Report on **SB 3**, requesting further Conference, and re-appointing the original House Conferees.

Senator Nance asked unanimous consent that the request of the Honorable House for a further conference on **SB 3** be granted, which was the order, the President Pro Tempore re-appointing Senators Nance, Porter, Ritzhaupt, Walker, Cobb and Baldwin, as the Senate Conferees.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 315**, Conference requested, House Conferees named as follows: Bullard, Dunlap, Cannon, Langley (Adair) and Hawthorne.

Senator Porter asked unanimous consent that the request of the Honorable House for a conference on **HB 315** be granted, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 26.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 18**—By Harkey of the House and Gary of the Senate—An Act making appropriations from the gen-

eral revenue fund in the State Treasury of the State of Oklahoma for the operation and maintenance of penal, eleemosynary, and other state institutions, including the Oklahoma State Penitentiary, State reformatory, training school for white boys, training school for Negro boys, girls town, tuberculosis sanatorium, State orphans home, school for the deaf, school for the blind, Western Oklahoma State Hospital, and the petroleum experiment station, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the controlling board of each of said institutions to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; fixing the salary of the warden of the Oklahoma State Penitentiary at McAlester, Oklahoma, and the warden of the State reformatory at Granite, Oklahoma; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 61**—By House Committee on Appropriations—An Act making appropriations to pay salaries, per diem, mileage and expenses of members of the State Legislature, and the salaries, per diem and expenses of legislative employees, together with other expenses, including the purchase of supplies, materials, equipment and the printing of the permanent journals for the biennium beginning July 1, 1949, and ending June 30, 1951; making the provisions of this Act severable; and declaring an emergency.

Engrossed **HB 23**—By Committee on Appropriations—An Act making appropriations for the support of the office of the State Board of Public Affairs and for special purposes for the fiscal year ending June 30, 1950 and June 30, 1951; authorizing the State Board of Public Affairs to appoint qualified persons to positions authorized herein and to create positions and fix salaries of maintenance personnel; making the provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

Engrossed **HB 32**—By Committee on Appropriations—An Act making an appropriation to the Oklahoma State Regents for higher education for allocation to constituent institutions of the Oklahoma state system of higher education for alterations, repairs, improvements, and modernization of buildings and facilities for and at such institutions; providing that said appropriation shall be nonfiscal; providing for the use of federal funds; providing that the provisions of the Act are severable; and declaring an emergency.

Engrossed **HB 63**—By Committee on Appropriations—An Act making appropriations from the emergency appropriation fund in the State Treasury to be expended by the Oklahoma Planning and Resources Board; making appropriations nonfiscal; and declaring an emergency.

Engrossed **HB 421**—By Welch and Smalley—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, 1951, to be used and expended by the Department of Highways of the State of Oklahoma to pay the expenses of operating and maintaining the Department of Highways and the State Highway Commission, and the expenses incurred in constructing and maintaining state highways, farm-to-market 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 Depart-

ment 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.

Engrossed **HB 91**—By Harkey and Russell of the House and Gary of the Senate—An Act permitting the State of Oklahoma and political subdivisions to participate in Federal Social Security benefits; and declaring an emergency.

Engrossed **HB 218**—By Smalley of the House and Porter of the Senate—An Act amending Title 47 O. S. A., Sections 365 and 365a; making certain changes in the organization of the Department of Public Safety; giving statutory authority for sending members of the Oklahoma Highway Patrol to universities and other institutions for specialized training in traffic, police and other safety work; and authorizing an increase in the number of personnel in the Oklahoma Highway Patrol; establishing a graduated pay scale based on length of service; authorizing an increase in the examining personnel of the Department of Public Safety and stating qualifications for reinstatement as a member of the Oklahoma Highway Patrol; and declaring an emergency.

Engrossed **HB 355**—By Committee on Appropriations—An Act making an appropriation to the School for the Blind, Muskogee, Oklahoma, for the reconstruction of gymnasium building and for the purchase of equipment necessary to make said building ready for occupancy; making appropriation nonfiscal; and declaring an emergency.

Engrossed **HB 477**—By Committee on Appropriations—An Act making a nonfiscal appropriation for the fiscal year ending June 30, 1950, for the purpose of providing funds for the drafting of plans and the construction and equipping of a headquarters and office building to be occupied by the Department of Public Safety; providing for use by other agencies, departments, boards or commissions of parts of said building not needed by the Department of Public Safety; and declaring an emergency.

Engrossed **HB 416**—By Ozmun—An Act relating to cities and towns; providing that in cities and towns of thirty-five thousand eight hundred forty nine (35,849) or more population according to the next preceding federal decennial census the police judge shall be an attorney; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 423**—By Morris, Smalley, Billingsley, Allen, Berry, Davidson, Disney, Dyer, Eubanks, Forsythe, Garvin, Griffin, Henry, Jennings, Lance, McColgin, Oliver, Pitman, Romang, Tate and Wagner—An Act relating to adoption; defining terms; placing jurisdiction of adoption proceedings in county juvenile courts; providing for the adoption of children; providing a separate process for the adoption of adults; providing for petitions for adoption and orders of adoption; providing for studies of prospective adoptions and reports thereon; providing for a trial adoption period; providing for the circumstances under which consent of parents, guardians or child placing or home finding agencies shall be necessary; stating duties and authority of child placing and home finding agencies; providing that this Act shall be equally applicable to public and private child placing or home finding agencies; requiring all adoption papers and records to be of a confidential and privilege nature; regulating the exportation and importation of children; providing for the annulment of adoptions in certain circumstances; prescribing the duties of the Department of Public Welfare; forbidding trafficking in babies; prescribing punishment for violation of this Act; making provisions of

this Act severable; and repealing conflicting laws.

Engrossed **HB 536**—By Bullard—An Act levying on and after June 1, 1949, an excise tax of One Cent (1c) per gallon on special fuel as defined by Title 68, O. S. 1941, Sec. 713, as amended, in addition to all other taxes heretofore or hereafter laid on special fuel; distributing the revenue to the counties for the purpose of constructing and maintaining county rural roads, highways and bridges, to be used by boards of county commissioners; providing for the administration of said tax, the manner and method of collecting same; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 24, 27, 76, 101, 102, 184, 394.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SJR 24**—By Gary of the Senate, and Biles and Anderson of the House—A Joint Resolution relating to fishing in Lake Texhoma; authorizing the Oklahoma Game and Fish Commission to enter into and carry out the provisions of an agreement with any agency of the State of Texas; providing for uniform fishing licenses in said lake; setting forth certain provisions which shall be included in said agreement and certain provisions which may be included in said agreement; providing for the disposition of monies received by the State from the sale of such licenses; and declaring an emergency.

Enrolled **SB 55**—By Medlock and Goolsby—An Act making an appropriation for 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 by Federal funds; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 144 and **214**, each correctly enrolled.

Enrolled **SBs 144** and **214**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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

Engrossed **HB 477**—Appropriations.

Engrossed **HB 536**—Revenue and Taxation.

Engrossed **HB 218**—Local, State and Federal Government.

Engrossed **HB 423**—Judiciary.

GENERAL ORDER

HB 98, by Revenue and Taxation Committee, as amended, was read and considered.

Senator Lowery moved that **HB 98** be advanced to engrossment and third reading.

Senator Gary, as a substitute, moved that **HB 98** be considered section by section.

Senator Nance, in lieu of all pending motions, moved that the second committee substitute on **HB 98** be stricken and that the Senate proceed to consideration of the first committee substitute for said bill, which motion prevailed.

Senator Nance asked that debate on **HB 98,** as amended, be limited to ten minutes on each side, which was the order.

Section 1 was read.

Senator Counts moved, in view of previous consideration of **HB 98,** that the reading of said bill be dispensed with, which motion prevailed.

Senator Rogers moved to amend the first committee substitute on **HB 98,** line 10, page 9, by adding at the end of line 10, and renumbering the remaining sections, the following: "All revenue derived from this Act shall be allocated to financing the common school program of the State of Oklahoma."

Senator Cowden presiding.

The vote occurring on the Rogers amendment, it was declared failed of adoption.

Senator Leonard moved to amend **HB 98,** by striking part of line 12 and all of lines 13, 14 and 15, page 6, being the last sentence of said subsection (b) of Section 5, which amendment was adopted.

Upon motion of Senator Nance, **HB 98,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 98,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 98 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Logan, McClendon, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, White, Worthington.—23.

Nays: Ballinger, Binns, Carrier, Collins, Counts, Grim, Howell, Jarman, Leonard, Lowery, Mahan, Medlock, Porter, Price, Walker, Waller.—16.

Excused: Anderson, Thompson.—2.

Not Voting: Hope, Seaman.—2.

Absent: Jelks.—1.

The bill was declared passed.

Upon motion of Senator Nance, the emergency clause was stricken from **HB 98,** and the title amended by striking the words, "and declaring an emergency."

Senator Lowery moved to reconsider the vote by which **HB 98** passed.

Senator Anderson asked to be recorded present, which was the order.

GENERAL ORDER

HB 2, by Revenue and Taxation Committee, was read and considered.

Senator Nance moved that **HB 2** be advanced to engrossment and third reading.

Senator Connell, as a substitute,

moved that **HB 2** be stricken from the calendar.

Senator McClendon moved to table the Connell motion on **HB 2,** which motion failed of adoption, the roll call resulting as follows:

Ayes: Boecher, Cartwright, Cobb, Cook, Dacus, Emery, Leonard, Logan, McClendon, Nance, Ritzhaupt, Rogers, Speck, White, Worthington.—15.

Nays: Baldwin, Ballinger, Carrier, Collins, Connell, Counts, Cowden, Gooldy, Howell, Jarman, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Walker, Waller.—19.

Not Voting: Anderson, Binns, Fine, Gary, Ginder, Grim, Hope, Seaman.—8.

Absent: Jelks.—1.

Excused: Thompson.—1.

Senator Cobb moved that the Senate operate under the call, which motion failed of adoption.

Senator Connell moved that the previous question be now put, which motion was adopted.

The vote occurring on the Connell motion, it was declared failed of adoption, the roll call resulting as follows:

Ayes: Binns, Carrier, Collins, Connell, Counts, Cowden, Hope, Howell, Jarman, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, W a l k e r, Waller.—18.

Nays: Anderson, Baldwin, Boecher, Cartwright, Cobb, Cook, Dacus, Emery, Fine, Gooldy, Leonard, Logan, McClendon, Nance, Ritzhaupt, Rogers, Speck, White, Worthington.—19.

Excused: Thompson.—1.

Not Voting: Ballinger, Gary, Ginder, Grim, Seaman.—5.

Absent: Jelks.—1.

The vote occurring on the Nance motion, it was declared adopted.

Senator Cook moved that the Senate operate under the call, which motion failed of adoption, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, C o b b, Connell, Cook, Dacus, Fine, McClendon, Speck, Walker.—13.

Nays: Ballinger, B i n n s, Collins, Counts, Cowden, Emery, Gary, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, P r i c e, Rinehart, Ritzhaupt, Rogers, Waller, White, Worthington.—26.

Not Voting: Ginder, Grim, Seaman.—3.

Absent: Jelks—1.

Excused: Thompson.—1.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 2** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 2 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cartwright, Cobb, Cook, Dacus, Emery, Fine, Ginder, Leonard, Logan, McClendon, Rogers, Speck, White, Worthington.—17.

Nays: Ballinger, C a r r i e r, Collins, Connell, Counts, Cowden, Gary, Gooldy, Hope, Howell, Jarman, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Waller.—23.

Not Voting: Binns, Grim.—2.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 325 and **396,** each correctly engrossed.

SB 26, correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 325** and **396,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 26,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 199, by Bullard, was read and considered.

Senators Cobb and Lowery moved to amend **HB 199,** line 14, page 4, by striking the words and figures, "forty ($40.00) Dollars," and inserting the words and figures, "One Hundred ($100.00) dollars."

Senator Worthington moved to amend the Lowery-Cobb amendment by striking the words and figures, "One hundred ($100.00) dollars," and inserting the words and figures, "Fifty ($50.00) dollars," and by placing the tax on coin machines at Sixty ($60.00) dollars, which amendment was tabled upon motion of Senator Connell.

Senator Counts moved to table the Lowery-Cobb amendment, which motion prevailed.

Upon motion of Senator Nance, **HB 199** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 199** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 199 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Waller, White, Worthington.—31.

Nays: Baldwin, Cobb, Cowden, Fine, Ginder, Price, Rogers, Speck.—8.

Not Voting: Jarman, Mahan, Walker. —3.

Excused: Thompson.—1.

Absent: Jelks.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Waller, White, Worthington.—31.

Nays: Baldwin, Cobb, Cowden, Fine, Ginder, Price, Rogers, Speck.—8.

Not Voting: Jarman, Mahan, Walker. —3.

Excused: Thompson.—1.

Absent: Jelks.—1.

The emergency was declared passed.

HB 199 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 56, by Bullard, was read and considered.

Upon motion of Senator Nance, **HB 56** was advanced to engrossment and third reading.

Upon motion of Senator Nance, **HB 56** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 56 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—39.

Nay: Nevins.—1.

Not Voting: Mahan, Walker.—2.

Excused: Thompson.—1.

Absent: Jelks.—1.

The bill was declared passed.

HB 56 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 201, by **Bullard** of the House, and Nance of the Senate, was read and considered.

Upon motion of Senator Nance, **HB 201** was advanced to engrossment and third reading.

By unanimous consent, **HB 201** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 201 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—39.

Excused: Thompson.—1.

Not Voting: Binns, Mahan, Speck.—3.

Absent: Jelks.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—39.

Excused: Thompson.—1.

Not Voting: Binns, Mahan, Speck.—3.

Absent: Jelks.—1.

The emergency was declared passed.

HB 201 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 341 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 341,** as amended, were properly signed and ordered returned to the Honorable House.

IN CONFERENCE

The Presiding Officer announced the appointment of the following as Senate Conferees under **HB 315:** Anderson, Emery, Jarman, Rogers and Ritzhaupt.

GENERAL ORDER

HB 49, by Brown, et al of the House, and Porter, et al, of the Senate, was read and considered.

Senators Porter and Thompson moved to amend **HB 49,** line 10, page 4, by adding after the word, "building," and before the word, "remodeling," the word, "or," and on line 10, by striking the word, "or," and the letters, "re," and on line 11, by striking the letters, "pairing," and on line 11 and line 12 by striking the words and figures, "Twenty-five Thousand Dollars ($25,000.00.)"

Senator Nance moved that the Senate Committee amendments be stricken and that the Senate proceed to consider

HB 49 as passed by the Honorable House, which motion was adopted.

Senator Porter asked unanimous consent to withdraw his amendment to **HB 49,** which was the order.

Senator Waller moved to amend **HB 49,** line 14, page 4, by adding after the word, "regulations," the words, "Provided, that nothing in this Act will prohibit the State School Planning Division from furnishing schools, plans and specifications for new buildings, regardless of cost of construction," which motion was tabled upon motion of Senator Collins.

Upon motion of Senator Nance, **HB 49** was advanced to engrossment and third reading.

By unanimous consent, **HB 49** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 49 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Logan, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Nay: Cobb, Leonard, Lowery, Seaman.—4.

Not Voting: Ginder, McClendon, Price.—3.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Logan, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Nay: Cobb, Leonard, Lowery, Seaman.—4.

Not Voting: Ginder, McClendon, Price.—3.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

HB 49 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 270, by Lowery, was read and considered.

Upon motion of Senator Nance, **SB 270** was advanced to engrossment and third reading.

By unanimous consent, **SB 270** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 270 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Cartwright, Counts, Gary, Ginder, Nevins.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

SB 270 was referred for engrossment.

GENERAL ORDER

SB 245, by Ballinger, et al, was read and considered.

Senator Lowery moved to amend **SB 245,** line 13, page 2, by striking the word, "fourth," and inserting the word, "fifth," which amendment failed of adoption.

Upon motion of Senator Ballinger, **SB 245** was advanced to engrossment and third reading.

By unanimous consent, **SB 245** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 245 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, McClendon, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Nay: Lowery.—1.

Not Voting: Binns, Cartwright, Ginder, Logan, Nance, Nevins, Price.—7.

Excused: Thompson.—1.

Absent: Jelks.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, McClendon, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Nay: Lowery.—1.

Not Voting: Binns, Cartwright, Ginder, Logan, Nance, Nevins, Price.—7.

Excused: Thompson.—1.

Absent: Jelks.—1.

The emergency was declared passed.

SB 245 was referred for engrossment.

GENERAL ORDER

SB 246, by Ballinger, et al, was read and considered.

Upon motion of Senator Ballinger, **SB 246** was advanced to engrossment and third reading.

By unanimous consent, **SB 246** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 246 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, McClendon, Medlock, Porter, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Nays: Lowery, Rinehart, Ritzhaupt. —3.

Not Voting: Binns, Logan, Mahan, Nance, Nevins, Price, Seaman.—7.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, McClendon, Medlock, Porter, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Nays: Lowery, Rinehart, Ritzhaupt. —3.

Not Voting: Binns, Logan, Mahan, Nance, Nevins, Price, Seaman.—7.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

SB 246 was referred for engrossment.

GENERAL ORDER

HB 261, by Lance of the House and Ritzhaupt of the Senate, was read and considered.

Senator Ritzhaupt moved to amend **HB 261,** line 9, page 3, by adding after the word "require" and before the word "such" the word "before" and at the end of line 9, after the word "sale" add the words and figures: "the sum of Twenty-five ($25.00) Dollars" and in line 10 after the word "collected" and before the word "before" insert the word "annually", which amendment was adopted.

Upon motion of Senator Ritzhaupt, **HB 261,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 261,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 261 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—36.

Not Voting: Gary, McClendon, Nevins, Price, Seaman, Speck.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—36.

Not Voting: Gary, McClendon, Nevins, Price, Seaman, Speck.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

HB 261 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 288—Business and Industry.
HB 368—Business and Industry.
HB 382—Business and Industry.
HB 383—Business and Industry.
HB 384—Business and Industry.
HB 488—Business and Industry.

Senator Nance asked unanimous consent, which was granted, to reconsider the vote by which **HB 2,** by Committee on Revenue and Taxation, failed of passage, for the purpose of submitting the following as a substitute for said bill:

SECOND SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2—By SENATE REVENUE AND TAXATION COMMITTEE.

AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 31a; AUTHORIZING ENACTMENT OF LAW

WHEREBY THE STATE MAY BECOME INDEBTED IN AN AMOUNT NOT TO EXCEED TWO HUNDRED AND FIFTY MILLION DOLLARS ($250,000,000.00) FOR THE PURPOSE OF CONSTRUCTING AND REMODELING PUBLIC HIGHWAYS OF OKLAHOMA; RELATING TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID DEBT; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 10 of the Constitution of Oklahoma, same to be Section 31a, Article 10, of the Constitution of Oklahoma:

Section 31a. The Legislature of the State of Oklahoma is hereby authorized to enact a law whereby the State may become indebted in an amount not to exceed Two Hundred and Fifty Million Dollars ($250,000,000.00) for the purpose of constructing and remodeling any and all of the Public Highways of the State; and such law shall provide that two cents (2c) of the tax on each gallon of motor fuel authorized by 68 O. S. 1941, Sections 659 to 659p, as amended and supplemented to the effective date of this section, or so much of said tax as may be necessary, shall be pledged and used for the sole purpose of payment of the interest on such debt as it falls due, and also to pay and discharge the principal of such debt within twenty-five (25) years from the time of the contracting thereof; prior to the retirement of said debt, the Legislature may restrict but shall not enlarge the exemptions provided in said Act, and may reapportion the remaining unpledged portion of said tax; provided that if the tax so pledged is not sufficient to so pay and discharge said interest and principal, the Legislature shall impose and provide for the collection of an additional tax, other than an ad valorem tax, sufficient to pay and discharge said interest and principal. This amendment shall become effective January 1, 1951.

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 Authorizing the Legislature to enact a law whereby the State may become indebted not to exceed Two Hundred Fifty Million Dollars ($250,000,000.00) for the purpose of constructing and remodeling the Public Highways of the State; providing that Two Cents (2c) of tax of each gallon of motor fuel, if necessary, be pledged and used to pay and discharge within twenty-five (25) years the interest and principal on said debt; and authorizing Legislature to impose and collect, if necessary, an additional tax, other than ad valorem, to pay and discharge said interest and principal,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

Yes ☐

No ☐

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Act, 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 4. A special election is hereby ordered to be held through the State on the 24th day of May, 1949, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Act shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

SECTION 5. It being immediately necessary for the preservation of the public peace, h e a l t h 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 Rinehart asked unanimous consent, which was granted, that the vote be reconsidered by which **HB 35,** by Larason, failed of passage.

Senator Rinehart asked unanimous consent, which was granted, that **HB 35** be referred to the Committee on Roads and Highways.

GENERAL ORDER

SB 195, by Nance, was read and considered.

Upon motion of Senator Nance, **SB 195** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **SB 195** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 195 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—36.

Not Voting: Cartwright, Gary, Hope, Mahan, Nevins, White.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—36.

Not Voting: Cartwright, Gary, Hope, Mahan, Nevins, White.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

SB 195 was referred for engrossment.

GENERAL ORDER

HB 495, by Allard and Pazoureck of the House and Rinehart of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 495** was advanced to engrossment and third reading.

By unanimous consent, **HB 495** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 495 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Counts,

Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Binns, Boecher, Cartwright, Connell, Gary, Mahan, Nevins, White.—8.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—34.

Not Voting: Binns, Boecher, Cartwright, Connell, Gary, Mahan, Nevins, White.—8.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

HB 495 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 374, by Reynolds et al of the House and Jarman of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 374** was advanced to engrossment and third reading.

By unanimous consent, **HB 374** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 374 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Boecher, Cartwright, Gary, Logan, Mahan.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Boecher, Cartwright, Gary, Logan, Mahan.—6.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

HB 374 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 110, by Committee on Business and Industry, was read and considered.

Senator Ginder asked that further consideration of **HB 110** be deferred until another legislative day, which was the order.

SB 287, by Cook of the Senate and Wallace (Custer) of the House, was read and considered.

Upon motion of Senator Cook, **SB 287** was advanced to engrossment and third reading.

By unanimous consent, **SB 287** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 287 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Counts, Gary, Ginder, Gooldy, Lowery, Seaman.—10.

Absent: Jelks.—1.

Excused: Thompson.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Binns, Cartwright, Cobb, Counts, Gary, Ginder, Gooldy, Lowery, Seaman.—10.

Absent: Jelks.—1.

Excused: Thompson.—1.

The emergency was declared passed.

SB 287 was referred for engrossment.

Senator Lowery presiding.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 26**—By Laing, Davidson, Wagner and Oliver—A Joint Resolution proposing an amendment to Section 3, Article 5, of the Constitution of Oklahoma so as to provide that any measure referred to the people by the initiative shall take effect and be in force when it shall have been approved by a majority of the votes cast thereon; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 26, 144, 214.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 164,** as amended.

HA to **SB 64** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 164—By HOUSE COMMITTEE ON APPROPRIATIONS.

AN ACT APPROPRIATING OUT OF THE FISH AND GAME FUND UNDER THE FISH AND GAME COMMISSION THE SUM OF TEN THOUSAND DOLLARS ($10,000.00) TO SUPPLEMENT THE FUNDS APPROPRIATED BY HOUSE BILL NO. 9, TITLE 4, CHAPTER 1, PAGE 31, SESSION LAWS OF 1947, FOR PAYMENT OF BOUNTY BY THE STATE OF OKLAHOMA FOR WOLVES, COYOTES AND BOBCATS KILLED IN THE STATE OF OKLAHOMA, ACCORDING TO THE TERMS OF SAID HOUSE BILL NO. 9; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated out of the Fish and Game Fund under the Fish and Game Commission, the sum of Ten Thousand Dollars ($10,000.00) to supplement the appropriation made and provided by Sec-

tion 4 of House Bill No. 9, Title 4, Chapter 1, Page 31, Session Laws 1947, for the fiscal year beginning July 1, 1948, to be expended in the manner and for the purposes and under the restrictions provided for in said House Bill No. 9, Session Laws 1947, as bounty for wolves, coyotes or bobcats killed within the territorial confines of the State of Oklahoma as to which proof is furnished as by said House Bill No. 9, provided, until the appropriation provided by said Section 4 of said House Bill No. 9, plus the Ten Thousand Dollars ($10,000.00) hereby appropriated, is exhausted.

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.

MESSAGES FROM THE HOUSE

Advising passage of and returning **SBs 36, 90, 92,** each as amended.

HA to **SB 36** read as follows, and consideration deferred for this day:

Amendment No. 1: Page 1, Line 7 of Engrossed Senate Bill No. 36, by striking the Enacting Clause.

HA to **SB 90** read as follows, and consideration deferred for this day:

Amendment No. 1. Page 1, Line 7, of Engrossed Senate Bill No. 90, by striking the Enacting Clause.

HA to **SB 92** read as follows, and consideration deferred for this day:

Amendment No. 1: Line 7 of Engrossed Senate Bill No. 92, by striking the Enacting Clause.

Senator Cowden presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 18, 27, 31,** each as amended.

HAs to **SB 18** read as follows, and consideration deferred for this day:

Amendment No. 1. Page 1, Section 1-A, of Engrossed Senate Bill No. 18, Subsections (a) and (b), by striking all of Line 17 through 20, inclusive, and inserting in lieu thereof the following:

"(a) For the fiscal year ending June 30, 1950, One Million Five Hundred Seventy-three Thousand One Hundred Sixty-six Dollars ($1,573,166.00)."

"(b) For the fiscal year ending June 30, 1951, One Million Six Hundred Ninety-two Thousand Four Hundred Thirty-four Dollars ($1,692,434.00)."

Amendment No. 2. Page 1, Section 2, Subsection A, Line 29, between the words "relief" and "or", by adding the following words: ", hospitalization and medical care,"

Amendment No. 3. Page 1, Section 2, Subsection A, Line 31, after the period add the following sentence: "Said Board is authorized to contract for the use of facilities of the University Hospitals on a reimbursable cost basis in caring for citizens eligible for assistance under this Act."

Amendment No. 4. By striking the Enacting Clause.

HA to **SB 27** read as follows, and consideration deferred for this day:

Amendment No. 1. Page 1, Line 8, of Engrossed **SB 27,** by striking Enacting Clause.

HA to **SB 31** read as follows, and consideration deferred for this day:

Amendment No. 1. Page 1, Line 7 to Engrossed **SB 31.** By striking the Enacting Clause.

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

SEVENTY-FIRST LEGISLATIVE DAY
Wednesday, May 4, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

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 Rinehart asked unanimous consent that Robert Theodore Haight, Yukon, Oklahoma, grandson of Ex-Senator Pruett, and now Senate Counselor, be made an Honorary Page for this legislative day, which was the order.

Senator Rinehart presiding.

Senator Logan gave a resume of a meeting with the Governor on this day of the President Pro Tempore of the Senate, the Speaker of the House of Representatives, the Floor Leader of the House, the Chairmen of Revenue and Taxation, Appropriation and Education Committees of both Houses.

He stated that the decisions reached by a majority of those attending the meeting were: adjournment to occur on May 18; that there be no special election on a bond issue; that there be no special election on repeal; that no new taxes be enacted for the general revenue fund; that a resolution should be passed by the legislature to submit to the people at the regular primary election in 1950 the question of amending the Constitution on homestead exemptions for school financing purposes; that the decisions made at the meeting would not in any way be an attempt to bind the members on final decisions.

Senator Logan further stated that it was decided to pare the budget down to present finances and that such action would reduce the program planned for schools, hospitals, orphans, mental institutions, and all proposed public buildings.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 286—Public Health.
SB 292—Public Health.
HCR 19—Military and Veterans Affairs.
HJR 13—Judiciary.
HB 150—Oil and Gas.
HB 161—Judiciary.
HB 269—Judiciary.
HB 276—Judiciary.
HB 287—Judiciary.
HB 389—Judiciary.
HB 444—Judiciary.
HB 462—Public Health.
HB 464—Judiciary.
HB 481—Judiciary.
HB 482—Judiciary.

WITHOUT RECOMMENDATION:

HB 456—Judiciary.

Re-REFERRED TO COMMITTEES:

HB 65—To Appropriations by Military and Veterans Affairs.

HB 75—To Appropriations by Military and Veterans Affairs.

HB 311—To Appropriations by Military and Veterans Affairs.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, for consideration of **HB 57**, by Bullard, which was read at length.

Senator Logan presiding.

Upon motion of Senator Nance, **HB 57** was advanced to engrossment and third reading.

By unanimous consent, **HB 57** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 57 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Not Voting: Emery, Ginder.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Not Voting: Emery, Ginder.—2.

The emergency was declared passed.

HB 57 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 201 and **261, SBs 195, 245, 246, 270,** and **287,** each, correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 201** and **261,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 195, 245, 246, 270** and **287,** were each properly signed and ordered transmitted to the Honorable House for consideration.

MOTION LODGED TO RECONSIDER

Referring to the Lowery motion made on the last legislative day to reconsider the vote by which **HB 98** was passed:

The vote occurring on the Lowery motion, it was declared failed of adoption, the roll call resulting as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Cook, Counts, Cowden, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Lowery, Mahan, Porter, Price, Rinehart.—20.

Nays: Anderson, Cartwright, Cobb, Connell, Dacus, Emery, Fine, Gary, Ginder, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—24.

HB 98, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 120, by Dunlap, et al, as amended, was taken up for consideration.

Senator Ritzhaupt asked that the reading of **HB 120** be dispensed with and that the bill be considered article by article for the purpose of amendments, which was the order.

ARTICLE 1.

Senator Price moved to amend **HB 120,** line 9, page 9, Article 1, Section 15, by adding at the close of Section 15, the following: "The provisions of this section shall not have the effect of modifying or repealing **SB 185,** page

270, Oklahoma Session Laws 1943," which amendment failed of adoption.

Senator McClendon moved to amend **HB 120,** lines 3 and 4, page 4, by striking after the word, "Oklahoma," in line 3, and before the word, "unless," the words, "relative to the collection of any taxes," which amendment was tabled upon motion of Senator Connell.

Upon motion of Senator Dacus, Article 1 was adopted.

ARTICLE 2.

Senator McClendon moved to amend **HB 120,** Article 2, page 15, by striking lines 14, 15, 16, 17 and 18, page 15, and line 1 on page 16, inserting in lieu thereof the following: "The supervision of instruction in the public schools of Oklahoma shall be vested in the State Board of Education and subject to the limitations otherwise prescribed by law. The State Superintendent of Public Instruction shall be the executive officer of the State Board of Education and have the responsibility of administering the State Department of Education. The State Board of Education shall be the policy making member for the State Department of Education and shall have the authority to," which amendment was declared adopted.

Senator Howell moved to amend **HB 120,** line 5, page 17, by changing the comma after the word "employees," to a period and striking the remainder of line 5 and line 6 up to and including the period following the word, "certificates," which amendment was tabled upon motion of Senator Dacus.

Senator McClendon moved to amend **HB 120,** line 8, page 17, by inserting after the word, "and," and before the word, "principal," the word, "high school," which amendment was declared adopted.

Opon motion of Senator Dacus, Article 2, as amended, was declared adopted.

ARTICLE 3.

Senator Gary moved to amend **HB 120,** line 7, page 3, by adding after the word, "experience," and before the word, "No," the words, "provided further that the six years' teaching experience shall not apply to county superintendents now in office," which amendment he withdrew by unanimous consent.

Senator Howell moved to amend **HB 120,** line 13, page 32, by adding after the word, "supervision," the words, "The provisions of this section shall become effective July 1, 1951, which amendment was tabled upon motion of Senator Dacus.

Senator Waller moved to amend **HB 120,** line 16, page 37, by adding after the word, "hereof," the following: 'Provided further that the qualifications prescribed herein shall not prohibit any person now serving as county superintendent from filing for said office at the regular filing period in 1950; provided that they complete sixteen (16) hours of college credit each year until a standard bachelor degree is obtained," which amendment was tabled upon motion of Senator Dacus.

Upon motion of Senator Dacus Article 3 was declared adopted.

ARTICLE 4.

Senator Jelks moved to amend **HB 120,** line 10, page 45, by striking the word, "other," and all of Lines 11, 12 and 13, and inserting the following: "At the first annual school meeting held after the effective date of this Act, three (3) Members of the Board shall be elected, one for a term of three (3) years; one for a term of four (4) years, and one for a term of five (5) years. Any vacancy occurring on the Board shall be filled by appointment of the Board until the next annual school meeting, when such vacancy shall be filled by election for the unexpired term," which amendment was tabled upon motion of Senator Baldwin.

Senators Nevins and Thompson moved to amend **HB 120,** line 18, page 68, by striking after the word, "year," and before the word, "mills," the word and figure, "five (5)," and inserting the word and figure, "six (6)," and on line 7, page 69, after the word, "than," and before the word, "mills," striking the word and figure, "five (5)" and inserting the word and figure, "six (6)," which amendment was tabled upon motion of Senator Speck.

Senator Medlock moved to amend **HB 120,** line 9, page 47, by striking the word, "an," before the word "independent," and adding the word "independent," the words, "and dependent," which amendment failed of adoption.

Upon motion of Senator Dacus, Article 4 was declared adopted.

ARTICLE 5.

Upon motion of Senator Cowden, Article 5 was declared adopted.

ARTICLE 6.

Upon motion of Senator Dacus, Article 6 was declared adopted.

ARTICLE 7.

Senator Ginder moved to amend **HB 120,** lines 6 and 10, page 105, by striking the words, "unanimous," and inserting the words, "majority," which amendment was declared adopted.

Senator Fine moved to amend **HB 120,** lines 1, 2, 3, 4, 5, 6, 7 and 8, page 105, by striking Section 1 and renumbering the following Section.

Senator Connell moved to amend **HB 120,** line 4, page 105, by inserting after the word,, "districts," and before the word, "the," the following: "and upon consent of the Board of Education of both affected districts," which amendment failed of adoption, the roll call resulting as follows:

Ayes: Ballinger, Cartwright, Collins, Connell, Cowden, Emery, Fine, Grim, Hope, Jelks, McClendon, Ritzhaupt, Rogers, Speck, Walker, Waller, White.—17.

Nays: Anderson, Baldwin, Binns, Carrier, Cobb, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Seaman, Thompson, Worthington.—25.

Not Voting: Boecher, Mahan.—2.

Senator Lowery presiding.

Senator Fine asked to withdraw his amendment to Article 7, which was the order.

Senator Cowden moved to amend **HB 120,** line 12, page 106, by adding after the word, "located," the following: "provided, the legal voters of such disorganized district shall have the right to hold a special election in said district upon ten (10) days notice, and thereby determine whether such disorganized district shall be annexed to an adjoining district or districts; such election to be had within sixty (60) days after the disorganization order is made," which amendment was declared adopted.

Senator Logan presiding.

Senator Cowden moved to amend **HB 120,** pages 105 and 106, by striking Section 1 and renumbering the following sections, which amendment was tabled upon motion of Senator Ginder.

Senator Mahan moved to amend **HB 120,** line 4, page 107, by striking the period after the word, "Education," and inserting a semicolon, and adding the following: "providing, however, that in the event any school district who may not have maintained an average daily attendance for each of two (2) consecutive school years of less than thirteen (13) and who decide by a majority vote of the legal voters residing in the district to continue operation of their school district as a district financed exclusively by local funds, shall not be disorganized by the terms of this Act, nor shall the same be declared disorganized by the State Board of Education as provided herein, and provided further, the district shall maintain a full

nine (9) months term of school, which amendment was declared adopted.

Senator Cowden moved to amend **HB 120**, line 4, page 107, by adding after the word "Education" the following: "Provided the legal voters of such disorganized district shall have the right to hold a special election in said district upon ten (10) days' notice, and thereby determine whether such disorganized district shall be annexed to an adjoining district or districts, such election to be had within sixty (60) days after the disorganization order is made," which amendment was declared adopted.

Senator Cowden moved to amend **HB 120,** line 13, page 107, by adding after the word "located" the following: "Provided legal voters of such disorganized district shall have a right to hold a special election in said district upon ten (10) days' notice and thereby determine whether such disorganized district shall be annexed to an adjoining district or districts, such election to be had within sixty (60) days after the disorganization order is made", which amendment was declared adopted.

Senator McClendon moved to amend **HB 120,** line 13, page 107, by adding after the period the following: "Provided that said school district board of education shall be given 30 days' notice before the effective date of said annexation," which amendment, by unanimous consent, he withdrew.

Senator Gary presiding.

Senator Ritzhaupt moved to amend **HB 120,** line 13, page 107, by adding after the word "located" the following: "Provided further, that the State Board of Education shall consider in their computation of the number of children within such school district those children who are attending a private or sectarian school, approved by the State Board of Education as qualified to teach the Common School curriculum, their average daily attendance as certified by the teacher of such schools. Such average daily attendance shall be considered only in computing the number of students in the public school district, and shall not be used in calculating State Aid for such public school district," which amendment was declared failed of adoption.

Senator Collins moved to amend **HB 120,** line 1, page 112, by inserting after the word 'in" and before the word "the" the words "each of," which amendment was declared adopted.

Senator Collins moved to amend **HB 120,** line 3, page 112, by striking the words "the entire territory" and inserting the words "in each of the school districts," which amendment was declared adopted.

Senator Collins moved to amend **HB 120,** line 5, page 112, by inserting after the word "vote" and before the word "is" the words "in each of the school districts involved," which amendment was declared adopted.

Senator Cook moved to amend **HB 120,** line 12, page 113, by striking after the word "belong" and before the word "vote" the words, "without a" and inserting the words "upon a majority," which amendment was declared adopted.

Senator Howell moved to amend **HB 120,** line 13, page 113, by adding the following language after the final period in Section 6: "This Section shall not apply to those buildings used as meeting places for Community Gatherings, Farm Organizations, Farm Women's Clubs Organizations, Churches, 4-H Groups or FFA Organizations," which amendment was declared failed of adoption.

Upon motion of Senator Dacus, Article 7, as amended, was declared adopted.

ARTICLE 8.

Senators Waller, Fine and Collins moved to amend **HB 120,** line 6, page 117, by striking after the word "school"

and before the word "provided" the rest of line 6, all of lines 7, 8, 9 and 10 and inserting the following: "Provided further that a child may be transferred by the County Superintendent of Schools from one high school district to another high school district when the County Superintendent determines said transfer to be in the best interest of the child so affected and shall have the right to appeal to the County Judge from the decision of the County Superintendent of Schools and the County Judge's decision shall be final," which amendment was declared adopted.

President Pro Tempore Logan presiding.

Senator Dacus asked unanimous consent, which was granted, that Article 8, as amended, be declared adopted.

Senator Cobb moved that when the Clerk's desk is cleared the Senate adjourn to meet at 1:30 p. m., tomorrow.

Senator Mahan, as a substitute, moved that when the Clerk's desk is cleared of routine matters the Senate adjourn to meet at 11:00 a. m., tomorrow.

Senator Rinehart moved that when the Senate adjourns today it adjourn to meet at 11:00 a. m., on the next legislative day.

Senator Mahan raised a point of order against the Rinehart motion stating it identical, which point of order was overruled by the President Pro Tempore, who stated the Mahan motion not identical and improper in so far as "when the Clerk's desk is cleared of routine matters."

The vote occurring on the Rinehart motion, it was declared adopted.

Senator Nance asked that further consideration of **HB 120,** as amended, be made a Special Order at 11:20 a. m., tomorrow, which motion was declared adopted.

COMMUNICATION

The following Communication was read and ordered referred to the Committee on Revenue and Taxation:

Fred I. Chase
Secretary of the Senate

April 26, 1949

Honorable James E. Berry
President of the Senate
Oklahoma City, Oklahoma

Good morning, Mr. Berry:

The Michigan Legislature, by adoption of the enclosed resolutions, has directed me to forward to you, as presiding officer of your Senate, a duly attested copy of

House Concurrent Resolution No. 26, making application to the Congress for the calling of a convention to propose an amendment to the Constitution of the United States, and

Senate Concurrent Resolution No. 18, requesting your legislature to adopt the above resolution.

The Michigan Legislature requests that you place House Concurrent Resolution No. 26 before your Senate for consideration as soon as possible: If you are now in session, by immediate presentation; if not in session, by presentation at the next special or regular session.

May we have an acknowledgment of receipt of these resolutions?

Sincerely yours,
Fred I. Chase

Senator Ritzhaupt asked unanimous consent, which was granted, that **HCR 26,** of the Michigan Legislature, referred to in the above Communication be incorporated herein, which is in words and figures, as follows:

STATE OF MICHIGAN
MICHIGAN LEGISLATURE
HOUSE CONCURRENT RESOLUTION NO. 26—Offered by Representatives Anderson, Christman, Carroll and

Hutchinson and Senators Tripp, Bonine, Hittle and Martin.

A CONCURRENT RESOLUTION MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES FOR THE CALLING OF A CONVENTION TO PROPOSE AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

WHEREAS, Article V of the Constitution of the United States reads in part as follows: "The Congress *** on the application of the legislatures of two-thirds of the several states, shall call a convention for proposing amendments, which, in either case, shall be valid to all intents and purposes, as part of this constitution, when ratified by the legislatures of three-fourths of the several states—"; and

WHEREAS, The legislature of the state of Michigan, in view of the increasing tax problems of the state, caused in large part by the invasion of tax sources by the federal government, believes that its problems as well as the problems of other states similarly situated, can be solved only by some restraint upon present unrestrained exercise of the taxing power by the federal government; and

WHEREAS, The federal government is using and has been using for a number of years the taxing power to produce revenue beyond a legitimate necessity of a federal government, other than defense needs, and has been using the funds so raised to invade the province of legislation of the states and to appropriate in many fields that which amounts to a dole to the states of the money raised therefrom to accomplish many purposes, most of them worthy, but by the described process making the money available only under conditions which result in a control by the federal government from centralized agencies in Washington, in many cases unfit, and in other cases unable to administer the laws according to the local needs because of varying conditions in the country as a whole; resulting in inequities in the administration of the very benefits purported to be granted; and

WHEREAS, State and local needs are disadvantaged because the people are already taxed far beyond the real need for any purpose other than forcing the centralization of all government in Washington; and

WHEREAS, The framers of the Constitution of the United States clearly foresaw the possibility of a condition similar to that herein described, and made provision in the Constitution for safeguarding the states against any oppression or invasion of rights by the federal government; therefor be it

RESOLVED by the legislature of the state of Michigan, That said legislature, hereby and pursuant to Article V of the Constitution of the United States, makes application to the Congress of the United States to call a convention for the proposing of the following amendment to the Constitution of the United States:

ARTICLE ____

Section 1. The power to levy taxes and appropriate the revenues therefrom heretofore granted to the Congress by the states in the several articles of this constitution is hereby limited.

Sec. 2. This article shall be in effect except during a state of war, hereafter declared, when it shall be suspended. The suspension thereof shall end upon the termination of the war but not later than three months after the cessation of hostilities, whichever shall be earlier. The cessation of hostilities may be declared by proclamation of the President or by concurrent resolution of the Congress or by concurrent action of the legislatures of 32 states.

Sec. 3. Nothwithstanding the provisions of Article V, this article may be suspended for a time certain or amended at any time by concurrent action of the

legislatures of three-fourths of the states.

Sec. 4. There shall be set aside in the treasury of the United States a separate fund into which shall be paid 25 per cent of all taxes collected by authority derived from the sixteenth amendment to this constitution, except as provided in section 5, and 25 per cent of all sums collected by the United States from any other tax levied for revenue.

Sec. 5. There shall be set aside in the treasury of the United States a separate fund into which shall be paid all sums received from taxes levied on personal incomes in excess of 50 per cent thereof and from taxes levied on income or profits of corporations in excess of 38 per cent thereof.

Sec. 6. Before paying any sums into the funds created by sections 4 and 5 hereof, the treasurer of the United States shall deduct therefrom 20 per cent which shall be used in payment of the principal of the national debt of the United States.

Sec. 7. No tax shall hereafter be imposed on that portion of the incomes of individuals which does not exceed, in the case of unmarried persons the sum of $600.00 per annum, and in the case of married persons the sum of $1,200.00 per annum jointly. A minimum deduction of $600.00 per annum shall be allowed for each dependent.

Sec. 8. The treasurer of the United States shall once in each year, from the separate fund created by section 4 hereof, pay to each of the several states ¼ of 1 per cent of said fund and from the remainder of said fund shall pay to each state a portion of such remainder determined by the population of each state in ratio to entire population of the several states according to the last federal decennial census or any subsequent general census authorized by law.

Sec. 9. The treasurer of the United States shall, from the separate fund created by section 5 hereof, pay to each state, once in each year, a sum equal to the amount of money in such fund which was collected from persons or corporations within such state.

Sec. 10. Any sums paid hereunder to the several states shall be available for appropriation only by the legislatures thereof. The legislatures may appropriate therefrom for any purpose not forbidden by the constitutions of the respective states and may appropriate therefrom for expenditures within the states for any purpose for which appropriations have heretofore been made by the Congress except such purposes as are specifically reserved by this constitution for the exclusive power of the Congress. The people of each state may limit the expenditures of funds herein made available to the legislature, but shall not direct the appropriation thereof.

Sec. 11. Each legislature shall have power by rule or resolution to provide for the assembly thereof in special sessions for the purpose of considering amendments to, the suspension of or the ratification of amendments proposed to this article.

Sec. 12. Each legislature shall have power to elect one or more persons to represent such legislature in any council or convention of states created by concurrent action of the legislatures of 32 states for the purpose of obtaining uniform action by the legislatures of the several states in any matters connected with the amendment of this article.

Sec. 13. The Congress shall not create, admit or form new states from the territory of the several states as constituted on the first day of January, 1949, and shall not create, form or admit more than three states from the territories and insular possession under the jurisdiction of the United States on

the first day of January, 1949, or from territory thereafter acquired without the express consent of the legislatures of ¾ of the several states.

Sec. 14. On and after January 1, 1949, the dollar shall be the unit of the currency. The gold content of the dollar as fixed on January 1, 1949, shall not be decreased.

Sec. 15. Concurrent action of the legislatures of the several states as used herein shall mean the adoption of the same resolution by the required number of legislatures. A limit of time may be fixed by such resolution within which such concurrent action shall be taken. No legislature shall revoke the affirmative action of a preceding legislature taken therein.

Sec. 16. During any period when this article is in effect the Congress may, by concurrent resolution adopted by two-thirds of both houses wherein declaration is made that additional funds are necessary for the defense of the nation, limit the amount of money required by this article to be returned to the several states. Such limitation shall continue until terminated by the Congress or by concurrent action of a majority of the legislatures of the several states. Upon termination of any such limitation the Congress may not thereafter impose a limitation without the express consent by concurrent action of a majority of the legislatures of the several states.

Sec. 17. This article is declared to be self-executing.

and be it further

RESOLVED, That attested copies of this concurrent resolution be sent to the presiding officers of each House of the Congress and to each member of the Michigan delegation in Congress, and that printed copies thereof, showing that said concurrent resolution was adopted by the legislature of Michigan, be sent to each House of each legislature of each state of the United States; and be it further

RESOLVED, That this application hereby made by the legislature of the state of Michigan shall constitute a continuing application in accordance with Article V, of the Constitution of the United States until at least two-thirds of the legislatures of the several states shall have made similar applications pursuant to said Article V; and be it further

RESOLVED, that since this is an exercise by a state of the United States of a power granted to it under the Constitution, the request is hereby made that the official journals and Record of both Houses of Congress, shall include the resolution or a notice if its receipt by the Congress, together with similar applications from other states, so that the Congress and the various states shall be apprised of the time when the necessary number of states shall have so exercised their power under Article V of the Constitution; and be it further

RESOLVED, That since this method of proposing amendments to the Constitution has never been completed to the point of calling a convention and no interpretation of the power of the states in the exercise of this right has ever been made by any court or any qualifed tribunal, if there be such, and since the exercise of the power is a matter of basic sovereign rights and the interpretation thereof is primarily in the sovereign government making such exercise and since the power to use such right in full also carries the power to use such right in part the legislature of the state of Michigan interprets Article V to mean that if two-thirds of the states make application for a convention to propose an identical amendment to the Constitution for ratification with a limitation that such amendment be the only matter before it, that such convention would have power only to propose the specified amendment and would

be limited to such proposal and would not have power to vary the text thereof nor would it have power to propose other amendments on the same or different propositions; and be it further

RESOLVED, That the legislature of the state of Michigan does not, by this exercise of its power under Article V, authorize the Congress to call a convention for any purpose other than the proposing of the specific amendment which is a part hereof; nor does it authorize any representative of the state of Michigan who may participate in such convention to consider or to agree to the proposing of any amendment other than the one made a part hereof; and be it further

RESOLVED, That by its actions in these premises, the legislature of the State of Michigan does not in any way limit in any other proceedings its right to exercise its power to the full extent; and be it further

RESOLVED, That the Congress, in exercising its power of decision as to the method of ratification of the proposed article by the legislatures or by conventions, is hereby requested to require that the ratification be by the legislatures.

Adopted by a majority vote of the Representatives-elect, April 7, 1949.

Adopted by a majority vote of the Senators-elect, April 11, 1949.

FRED I. CHASE,
Secretary of the Senate.

NORMAN E. PHILLEO,
Clerk of the House of Representatives.

I, F. M. ALGER, JR., Secretary of State of the State of Michigan, DO HEREBY CERTIFY that FRED I. CHASE and NORMAN E. PHILLEO, whose names are subscribed to the foregoing concurrent resolution, were at the time of such subscription the duly qualified Secretary of the Senate and Clerk of the House of Representatives of the State of Michigan respectively, and as such officers authorized to execute said concurrent resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State at the Capitol, in the City of Lansing, this twentieth day of April, A. D. 1949.

F. M. ALGER, JR.,
(Seal) Secretary of State.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 248—Local, State and Federal.
HB 356—Insurance.
HB 359—Insurance.
HB 417—Game and Fish.

DO PASS, as amended:

SB 132—Local, State and Federal.
HB 35—Roads and Highways.
HB 426—Local, State and Federal.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 325,** conference requested, House Conferees named as follows: Smalley, Doty, Welch, Bullard, Allen (Tulsa).

Upon motion of Senator Nance, the request of the Honorable House for a Conference on Engrossed **HB 325** was ordered granted, the President Pro Tempore appointing as the Senate Conferees thereunder Senators Nance, Mahan, Nevins, Worthington and Gooldy.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 20**—By Shibley—A House Concurrent Resolution relating to the Department of Public Safety; declaring the legislative policy that the primary duty of the Highway Patrol is the prevention of accidents on the high-

ways and the enforcement of the traffic laws of the State.

The above numbered **HR** was ordered referred to Judiciary Committee.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 178**—By Committee on Public Health—An Act to provide for the incorporation and licensing of charitable and benevolent non-profit hospital service and indemnity corporations and non-profit medical service and indemnity corporations; providing for the supervision and regulation thereof by the State Insurance Commissioner; prescribing penalties for the violation of the provisions of this Act; making provisions of this Act severable; repealing conflicting Acts; providing for the effective date thereof; and declaring an emergency.

Engrossed **HB 337**—By Veterans and Military Affairs Committee—An Act amending Senate Bill 268, Session Laws of Oklahoma, 1947, relating to veterans hospitalization at the University Hospital; providing appropriations therefor, and making them non-fiscal; providing rules for expenditure of the appropriations; making the provisions of this Act severable; and declaring an emergency.

Engrossed **HB 405**—By Boatman—An Act relating to the instruction and attendance of the colored race in colleges or institutions of higher education of the State established and/or used by the white race; amending 70 O. S. 1941 § § 455, 456 and 457; repealing all Acts or parts of Acts, in so far as same are in conflict with this Act or the public policy revealed thereby; and declaring an emergency.

Engrossed **HB 463**—By Smalley—An Act relating to unemployment compensation; amending Section 213, Title 40, O. S. Supp. 1947, the same being Section 213, Title 40, O. S. 1941 as amended by Sections 1 and 2 of Chapter 6 of Title 40, S. L. 1945, Page 134; amending Section 216 (c), Title 40, O. S. 1941; amending Section 229 (L) of Title 40, O. S. 1941; providing that the Sections of this Act shall be severable; and declaring an emergency.

Engrossed **HB 515**—By Stipe and Brown (Pittsburg)—An Act creating and providing for a permit system for the importation and transportation of intoxicating liquor, containing more than four per cent of alcohol by volume, into the State of Oklahoma for scientific, sacramental, medicinal, or mechanical purposes; fixing fees; repealing 37 O. S. 1941 § § 41-48, inclusive; making provisions of Act severable; and declaring an emergency.

Engrossed **HB 547**—By Trent—An Act relating to County Hospitals; to amend Title 19, Oklahoma Statutes 1941, Section 790; providing for the admission of indigent persons by the Board of Controls to such hospitals.

The above numbered HBs and/or HRs were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 267.**

The above numbered Bill was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 49, 56, 199, 340, 374** and **495.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

SECOND READING

The following Resolution was read the second time and referred to Committee indicated:

Engrossed **HJR 26**—Revenue and Taxation.

Upon motion of Senator Lowery, the Senate adjourned to meet at 11:00 a. m., tomorrow.

SEVENTY-SECOND LEGISLATIVE DAY

Thursday, May 5, 1949

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by President Pro Tempore Logan.

Upon motion of Senator Walker, the Senate recessed to meet at 12:00 noon.

The Senate re-assembled at 12:00 noon with the President Pro Tempore presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Binns, Leonard.—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 Cowden asked unanimous consent that his little friend, Libby Cooke, of Oklahoma City, be made an Honorary Page for this legislative day, which was the order.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 75—Appropriations.

HB 91—Social Welfare.

HB 207—Revenue and Taxation.

HB 536—Revenue and Taxation.

DO PASS, as amended:

SB 224—Appropriations.

SB 260—Game and Fish.

Senator Lowery presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 57 and **98**, each, correctly engrossed.

SB 267 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 57** and **98**, each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 267**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Logan presiding.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 524**—By Dunlap and Peak—An Act relating to abandoned water wells; requiring abandoned water wells to be sealed; fixing responsibility for compliance with this Act; making violation of this Act a misdemeanor; and declaring an emergency.

Engrossed **HB 548**—By Carmichael and Blaylock—An Act amending Title 21, O. S. 1941, Chapter 31, § 854 so as to make it the mandatory duty of all county attorneys of this State to diligently prosecute all persons violating any of the provisions of Title 21, O. S. 1941, Chapter 31, relating to the abandonment and neglect of a wife or minor child or children; in all cases where the evidence is deemed sufficient to justify a prosecution for such violation, any county attorney failing, neglecting or refusing to institute criminal proceed-

ing to enforce such provisions, shall be subject to removal from office; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 552**—By Langley (Muskogee), Haworth and Cannon of the House, and Rogers of the Senate—An Act amending 19 O. S. 1941 § 551 as amended by Section 1, Chapter 12, Title 19, page 213, Oklahoma Session Laws 1947; relating to compensation of court bailiffs; and declaring an emergency.

Engrossed **HB 559**—By McCarty, Black and Cunningham—An Act relating to police pensions and retirement; amending 11 O. S. 1941 § 542 as amended by Section 4 of House Bill No. 249 of the Twenty-second legislature; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 178**—Public Health.

Engrossed **HB 405**—Judiciary.

Engrossed **HB 463**—Revenue and Taxation.

Engrossed **HB 337**—Military and Veterans Affairs.

Engrossed **HB 515**—Revenue and Taxation.

Engrossed **HB 547**—Local, State and Federal Government.

Senator Nance moved that a special committee of the Senate composed of three members be appointed to extend to U. S. Senator Robt. S. Kerr an invitation to appear before the Senate this afternoon and give a report upon the progress of the bill providing for federal aid to education, and also to present to the Senate the Honorable Tom Clark, Attorney General of the United States, who is flying to Oklahoma with Senator Kerr to deliver an address this evening on the opening of the Y. M. C. A.-Y. W. C. A. building campaign, which motion was adopted, the President Pro Tempore appointing Senators Gary, Nance and Rinehart.

Senator Worthington moved that a committee of three be appointed by the President Pro Tempore to extend an invitation to the U. S. Secretary of Agriculture, Honorable Charles Brannan, to appear before the Legislature on Monday afternoon, May 9, which motion was declared adopted, the President Pro Tempore appointing Senators Lowery, Worthington and Cobb.

SPECIAL ORDER

HB 120 was taken up for further consideration.

Senator Porter moved to reconsider the vote by which the Mahan amendment to Article 7 was adopted on the last legislative day.

By unanimous consent, consideration of the Porter motion was deferred temporarily.

ARTICLES 9, 10, 11, 12, 13, 14, 15, 16 and 17:

Articles 9, 10, 11, 12, 13, 14, 15, 16 and 17 were adopted upon motion of Senator Rinehart.

ARTICLE 18:

Senators Grim and Rogers moved to amend **HB 120,** line 7, page 295, by striking the words and figures, "five per cent (5%)," and inserting in lieu thereof the words and figures, "ten per cent (10%)."

Senator Nance moved that the previous question be now put, which motion was declared adopted.

The vote occurring on the Grim-Rogers amendment, it was declared adopted.

Senator McClendon moved to amend **HB 120,** lines 5 and 6, page 289, by striking after the word, "the," on line 5, and before the period on line 6, the words, "Director of Finance," and inserting in lieu thereof, "Disbursement Officer," which amendment was declared adopted.

Senator Lowery presiding.

Senator Grim moved to amend **HB 120,** line 13, page 297, by striking the words and figures "seventy (70)" and inserting in lieu thereof, the words and figures, "sixty (60)."

Senator Connell moved to table the Grim amendment, which motion was declared failed of adoption, the roll call resulting as follows:

Ayes: Baldwin, Cobb, Collins, Connell, Cook, Dacus, Gary, Jelks, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Walker, Waller, Worthington.—16.

Nays: Ballinger, Carrier, Cartwright, Counts, Cowden, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Logan, Lowery, McClendon, Mahan, Medlock, Price, Rogers, Seaman, Speck, Thompson, White.—23.

Not Voting: Anderson, Boecher, Jarman.—3.

Absent: Binns, Leonard.—2.

The vote occurring on the Grim amendment, it was declared failed of adoption, the roll call resulting as follows:

Ayes: Ballinger, Carrier, Cowden, Fine, Gooldy, Grim, Hope, Howell, Lowery, McClendon, Mahan, Price, Rogers, Seaman, Speck, Thompson, White.—17.

Nays: Anderson, Baldwin, Cobb, Connell, Cook, Counts, Dacus, Emery, Gary, Jarman, Jelks, Logan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Walker, Waller, Worthington.—21.

Not Voting: Boecher, Cartwright, Collins, Ginder.—4.

Absent: Binns, Leonard.—2.

Senator Grim moved to amend **HB 120,** line 16, page 297, by striking the words and figures "seventy-eight (78)," and inserting the words and figures, "sixty-eight (68)," which amendment by unanimous consent he withdrew.

Senator Nevins moved to amend **HB 120,** line 17, page 300, by adding after the word, "teacher," the following: "Provided, that in any former elementary school district in which a school was closed by involuntary annexation of the district and which had at least thirteen (13) in average daily attendance during the next preceding year in the school to which it was annexed, may, at the discretion of the School Board or Board of Education of the district to which said disorganized district was annexed be reopened and receive state aid for one teacher," which amendment was adopted upon motion of Senator Cowden.

Senators Waller and Collins moved to amend **HB 120,** by adding between lines 14 and 15, page 301, a new subsection as follows: "(4) In determining the average daily attendance, school districts using reporting periods of four (4) weeks shall use the six (6) of such periods which show the highest average daily attendance; school districts using reporting periods of six (6) weeks shall use the four (4) of such periods which show the highest average daily attendance; school districts using reporting periods of nine (9) weeks shall use the three (3) of such periods showing the highest average daily attendance; and by re-numbering the remaining subsections of the Section," which amendment was declared adopted.

Senator Mahan moved to amend **HB 120,** line 1, page 302, after the word, "than," and before the word, "miles," striking the words and figures "seven (7)," and inserting in lieu thereof the words and figures, "six (6)," which amendment was declared failed of adoption.

Senator Medlock moved to amend **HB 120,** line 10, page 303, by changing the word and figure, "forty (40)," to the word and figure, "twenty-five (25)."

Senator Speck moved to table the Medlock amendment, which motion was declared failed of adoption.

The vote occurring on the Medlock amendment, it was declared adopted.

President Pro Tempore Logan presiding.

Senator Medlock moved to amend **HB 120,** line 3, page 305, by changing the semi-colon to a period beginning with the word, "and," and striking the remainder of the paragraph, which amendment was declared adopted.

Senator Jarman moved to amend **HB 120,** line 18, page 305, and line 5, page 306, by striking after the word, "to," on line 18, page 305, and before the word, "multiplied," line 1, page 306, the word and figure, "Seven and Fifty-One Hundredths Dollars ($7.50)," and inserting the words and figures, "Fifteen Dollars ($15.00)."

Senator Nance moved that the previous question now be put, which motion was declared adopted.

The vote occurring on the Jarman amendment, it was declared adopted, the roll call resulting as follows:

Ayes: Baldwin, Carrier, Cartwright, Connell, Cook, Counts, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Price, Ritzhaupt, Rogers, Waller.—21.

Nays: Anderson, Ballinger, Boecher, Cobb, Cowden, Dacus, Emery, Fine, Grim, Jelks, McClendon, Nevins, Porter, Rinehart, Seaman, Speck, Thompson, Walker, White, Worthington.—20.

Not Voting: Collins.—1.

Absent: Binns, Leonard.—2.

Senator McClendon moved to amend **HB 120,** line 18, page 313, by striking after the word, "the," and before the word, "of," the words, "Director of Finance," and inserting in lieu thereof, the words "Disbursement Officer," which amendment was declared adopted.

Senator McClendon moved to amend **HB 120,** line 11, page 314, by striking after the word, "the," and inserting in lieu thereof, the words, "Disbursement Officer," which amendment was adopted.

Senator McClendon moved to amend **HB 120,** line 13, page 314, by striking after the word, "the," and inserting in lieu thereof, the words, "Disbursement Officer," which amendment was declared adopted.

Upon motion of Senator Nance, Article 18, as amended, was declared adopted.

ARTICLE 19:

Senator Rogers moved to amend **HB 120,** line 16, page 318, by striking Section 5, and re-numbering the remaining sections, which amendment was declared adopted.

Senator Dacus moved to amend **HB 120, pages 327, 328** and **329,** by inserting a new section, to be known as Section 8, and by renumbering Sections 8, 9, 10 and 11 as Sections 9, 10, 11 and 12, respectively, said new Section 8 to be in words and figures as follows: "Section 8. The unexpended balance of the One Million Eight Hundred Thirty-three Thousand One Hundred Forty-eight ($1,833,148.00) Dollars, appropriated by House Bill No. 58 of the 22nd Oklahoma Legislature, for the purpose of carrying out the provisions of Chapter 28, Title 70, Oklahoma Session Laws 1947, is hereby re-appropriated for the purpose of carrying out the provisions of Article 16 of this Act, including the purchase and replacement of school textbooks and payment of the cost of administration of the free Textbook program. Such re-appropriation shall not be subject to fiscal year limitations and after the effective date of this Act may be contracted against and expended to and including the constitutional lapse period of thirty (30) months from the passage of this Act. Provided such re-appropriation shall be subject to the same conditions as those specified in said House Bill No. 58", which amendment was adopted by unanimous consent, upon request of Senator Rinehart.

Senator Porter asked unaimous consent, which was granted, to withdraw his motion to reconsider the vote on the Mahan amendment by which Article 7 was adopted on the last legislative day.

Senator Rinehart moved to amend **HB 120** by striking the enacting clause for the purpose of throwing the bill into conference for further consideration of the differences and for further action by both Houses.

Senator Connell, as a substitute, moved that **HB 120** be re-referred to the Committee on Education, which motion was declared failed of adoption.

The vote occurring on the Rinehart motion, it was declared adopted, the roll call resulting as follows:

Ayes: Baldwin, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Jelks, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, Worthington.—26.

Nays: Ballinger, Collins, Connell, Cowden, Emery, Hope, Howell, Jarman, McClendon, Medlock, Rogers, Speck, Waller, White.—14.

Not Voting: Anderson, Seaman.—2.

Absent: Binns, Leonard.—2.

Senator Nance moved that **HB 120,** as amended, be advanced to engrossment and third reading, which motion was declared adopted.

Senator Binns asked to be recorded present, which was the order.

Senator Connell asked unanimous consent, which was granted, to submit an amendment.

Senator Connell moved to amend **HB 120,** line 2, page 31, by adding after the word, "election," and before the word, "Provided," the following: "That it be further provided that county superintendents who file for the office in 1951 be given credit for the time served in the service toward meeting the re-requirements of thirty-six (36) school months prior to the time for filing for the office. Provided further, that candidates for the year 1951 shall have been discharged from the armed services under conditions other than dishonorable," which amendment was adopted by unanimous consent."

By unanimous consent, Senator McClendon moved to amend **HB 120,** line 8, page 289, and lines 1 and 5, page 314, by changing the words, "Director of Finance," to read "Disbursement Officer," which amendment was declared adopted.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 120** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 120 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Not Voting: Anderson.—1.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Not Voting: Anderson.—1.

Absent: Leonard.—1.

The emergency was declared passed.

HB 120 was referred for engrossment.

GENERAL ORDER

HB 365, by Harkey of the House and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 365** was advanced to engrossment and third reading.

By unanimous consent, **HB 365** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 365 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Anderson, Binns, Fine, Mahan.—4.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Anderson, Binns, Fine, Mahan.—4.

Absent: Leonard.—1.

The emergency was declared passed.

HB 365 was referred for engrossment.

GENERAL ORDER

Senator Rinehart asked for consideration of **HB 207,** by Taylor, et al. which request was granted by unanimous consent.

HB 207, by Taylor et al, was read and considered.

Upon motion of Senator Nance, **HB 207** was advanced to engrossment and third reading.

By unanimous consent, **HB 207** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 207 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Collins, Counts, Cowden, Fine, Gooldy, Jarman, Logan, McClendon, Nance, Nevins, Porter, Rinehart, Rogers, Thompson, Walker, W a l l e r, White, Worthington.—23.

Nays: Carrier, Cobb, Cook, Dacus, Emery, Gary, Grim, Hope, Howell, Lowery, Medlock, Price, Ritzhaupt, Speck. —14.

Not Voting: Cartwright, Connell, Ginder, Jelks, Mahan, Seaman.—6.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jarman, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, R i n e h a r t, Rogers, S p e c k, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Carrier, Cobb, Gary, Howell,

Lowery, Price, Ritzhaupt.—7.

Not Voting: Cartwright, Connell, Ginder, Jelks, Seaman.—5.

Absent: Leonard.—1.

The emergency was declared passed.

HB 207 was properly signed.

Senator Cobb moved that the vote be reconsidered by which **HB 207** was passed.

GENERAL ORDER

Senator Worthington moved that consideration of **SJR 14,** by Senate Committee on Revenue and Taxation, be set for Special Order at 2:30 p. m., Monday, May 9, 1949.

Senator Counts asked unanimous consent, which was granted, to amend the Worthington motion by changing the Special Order for 2:30 p. m., Tuesday, May 10.

The vote occurring on the Worthington motion, as amended, it was declared adopted.

SB 275, by Grim, was read and considered.

Upon motion of Senator Grim, **SB 275** was advanced to engrossment and third reading.

By unanimous consent, **SB 275** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 275 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Nays: Nevins.—1.

Not Voting: Connell, Dacus, Ginder, McClendon, Nance, Rinehart, Seaman, Thompson.—8.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Nays: Nevins.—1.

Not Voting: Connell, Dacus, Ginder, McClendon, Nance, Rinehart, Seaman, Thompson.—8.

Absent: Leonard.—1.

The emergency was declared passed.

SB 275 was referred for engrossment.

GENERAL ORDER

HB 517, by Coleman, was read and considered.

Upon motion of Senator Lowery, **HB 517** was advanced to engrossment and third reading.

By unanimous consent, **HB 517** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 517 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, White, Worthington.—32.

Nays: Nevins.—1.

Not Voting: Binns, Connell, Counts, Gary, Ginder, Jarman, McClendon, Seaman, Thompson, Waller.—10.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, White, Worthington.—32.

Nays: Nevins.—1.

Not Voting: Binns, Connell, Counts, Gary, Ginder, Jarman, McClendon, Seaman, Thompson, Waller.—10.

Absent: Leonard.—1.

The emergency was declared passed.

HB 517 was properly signed and ordered returned to Honorable House.

Senator Medlock presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 9,** as amended.

HA to **SB 9** read as follows, and concurred in upon motion of Senator Nance:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 9—By Committee on Appropriations.

AN ACT AMENDING SECTION 16, CHAPTER 1c, TITLE 62, SESSION LAWS 1947, PAGE 376, SAME BEING SECTION 16, SENATE BILL NO. 36, REGULAR SESSION, TWENTY,FIRST LEGISLATURE, RELATING TO THE PROCEDURE FOR ENCUMBERING APPROPRIATIONS AND OTHER FUNDS OF STATE INSTITUTIONS AND DEPARTMENTS, AND THE AUTHORITY OF THE STATE BOARD OF PUBLIC AFFAIRS TO AUTHORIZE STATE DEPARTMENTS AND INSTITUTIONS TO MAKE PURCHASES FOR OR ON BEHALF OF THE STATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 16, Chapter 1c, Title 62, Session Laws 1947, Page 376, same being Section 16, Senate Bill No. 36, R. S., Twenty-First Legislature, is hereby amended to read as follows:

Section 16. * * * *The State Board of Public Affairs shall have the authority, and is hereby given the power to authorize institutions under its control, or other State agencies and functions which are required by law to make purchases through the State Board of Public Affairs, to make purchases for, or on behalf of the State whenever said Board determines that the best interests of the State are served thereby. The State Budget Director shall prescribe procedure and shall draw and require the use of necessary forms to be used by the State Board of Public Affairs to encumber appropriations and other funds to assure the payment of claims filed by vendors against said authorizations.*

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.

SB 9, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—33.

Not voting: Binns, Cartwright, Connell,

Ginder, Grim, Howell, McClendon, Seaman, Thompson, White.—10.

Absent: Leonard.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—33.

Not voting: Binns, Cartwright, Connell, Ginder, Grim, Howell, McClendon, Seaman, Thompson, White.—10.

Absent: Leonard.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Referring further to the motion of Senator Nance inviting U. S. Senator Kerr and Honorable Tom Clark to visit the Senate this afternoon, Senator Nance moved that in view of their late arrival, the committee appointed under said motion be instructed to extend greetings to them, and to make arrangements for the visit of Senator Kerr to the Senate next week, at a time convenient to him, which motion was adopted.

GENERAL ORDER

SB 294, by Cobb et al, was read and considered.

Upon motion of Senator Cobb, **SB 294** was advanced to engrossment and third reading.

By unanimous consent, **SB 294** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 294 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—33.

Not Voting: Ballinger, Cartwright, Connell, Ginder, Grim, Mahan, Rinehart, Seaman, Thompson, White.—10.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—33.

Not Voting: Ballinger, Cartwright, Connell, Ginder, Grim, Mahan, Rinehart, Seaman, Thompson, White.—10.

Absent: Leonard.—1.

The emergency was declared passed.

SB 294 was referred for engrossment.

GENERAL ORDER

SB 259, by Carrier, was read and considered.

Upon motion of Senator Nance, **SB 259** was advanced to engrossment and third reading.

By unanimous consent, **SB 259** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 259 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boe-

cher, Carrier, Cobb, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Ballinger, Cartwright, Connell, Cook, Ginder, Grim, Rinehart, Seaman, Thompson.—9.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cobb, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Ballinger, Cartwright, Connell, Cook, Ginder, Grim, Rinehart, Seaman, Thompson.—9.

Absent: Leonard.—1.

The emergency was declared passed.

SB 259 was referred for engrossment.

GENERAL ORDER

HB 491, by Forsythe et al of the House and Price of the Senate, was read and considered.

Upon motion of Senate Nance, **HB 491** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 491** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 491 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Binns, Cartwright, Connell, Cook, Emery, Ginder, Grim, Jelks, McClendon, Seaman, Thompson.—12.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Binns, Cartwright, Connell, Cook, Emery, Ginder, Grim, Jelks, McClendon, Seaman, Thompson.—12.

Absent: Leonard.—1.

The emergency was declared passed.

HB 491 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 446, by Wagner et al of the House and Cowden and Jarman of the Senate, was read and considered.

Upon motion of Senator Cowden, **HB 446** was advanced to engrossment and third reading.

By unanimous consent, **HB 446** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 446 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher,

Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—31.

Not voting: Ballinger, Binns, Cartwright, Connell, Emery, Ginder, Grim, Jelks, McClendon, Seaman, Thompson, White.—12.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—31.

Not voting: Ballinger, Binns, Cartwright, Connell, Emery, Ginder, Grim, Jelks, McClendon, Seaman, Thompson, White.—12.

Absent: Leonard.—1.

The emergency was declared passed.

HB 446 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 428, by Camp et al, was read and considered.

Upon motion of Senator Jarman, **HB 428** was advanced to engrossment and third reading.

By unanimous consent, **HB 428** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 428 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Ballinger, Binns, Connell, Counts, Emery, Ginder, Grim, Jelks, McClendon, Nance, Seaman, Thompson.—12.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Ballinger, Binns, Connell, Counts, Emery, Ginder, Grim, Jelks, McClendon, Nance, Seaman, Thompson.—12.

Absent: Leonard.—1.

The emergency was declared passed.

HB 428 was referred for engrossment.

GENERAL ORDER

HB 278, by Allen, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 278** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 278,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 278 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Walker, White, Worthington.—31.

Not Voting: Ballinger, Binns, Connell, Counts, Ginder, Grim, Jelks, Rinehart, Seaman, Speck, Thompson, Waller.—12.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Walker, White, Worthington.—31.

Not Voting: Ballinger, Binns, Connell, Counts, Ginder, Grim, Jelks, Rinehart, Seaman, Speck, Thompson, Waller.—12.

Absent: Leonard.—1.

the emergency was declared passed.

HB 278 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent, the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 178—Public Health.

FIRST READING

By unanimous consent the following Resolution was introduced and read the first time:

SJR 31—By Walker—A Joint Resolution proposing an amendment to Section 5, Article 13 of the Oklahoma Constitution; providing for a State Board of Education of seven members elected from educational districts for terms of seven (7) years to be the successor of the present State Board of Education; providing for the election of the members of said board and of school district boar ds and boards of education at nonpartisan elections without primaries; providing for appointment by said board of a Commissioner of Education who shall be the successor of the Superintendent of Public Instruction; and providing for the submission of said proposed amendment to the people for their approval or rejection at a special election.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 295**—By Ozmun, Harkey and Smalley—An Act relating to Workmen's Compensation; amending Title 85, Oklahoma Statutes 1941, as amended and supplemented; providing the claimant may file his claim for Workmen's Compensation in the district courts; that the judges of the district courts shall have jurisdiction to hear and determine claims for compensation and to make awards thereon; providing for the filing of such claims in the district court and making judges of the district courts administrative officers; granting judges of the district courts concurrent jurisdiction in Workmen's Compensation cases, and prescribing the jurisdiction and duties of said courts; providing that agreed settlements and joint petitions may be approved by the State Industrial Commission, a commissioner, or the judge of the district court; providing that proceedings to review awards shall be taken directly to the supreme court and eliminating appeals to the commission en banc; providing for attorney's fees; prescribing a limitation upon the time within which a claim may be

made; providing for the appointment of a rules board and prescribing the authority and duties thereof, including authority to promulgate rules and regulations to carry out the provisions of the Workmen's Compensation law; providing that when an action is begun in the supreme court to review an award of compensation said award shall bear six per cent (6%) interest unless said award is reversed; making the provisions of this act severable; repealing all laws or parts of laws in conflict with this act; and declaring an emergency.

Engrossed **HB 440**—By Larason—An Act relating to bang's disease; providing for a program for voluntary tests for such disease and defining the official test therefor; providing for ear tagging and reports on tested animals and ear tagging and branding of infected animals, and making certain exceptions as to registered animals; placing quarantine on infected animals; authorizing rules and regulations and giving right of entry to effectuate act; making violation of act or rule or regulation a misdemeanor; repealing Chapter 3, Title 2, Oklahoma Session Laws 1947 and conflicting laws; and declaring an emergency.

Engrossed **HB 443**—By Disney, Forsythe, Jennings, Morris, Allen, Davidson, Fronterhouse, Garvin, Lance, Munson, Oliver and Wagner—An Act relating to parental rights; defining terms; providing for the termination and transfer of parental rights; prescribing the conditions that terminate parental rights; and providing procedures for the termination and transfer of parental rights.

Engrossed **HB 339**—By Nix and Billingsley—An Act relating to the Workmen's Compensation law of this State; amending Section 29, Title 85, Oklahoma Statutes 1941, as amended, relating to and providing for trials de novo before judges of the district and superior courts of the State of Oklahoma after any order, decision or award is made by the State Industrial Commission; vesting the judges of such district and superior courts of the state with administrative powers in connection therewith; giving the said judges jurisdiction thereover; fixing venue thereof; prescribing procedure therefor; giving effect to the orders, decisions and awards, decisions and awards made by such judges; also providing for appeal review proceedings by the supreme court of the State of Oklahoma from any order, decision or award made by the commission or by or pursuant to any order, decision or award made on trial de novo by judges of the district or superior courts; prescribing the manner, method, conditions and procedure for such review proceedings; also amending Subdivision Nine (9) of Section 77, Title 85, Oklahoma Statutes 1941, as amended, providing for rules and procedure before the State Industrial Commission in the trial of cases and the making of awards therein; repealing all acts or parts of acts in conflict herewith; declaring the provisions hereof severable; and declaring an emergency.

Engrossed **HB 436**—By Russell—An Act amending 20 O. S. 1941, § § 108 and 316, to authorize the purchase and use of recording machines for taking testimony or other proceedings in district, county or other courts; and declaring an emergency.

Engrossed **HB 442**—By Disney, Forsythe, Jennings, Morris, Allen, Davidson, Fronterhouse, Garvin, Lance, Munson, Oliver, and Wagner.—An Act relating to State institutions for the care, of dependent, neglected, homeless, and orphan children; vesting the management and operation of said institutions in the Department of Public Welfare; creating an Oklahoma Orphans Home for colored children to be located at

Taft, Okla.; providing for the custody or guardianship for such children; providing for the transfer of property and personnel to the Department of Public Welfare; specifying the effective date of the Act; repealing laws in conflict therewith; and declaring an emergency.

Engrossed **HB 493**—By Judiciary Committee.—An Act relating to corporations, amending the "Business Corporation Act" being Chapter A, Title 18, Session Laws, 1947; amending certain sections therein as follows: amending Section 14 relating to corporate creation and existence to provide fifty (50) years duration; amending Section 16 relating to registered office and records, amending provision relating to location of certain records, providing manner of changing registered office; amending Section 17 relating to registered agent, providing manner of changing registered agent and permitting resignation thereof; amending Section 31 relating to subscription for shares; amending provision relating to period when subscriptions may be taken; amending Section 59 relating to voting lists at shareholders' meetings; amending Section 75 relating to attributes of shares, providing for use of sinking fund for redemption of shares; amending Section 112 relating to execution of share certificates, providing manner of signing same; amending Section 134 relating to declaration and payment of share dividends providing that directors may declare and pay same; amending Section 154 relating to conditions under which amendment to articles adversely affects shares, providing for adverse effect on outstanding shares under certain conditions; amending Section 156 relating to notice of shareholders' meetings to amend articles, providing such notice to effect increase in authorized shares; amending Section 157 relating to right of shareholders to dissent; redefining corporate action to which shareholders may dissent; amending Section 162 relating to amendment of articles by directors; defining provisions in articles of incorporation which may be amended by directors; providing that directors may extend corporate existence; amending Section 204 relating to withdrawal on grounds of ouster of domesticated corporation; amending Section 207 relating to duties of Secretary of State in disposing of copies of corporation act, providing same may be sold at cost; amending Section 211 relating to contents of amendment of articles of incorporation, redefining manner and method of such amendment; amending Section 212 relating to contents of amendment of articles of incorporation, defining contents of such amendment; amending Section 232 relating to articles of incorporation, filing and issuance thereof, defining manner and method thereof and who shall receive copies thereof; and providing for cancellation of articles of incorporation or of domestication and right to do business and for reinstatement thereof; giving Secretary of State authority to obtain certain information from Oklahoma Tax Commission and giving authority to Oklahoma Tax Commission to give certain information from corporation franchise tax returns; defining meaning of "this act"; declaring intention of Legislature as to certain causes of actions against foreign corporations and procedure therefor arising prior to August 7, 1949; providing manner and method of service of process on certain causes of action against certain foreign corporations; and making such provision cumulative to existing law; providing manner and method of service of process on certain domestic corporations where charter has expired or been cancelled heretofore or hereafter and making such provision cumulative to existing laws; repealing Sections 7, 203, 213, 229, 234, 235, 236, 237 and 245 of Chapter A, Title 18, S. L. 1947; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 267.**

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 261,** and **324** each as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 93,** conference requested, House Conferees named as follows: Reynolds (Ottawa), Stipe and Boatman.

Further consideration of **HB 93** was deferred for this day.

MESSAGE FROM THE HOUSE

Returning Engrossed **HB 98,** as amended, and advising "the House of Representatives is unable to receive said bill for consideration in its present form for the reason that under Article 5, Section 33, of the Constitution of Oklahoma, all bills for raising revenue shall originate in the House of Representatives. **HB 98** by Morris and others as passed by the House of Representatives was an act relating to elections and was not a revenue raising measure. The Senate amendment is actually a new bill levying a tax and therefore not a proper subject under the Constitution of Oklahoma for consideration by the House of Representatives."

Senator Rinehart asked that Engrossed **HB 98** be referred to the Committee on Oil and Gas, which was the order.

Upon motion of Senator Nance, the Senate adjourned to meet at 1:30 p. m., Monday, May 9, 1949.

SEVENTY-THIRD LEGISLATIVE DAY
Monday, May 9, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The President announced a quorum present.

Prayer was offered by the Chaplain, Reverend R. O. Stewart, retired minister of Oklahoma City.

The Journal for the last legislative day was declared approved.

RESOLUTION

The following resolution was introduced:

SR 21, BY DACUS AND NANCE—A RESOLUTION PAYING RESPECT TO HONORABLE GEORGE A. COFFEY, DISTINGUISHED FORMER STATE SENATOR AND FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SECOND LEGISLATURE TO THE BEREAVED FAMILY.

By unanimous consent, **SR 21** was taken up for immediate consideration.

Senators Worthington, Rogers and Nevins asked unanimous consent to be made co-authors of **SR 21,** which was the order.

SR 21, as amended, was read at length as follows:

SENATE RESOLUTION NO. 21—By Dacus, Nance, Worthington, Rogers and Nevins.

A RESOLUTION PAYING RESPECT TO HONORABLE GEORGE A. COFFEY, DISTINGUISHED FORMER STATE SENATOR AND FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA; AND EXTENDING SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SECOND LEGISLATURE TO THE BEREAVED FAMILY.

WHEREAS, in the Providence of the Supreme Architect of the Universe, our former member, Honorable George A. Coffey of Webbers Falls, Oklahoma, has been called from his earthly labors; and

WHEREAS, his services as Senator and Member of the House of Representatives in previous sessions were of the highest order; and

WHEREAS, lasting contributions have been made through his efforts to the efficiency of our State Government;

THEREFORE, BE IT RESOLVED,

First, that we go on record as being highly appreciative of the services that George A. Coffey rendered to his State and to the People as a State Senator and Member of the House of Representatives.

Second, that we recognize in his life and attainments the elements of progressive leadership and outstanding ability.

Third, that we recommend to our fellow members and to the citizenry of the State as worthy of their emulation the integrity, loyalty and zeal with

which he distinguished himself during the years of his devoted and patriotic services to the People of our State.

Fourth, that we express to his bereaved family our genuine sorrow in the loss of this valued citizen and share with them a personal loss in the passing of this distinguished and patriotic citizen.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the Journal of the Senate and that an Enrolled copy thereof be forwarded by the Secretary of the Senate to the family of the Honorable George A. Coffey.

Senator Dacus moved adoption of **SR 21,** which motion was adopted.

SR 21 was referred for engrossment.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 26**—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the court of tax review for the fiscal years ending June 30, 1950, and June 30, 1951; and declaring an emergency.

Enrolled **SB 144**—By Ritzhaupt—An Act relating to physically handicapped children; creating a Commission for Crippled Children and prescribing the membership, authority, and duties thereof; providing for the appointment, compensation, expense, duties, and membership of a professional advisory committee; providing for the appointment of a director and prescribing his qualifications and duties; providing for "The Federal Crippled Children's Fund" and "The State Crippled Children's Fund", specifying the funds to be paid therein and providing for the disbursement thereof; providing for a "Crippled Children's Budget Account" in the General Fund of the county budget, and providing for the use thereof; and restrictions thereon; providing for the use of the Oklahoma Hospital for Crippled Children and the services thereof; making an appropriation for each of the fiscal years ending June 30, 1950, and June 30, 1951; repealing 10 O. S. 1941, paragraphs 171.1-171.9 inclusive; Chapter 8, Title 10, Oklahoma Session Laws, 1943, pages 21-25 inclusive; Chapter 8, Title 10, Oklahoma Session Laws 1945, pages 27-28 inclusive; Chapter 8, Title 10, Oklahoma Session Laws 1947, pages 40-41 inclusive, and all laws in conflict with this Act; providing that this Act shall not be operative or in effect until July 1, 1949; making the provisions of this Act severable; and declaring an emergency.

Enrolled **SB 214**—By Speck of the Senate, and Horton of the House—An Act amending Section 4 of Chapter 2 of Title 82, Oklahoma Session Laws 1945, relating to salaries and compensation of officers in irrigation districts, and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 156, 158, 178, 171,** and **172.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 266,** as amended.

Senator Nance announced a public hearing on **HB 463,** being the Employment Compensation Tax bill, to be held at Room 428, on Wednesday, May 11, at 10:00 a.m.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS:

SB 127—Revenue and Taxation.

SJR 29—Revenue and Taxation.

HB 515—Revenue and Taxation.

DO PASS, as amended:

HB 311—Appropriations.

WITHOUT RECOMMENDATION:

HB 13—Revenue and Taxation.

GENERAL ORDER

By unanimous consent, **HB 515,** by Stipe and Brown (Pittsburg) was taken up for immediate consideration and read at length.

Upon motion of Senator Nance, **HB 515** was advanced to engrossment and third reading.

By unanimous consent, **HB 515** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 515 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Grim, Jelks, Logan, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—27.

Nays: Ballinger, Boecher, Hope, Howell, McClendon, Speck.—6.

Not Voting: Binns, Cobb, Cowden, Emery, Jarman, Lowery, Seaman.—7.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Ballinger, Hope, Speck.—3.

Not Voting: Binns, Cobb, Cowden, Emery, Jarman, Lowery, Seaman.—7.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

HB 515 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Gary asked unanimous consent that **HB 30,** by House Appropriations Committee, be re-referred to the Appropriations Committee, which was the order.

Senator Porter asked unanimous consent that **HB 35,** by Larason, be re-referred to the Committee on Roads and Highways for the purpose of a hearing at 10:00 a.m., tomorrow, which was the order.

Senator Gary, on behalf of the Special Committee, appointed to invite U. S. Senator Robt. S. Kerr to speak before the Senate, reported that arrangements for his visit had been made, and that he would appear before the Senate at 2:00 p.m., on Tuesday, May 10.

Senator Nance moved that the Senate extend an invitation to the Honorable House to meet in Joint Session in the Senate Chamber for the address of Senator Kerr, and that a committee of three members of the Senate be appointed to invite the members of the Honorable House, which motion was declared adopted, the Presiding Officer appointing Senators Nance, Waller and Connell.

RESOLUTION

By unanimous consent, the following resolution was introduced by President Pro Tempore Logan:

SR 22, BY LOGAN, MAHAN, BALLINGER, BALDWIN, GARY, JELKS, JARMAN, GINDER, HOPE, THOMPSON, BOECHER, WHITE, SEAMAN, WALKER, ANDERSON, WORTHINGTON, COLLINS, MEDLOCK, WALLER, ROGERS, CARRIER, COOK, DACUS, BINNS, CARTWRIGHT, NEVINS, MCCLENDON, NANCE, RITZHAUPT, GOOLDY, CONNELL, SPECK, EMERY,

HOWELL, GRIM, COUNTS, PORTER — RESOLUTION MEMORIALIZING ROBERT S. KERR, UNITED STATES SENATOR FOR THE STATE OF OKLAHOMA, TO SUGGEST TO THE HONORABLE HARRY S. TRUMAN, PRESIDENT OF THE UNITED STATES, THE NAME OF JAMES A. RINEHART OF EL RENO, OKLAHOMA, FOR THE NOMINATION OF UNITED STATES DISTRICT JUDGE IN AND FOR THE WESTERN DISTRICT OF THE STATE OF OKLAHOMA SHOULD A VACANCY OCCUR IN SAID OFFICE.

By unanimous consent, **SR 22** was taken up for immediate consideration.

By unanimous consent, all members of the Senate present were made coauthors of **SR 22.**

SR 22, as amended, was read at length as follows:

SENATE RESOLUTION NO. 22—By Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White and Worthington.

RESOLUTION MEMORALIZING THE HONORABLE ELMER THOMAS AND THE HONORABLE ROBERT S. KERR, UNITED STATES SENATORS FOR THE STATE OF OKLAHOMA, TO SUGGEST TO THE HONORABLE HARRY S. TRUMAN, PRESIDENT OF THE UNITED STATES, THE NAME OF JAMES A. RINEHART OF EL RENO, OKLAHOMA, FOR THE NOMINATION OF UNITED STATES DISTRICT JUDGE IN AND FOR THE WESTERN DISTRICT OF THE STATE OF OKLAHOMA SHOULD A VACANCY OCCUR IN SAID OFFICE.

WHEREAS, there is now pending in Congress a Bill for the establishment of a permanent judgeship in the United States District Court for the Western District of the State of Oklahoma; and

WHEREAS, if such vacancy occur it would in all probabilities be immediately filled by appointment, and

WHEREAS, the State Senate of the State of Oklahoma has taken cognizance of the probability of such a vacancy and is intensely interested in seeing a capable and worthy person appointed to fill such vacancy should one occur in the Western District of the State of Oklahoma; and

WHEREAS, James A. Rinehart, an Attorney at Law, has practiced law in the State of Oklahoma in all the State and Federal Courts since the year 1923 and is an attorney of ability, discretion, integrity, ethics and understanding; and

WHEREAS, the said James A. Rinehart has been elected to the State Senate in Oklahoma and has served continuously as State Senator since his election in the year 1934; and

WHEREAS, the said James A. Rinehart as Senator has so conducted himself and acted on the legislation presented to the Oklahoma Legislature that he has been selected as President Pro Tempore or Floor Leader, respectively, in the Administrations of three consecutive Oklahoma Governors; and

WHEREAS, in the handling of the affairs of the State Senate he has been honest, fair, able and industrious and has kept the respect and good will of all the members of the Senate through those many years and his actions as a public official have caused him to have not only the high regard of the members of the Legislature but the citizens of the State of Oklahoma as well,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

That the members of the State Senate of the State of Oklahoma do hereby petition the Honorable Elmer Thomas and the Honorable Robert S. Kerr, United States Senators aforesaid, that they immediately suggest to the President of the United States the name of James A. Rinehart and that they vigorously urge his nomination and appointment for the position of United States District Judge in and for the Western District of Oklahoma should a vacancy occur in said office.

BE IT FURTHER RESOLVED that copies of this Resolution be immediately transmitted by the Secretary of the Senate to the Honorable Harry S. Truman, President of the United States, and to the Honorable Elmer Thomas and the Honorable Robert S. Kerr, United States Senators for the State of Oklahoma, at Washington, D. C.

Upon motion of Senator Thompson, **SR 22,** as amended, was adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

SR 22, as amended, was ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 120, 365, 428 and **SBs 259, 275** and **294,** each correctly engrossed.

SB 9 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 120, 365** and **428,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 259, 275** and **294,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 9,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SJR 31—Revenue and Taxation.
Engrossed **HB 295**—Judiciary.
Engrossed **HB 339**—Judiciary.
Engrossed **HB 436**—Judiciary.
Engrossed **HB 440**—Agriculture.
Engrossed **HB 442**—Social Welfare.
Engrossed **HB 443**—Social Welfare.
Engrossed **HB 493**—Judiciary.
Engrossed **HB 524**—Agriculture.
Engrossed **HB 548**—Local, State and Federal Government.
Engrossed **HB 552**—Local, State and Federal Government.
Engrossed **HB 559**—Local, State and Federal Government.

President Pro Tempore Logan presiding.

GENERAL ORDER

HB 536, by Bullard, was read and considered.

Senator Nance moved to amend **HB 536,** by striking subsection (b) of Section 1, which amendment was declared adopted.

Upon motion of Senator Nance, **HB 536,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 536,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 536 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Hope, Jarman, Logan, McClendon, Mahan, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—28.

Nays: Carrier, Howell, Medlock.—3.

Not Voting: Binns, Cobb, Cowden, Emery, Grim, Jelks, Lowery, Seaman, Walker.—9.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—31.

Excused: Fine, Price, Rinehart.—3.

Not Voting: Binns, Cobb, Cowden, Emery, Grim, Jelks, Lowery, Seaman, Walker.—9.

Absent: Leonard.—1.

The emergency was declared passed.

HB 536 was referred for engrossment.

GENERAL ORDER

SB 224, by Ritzhaupt of the Senate, and Wallace (Grady) of the House, was read and considered.

Upon request of Senator Counts, consideration of **SB 224** was deferred temporarily.

MOTION LODGED TO RE-CONSIDER

Referring further to **HB 207,** by Taylor, et al:

Senator Nevins moved to reconsider the vote by which **HB 207** was passed, which motion was tabled upon motion of Senator Counts.

HB 207 was ordered returned to the Honorable House.

PENDING ACTION ON HOUSE AMENDMENTS

Senator Gary moved that the Senate refuse to concur in **HAs** to **SB 18,** and ask for a conference, which motion was declared adopted.

Senator Gary moved that the Senate refuse to concur in **HAs** to **SB 92,** and ask for a conference, which motion was declared adopted, the President Pro Tempore naming as Senate Conferees thereunder: Senators Gary, Ritzhaupt, Dacus, Carrier, Medlock, Cook, McClendon, Nevins and Waller.

GENERAL ORDER

HB 75, by Veterans and Military Affairs Committee, was read and considered.

Upon motion of Senator Gary, **HB 75** was advanced to engrossment and third reading.

By unanimous consent, **HB 75** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 75 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Ballinger, Binns, Dacus, Jarman, Lowery, Mahan, Speck. —8.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Ballinger, Binns, Dacus, Jarman, Lowery, Mahan, Speck.—8.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The emergency was declared passed.

HB 75 was properly signed and ordered returned to Honorable House.

Senator Dacus asked unanimous consent that the Journal show that had he been present when the roll call was taken on **HB 75** he would have voted "Aye", which was the order.

GENERAL ORDER

HB 28, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 28** was advanced to engrossment and third reading.

By unanimous consent, **HB 28** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 28 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ballinger, Binns, Ginder, Jarman, Lowery.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ballinger, Binns, Ginder, Jarman, Lowery.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

HB 28 was referred for engrossment.

Senator Binns was excused for the remainder of this legislative day, upon request of Senator Cartwright.

GENERAL ORDER

SB 225, by Counts, was read and considered.

Senator Counts moved to amend **SB 225,** lines 4 and 6, page 1, by striking the word and figure, "thirty (30)," and inserting in lieu thereof, the word and figure, "forty-five (45)," which amendment was declared adopted.

Upon motion of Senator Counts, **SB 225,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended, and **SB 225,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 225 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Howell, Jelks, Logan, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Connell, McClendon, Rogers.—3.

Not Voting: Baldwin, Ballinger, Boecher, Ginder, Jarman, Lowery.—6.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The bill was declared passed.

SB 225 was referred for engrossment.

GENERAL ORDER

SB 52, by Dacus, et al, was read and considered.

Upon motion of Senator Gary, **SB 52** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 52** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 52 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Hope, Howell, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Ginder, Gooldy, Grim, Jarman, Jelks, Lowery, Porter.—8.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The bill was declared passed:

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Hope, Howell, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Ballinger, Ginder, Gooldy, Grim, Jarman, Jelks, Lowery, Porter.—8.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The emergency was declared passed.

SB 52 was referred for engrossment.

GENERAL ORDER

Referring further to **SB 224:**

Upon motion of Senator Gary, **SB 224** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **SB 224** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 224 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Jarman, Logan, Nance, Nevins, Porter, Ritzhaupt, Seaman, Walker, Waller, White, Worthington.—25.

Nays: Collins, Connell, Howell, Mahan, Medlock, Rogers, Speck, Thompson.—8.

Excused: Binns, Fine, Price, Rinehart.—4.

Not Voting: Ballinger, Ginder, Grim, Jelks, Lowery, McClendon.—6.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Logan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Connell, Mahan, Rogers.—3.

Excused: Binns, Fine, Price, Rinehart. —4.

Not Voting: Ballinger, Ginder, Grim, Jelks, Lowery, McClendon.—6.

Absent: Leonard.—1.

The emergency was declared passed.

SB 224 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 16** was read and upon request of Senator Gary consideration deferred for this legislative day:

Mr. President:

We, your Conference Committee to whom was referred Senate Bill No. 16 by Senate Committee on Appropriations entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT AND MAINTENANCE OF STATE MENTAL INSTITUTIONS, THE DEAF, BLIND, AND COLORED ORPHANS INSTITUTIONS, AND THE TRAINING SCHOOL FOR NEGRO GIRLS FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CONTROLLING BOARD OF SUCH INSTITUTIONS TO EMPLOY AND FIX THE SALARIES OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE: etc. . . .

beg leave to report we had the same under consideration and herewith return the same with the recommendations:

1. That the House recede from House Amendment No. 1.

2. Engrossed **SB 16** be approved.

Signed,

FROM THE HOUSE:

HARKEY
FIELD
HERT
TOLBERT
MEIGS
PAZOURECK
BULLARD.

FROM THE SENATE:

GARY
RITZHAUPT
NEVINS
MEDLOCK
CARRIER
WALLER.

GENERAL ORDER

HB 161, by Tate, et al, was read and considered.

Upon motion of Senator Thompson, consideration of **HB 161** was deferred for this legislative day.

GENERAL ORDER

HB 452, by Doty, was read and considered.

Upon motion of Senator Mahan, **HB 452** was advanced to engrossment and third reading.

By unanimous consent, **HB 452** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 452 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Emery, Gooldy, Hope, Howell, Jarman, Logan, Lowery, Mahan, Med-

lock, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—28.

Not Voting: Baldwin, Cartwright, Cook, Dacus, Gary, Ginder, Grim, Jelks, McClendon, Nance, Seaman.—11.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Baldwin, Cartwright, Cook, Dacus, Ginder, Grim, McClendon, Nance, Seaman.—9.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The emergency was declared passed.

HB 452 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 422, by Ownby and Brown (Pottawatomie) was read and considered.

Upon motion of Senator Counts, **HB 422** was advanced to engrossment and third reading.

By unanimous consent, **HB 422** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 422 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jelks, Logan, Mahan, Medlock, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Ginder, Grim, Jarman, Lowery, McClendon, Nance, Porter.—7.

Absent: Leonard.—1.

Excused: Binns, Fine, Price, Rinehart.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jelks, Logan, Mahan, Medlock, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Ginder, Grim, Jarman, Lowery, McClendon, Nance, Porter.—7.

Absent: Leonard.—1.

Excused: Binns, Fine, Price, Rinehart.—4.

The emergency was declared passed.

HB 422 was properly signed and ordered returned to Honorable House.

Senator Ritzhaupt presiding.

GENERAL ORDER

HB 416, by Ozmun, was read and considered.

Upon motion of Senator Logan, **HB 416** was advanced to engrossment and third reading.

By unanimous consent, **HB 416** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 416 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Howell, Jelks, Logan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Grim, Hope, Jarman, Lowery, McClendon, Mahan.—6.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Howell, Jelks, Logan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Grim, Hope, Jarman, Lowery, McClendon, Mahan.—6.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The emergency was declared passed.

HB 416 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 127, by Eubanks et al, was read and considered.

Upon motion of Senator Logan, **HB 127** was advanced to engrossment and third reading.

By unanimous consent, **HB 127** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 127 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Binns, Fine, Price, Rinehart.—4.

Not Voting: Ballinger, Grim, Howell, Jarman, McClendon, Mahan.—6.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Binns, Fine, Price, Rinehart.—4.

Not Voting: Ballinger, Grim, Howell, Jarman, McClendon, Mahan.—6.

Absent: Leonard.—1.

The emergency was declared passed.

HB 127 was referred for engrossment.

GENERAL ORDER

HB 450, by Larason et al, was read and considered.

Upon motion of Senator Collins, **HB 450** was advanced to engrossment and third reading.

By unanimous consent, **HB 450** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 450 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Con-

nell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Ballinger, Counts, Grim, Howell, Mahan.—5.

Absent: Leonard.—1.

Excused: Binns, Fine, Price, Rinehart.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Ballinger, Counts, Grim, Howell, Mahan.—5.

Absent: Leonard.—1.

Excused: Binns, Fine, Price, Rinehart.—4.

The emergency was declared passed.

HB 450 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 482, by Speakman, was read and considered.

Upon motion of Senator Collins, **HB 482** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended and **HB 482** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 482 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Ballinger, Boecher, Counts, Grim, Jarman, Mahan, Seaman.—7.

Excused: Binns, Fine, Price, Rinehart.—4.

Absent: Leonard.—1.

The bill was declared passed.

HB 482 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 429, by Tate et al of the House and Ballinger et al of the Senate, was read and considered.

Senators Nance, Thompson, Dacus and Counts moved to amend **HB 429,** line 17, page 2, by adding after the word "recipient" the following: "Provided further that the ownership of any non producing mineral interest in lands shall not be considered a resource by the Commission in determining the needs of such applicant or recipient, or in making allocation of monthly assistance to such applicant or recipient," which amendment was declared adopted.

Upon motion of Senator Thompson, **HB 429,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended and **HB 429,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 429 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ginder, Grim, Lowery, Mahan, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ginder, Grim, Lowery, Mahan, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

HB 429 was referred for engrossment.

GENERAL ORDER

HJR 12, by Smith (Rogers), was read and considered.

Upon motion of Senator Waller, **HJR 12** was advanced to engrossment and third reading.

Upon motion of Senator Waller, the rules of the Senate were suspended and **HJR 12** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 12 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 12—By SMITH (Rogers).

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE 13 OF THE CONSTITUTION OF OKLAHOMA; AND PROVIDING FOR A BOARD OF REGENTS FOR THE OKLAHOMA MILITARY ACADEMY.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, at the first special or general election, the following proposed amendment to Article 13 of the Constitution of Oklahoma, same to be Section 9, Article 13 of the Constitution of Oklahoma:

Section 9. The government of the Oklahoma Military Academy shall be vested in a Board of Regents consisting of five (5) members to be appointed by the Governor by and with the advice and consent of the Senate. One (1) member shall be appointed for a term expiring June 30, 1951, and one (1) each for terms ending respectively one (1), two (2), three (3), and four (4) years thereafter. Upon the expiration of any of said terms a successor shall be appointed for a term of five (5) years. Appointments for filling a vacancy in said board shall be made by the Governor by and with the advice and consent of the Senate, and such appointment shall be for the residue of the term only. The Board of Regents of the Oklahoma Military Academy shall continue to function as such under existing statutes until a legal quorum of three (3) members of the Board of Regents created herein shall have been appointed, confirmed and qualified. Members of said Board shall be subject to removal from

office only as provided by law for the removal of elective officers not subject to impeachment.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No. ——

State Question No. ——

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

Providing that the government of the Oklahoma Military Academy shall be vested in a Board of Regents consisting of five (5) members to be appointed by the Governor by and with the advice and consent of the Senate and fixing their terms of office.

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ Yes

☐ No

SECTION 3. The Speaker of the House 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.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: McClendon.—1.

Not Voting: Ballinger, Grim, Mahan, Seaman.—4.

Absent: Leonard.—1.

Excused: Binns, Fine, Price, Rinehart. —4.

The Resolution was declared passed.

HJR 12 was properly signed and ordered returned to Honorable House.

Senator Binns asked to be recorded present, which was the order.

GENERAL ORDER

HB 119, by Harkey of the House and Gary of the Senate, was read and considered.

Senators Worthington, Dacus and Lowery moved to amend **HB 119,** page 4, by adding after line 3 a new line and renumbering the other lines, the new lines to read as follows: "(1) Consolidated No. 16 Greer County $2500.00; (2) Consolidated No. 47 Stephens County $2500.00; (3) Consolidated No. 3 Kiowa County $2500.00," which amendment was adopted.

Senator Gary moved to amend **HB 119,** lines 5 and 6, page 1, by striking the words and figures "Thirty-eight thousand seven hundred fifty ($38,-750.00) Dollars" and inserting in lieu therefor the words and figures "Forty-six Thousand ($46,000.00) Dollars," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **HB 119,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 119,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 119 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter,

Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Cobb, Cook, Gooldy, Grim, Jelks, Seaman, Speck.—7.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Cobb, Cook, Gooldy, Grim, Jelks, Seaman, Speck.—7.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

HB 119 was referred for engrossment.

GENERAL ORDER

SB 297, by Jarman, was read and considered.

Upon motion of Senator Jarman, **SB 297** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended and **SB 297** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 297 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rogers, Seaman, Thompson, Waller, White.—24.

Nays: Anderson, Ballinger, Boecher, Cowden, Dacus, Emery, Howell, McClendon, Ritzhaupt, Worthington.—11.

Not Voting: Baldwin, Grim, Mahan, Speck, Walker.—5.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Anderson, Boecher, Cowden, Emery, Howell.—5.

Not Voting: Baldwin, Grim, Mahan, Speck.—4.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The emergency was declared passed.

SB 297 was referred for engrossment.

GENERAL ORDER

SB 261, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 261** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended and **SB 261** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 261 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Jarman, Logan, Lowery,

Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Howell.—1.

Not Voting: Baldwin, Ballinger, Carrier, Ginder, Grim, Jelks, McClendon, Seaman.—8.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Howell.—1.

Not Voting: Baldwin, Ballinger, Carrier, Ginder, Grim, Jelks, McClendon, Seaman.—8.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

SB 261 was referred for engrossment.

Senator Anderson presiding.

GENERAL ORDER

SB 66, by Speck, was read and considered.

Upon motion of Senator Gary, **SB 66** was advanced to engrossment and third reading.

By unanimous consent, **SB 66** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 66 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ginder, Grim, Jelks, Logan, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Ginder, Grim, Jelks, Logan, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

SB 66 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 278 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 278,** as amended, was properly signed and ordered returned to the Honorable House for consideration.

GENERAL ORDER

SB 67, by Speck, was read and considered.

Upon motion of Senator Cowden, **SB 67** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 67** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 67 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Binns, Counts, Grim, Jelks, Seaman.—6.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Baldwin, Binns, Counts, Grim, Jelks, Seaman.—6.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The emergency was declared passed.

SB 67 was referred for engrossment.

GENERAL ORDER

SB 182, by Committee on Social Welfare, was read and considered.

Upon motion of Senator Gary, **SB 182** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 182** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 182 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Counts, Gooldy, Grim, Jelks, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Counts, Gooldy, Grim, Jelks, Seaman.—6.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

SB 182 was referred for engrossment.

GENERAL ORDER

Senator Gary moved that **HB 311,** by McCarty et al, be ordered re-referred to the Appropriations Committee, which motion prevailed.

SB 240, by Lowery of the Senate and Larason of the House, was read and considered.

Upon motion of Senator Collins, **SB 240** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended and **SB 240** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 240 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Thompson, Walker, Worthington.—31.

Nays: Ballinger, Emery, Waller, White.—4.

Not Voting: Gooldy, Grim, Jelks, Seaman, Speck.—5.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Thompson, Walker, Worthington.—31.

Nays: Ballinger, Emery, Waller, White.—4.

Not Voting: Gooldy, Grim, Jelks, Seaman, Speck.—5.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

SB 240 was referred for engrossment.

GENERAL ORDER

Senator Gary asked that **SB 32,** by Collins and Counts of the Senate and Harkey of the House, as amended, be re-referred to the Appropriations Committtee, which was the order.

Senator Gary asked that **SB 69,** by Gary of the Senate and Harkey of the House be referred to the Committee on Appropriations, which was the order.

SB 49, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **SB 49,** was advanced to engrossment and third reading.

By unanimous consent, **SB 49,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 49 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Cobb, Connell, Cook, Grim, Jelks.—5.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck,

Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Cobb, Connell, Cook, Grim, Jelks.—5.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The emergency was declared passed.

SB 49 was referred for engrossment.

SPECIAL ORDER

SB 201, by Ritzhaupt, was read and considered.

Senator Ritzhaupt moved to amend **SB 201,** page 18, by adding a new Section, to be known as Section 7A, after the word "court" on line 16 and before the word "Section" on line 17, as follows: "Section 7A. Section 102, Title 11, O. S. 1941, is hereby amended to read as follows: The governing body, in its discretion, may provide for the payment of the cost for improving street intersections and alley crossings out of the general revenues.

The State Highway Commission is authorized in its sole discretion to enter into agreements with the governing body of any town or city for participation with State Highway Construction and Maintenance Funds in the cost of any improvements on Streets which are a part of the State Highwaay System, and such agreements may provide for the award and supervision of the contract by said City or Town, the State's share of the cost to be due and payable upon completion of the project," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 201,** line 15, page 7, by adding after the word "insufficiently" and before the word "protest" the words "of the," which amendment was declared adopted.

Senator Ritzhaupt moved to amend the title of **SB 201,** by adding after the figures "101" and before the figures "105" the figures "102"; and in line 5 of the Title, after the figures "1941" and before the word "repealing" by adding the following: "and providing for aid by the State Highway Commission, in its discretion, in payment of cost of street improvements where such improvements are a part of the State Highway System," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **SB 201,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 201,** as amended, was considered engrosed and placed upon third reading and final passage.

Senator Walker presiding.

THIRD READING

SB 201 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Logan. Lowery, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Speck, Thompson, Walker, Waller, Worthington.—27.

Nays: Cobb, Howell, McClendon, Rogers.—4.

Not Voting: Binns, Cartwright, Connell, Cook, Grim, Jarman, Jelks, Seaman, White.—9.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, Worthington.—30.

Nays: McClendon.—1.

Not Voting: Binns, Cartwright, Con-

nell, Cook, Grim, Jarman, Jelks, Seaman, White.—9.

Absent: Leonard.—1.

Excused: Fine, Price, Rinehart.—3.

The emergency was declared passed.

SB 201 was referred for engrossment.

PENDING ACTION ON HOUSE AMENDMENTS:

Upon motion of Senator Gary, the Senate refused to concur in **HA** to Engrossed **SB 36,** by Counts et al, and asked for a conference, the Presiding Officer appointing as Senate Conferees thereunder Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

Upon motion of Senator Gary, the Senate refused to concur in **HA** to Engrossed **SB 90,** by Ginder, and asked for a conference, the Presiding Officer appointing as Senate Conferees thereunder Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

Upon motion of Senator Gary, the Senate refused to concur in **HA** to Engrossed **SB 164,** by Anderson of the Senate and Carmichcael of the House, and asked for a Conference.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 315.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 315** was read and adopted upon motion of Senator Anderson:

TO THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES
AND THE PRESIDENT
OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 315, and Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and return the same with the following recommendations:

That the House concur in the Senate Amendments and that the following Conference Committee Amendment be adopted:

Following the word "officer" in line 3, page 5, strike the "period" and add the following:

"and in counties having a population in excess of Sixty-Five Thousand (65,000) and a net assessed valuation in excess of Thirty Million Dollars ($30,000,000.00) the County Attorney shall be allowed Two (2) assistants and One (1) investigator at a salary not to exceed Ninety Per Cent (90%) of the salary provided for the principal officer."

HOUSE CONFEREES:
BULLARD, Chairman
DUNLAP
CANNON
LANGLEY (Adair)
HAWTHORNE

SENATE CONFEREES:
ANDERSON, Chairman
EMERY
ROGERS
JARMAN
RITZHAUPT.

HB 315, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call was as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Connell, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—31.

Not Voting: Binns, Cartwright, Collins, Cook, Ginder, Grim, Jarman, Jelks, White.—9.

Excused: Fine, Price, Rinehart.—3.

Absent: Leonard.—1.

The bill, as amended in Conference, was declared passed.

HB 315, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 31,** Conference requested, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert, Larason.

Further consideration of Engrossed **HB 31** was deferred for this day.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 428,** as amended.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 261, 266, 324, 491, 446, 517.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 9.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 152**—By Wallace (Oklahoma)—An Act amending Title 39, O. S. Section 26, O. S. 1941; providing for the number of justices of the peace and constables for incorporated cities and towns.

Engrossed **HB 458**—By Brickell, Cunningham, Box, McCarty, Sherman, Wallace (Oklahoma)—An Act authorizing a secretary and assistant probation officer for the probation officer provided by 10 O. S. 1941 § 116 and the public defender provided by 19 O. S. 1941 § 134; providing for the appointment, salary and method of payment of such secretary and assistant probation officer; repealing conflicting laws; making this act severable; and declaring an emergency.

Engrossed **HB 460**—By Committee on Public Health—An Act amending Section 1, Chapter 1, Title 63, Page 224, Oklahoma Session Laws 1945; providing that members of the State Board of Health shall be paid by the State their actual and necessary expenses in attending meetings, either within or without the State, relative to the public health; and declaring an emergency.

Engrossed **HB 319**—By Game and Fish Committee—An Act relating to fishing and hunting licenses; fixing requirements for issuing and obtaining same; increasing the fees for resident fishing, resident hunting, non-resident hunting and non-resident ten-day fishing licenses; providing for a combination resident fishing-hunting license; amending Sections 53, 56, 61, 67, 67a, 67b and 69 of Title 29, Oklahoma Statutes of 1941; and repealing Sections 59, 60, 62 and 68 of Title 29, Oklahoma Statutes of 1941 and Section 67c, Title 29, O. S. Supplement of 1945.

Engrossed **HB 332**—By Wallace (Oklahoma)—An Act amending 36 O. S. 1941, Section 17.2, Subsection (1), Clause (e); relating to permitted investments of domestic insurance companies; and declaring an emergency.

Engrossed **HB 496**—By Hert—An Act relating to the position of investigator in and for the county attorney's office in certain counties; fixing the salary of such investigator; amending 19 O. S.

1941 § § 203 and 204; and declaring an emergency.

Engrossed **HB 392** — By Sherman—An Act authorizing Mr. P. M. Juvenal to bring suit against the State of Oklahoma to recover damages by reason of a motor vehicle accident involving a vehicle owned by the State Department of Highways; providing for summons, venue and proceedings in said action; providing for payment of said judgment out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

Engrossed **HB 403**—By Andrews of the House and Price of the Senate—An Act relating to the method of procedure and duties of public officers in the collection and apportionment of ad valorem and special taxes, with provisions for destruction of old tax records; amending 68 O. S. 1941, Section 15.53, as amended by Section 1, Chapter 1c, Title 68 Oklahoma Session Laws 1945, and amending Sections 205, and 207 of Title 68 O. S. 1941, and repealing Sections 15.51, 15.52, 201, 206, and 209 of Title 68, O. S. 1941, and repealing Sections 115, 116, 117, 118, 119, 250, 251, 252, 254, 255, 332, 335, 442, 624, 634, 643 and 644 of Title 19 O. S. 1941, repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Engrossed **HB 427**—By Bullard of the House and Anderson of the Senate—An Act relating to cancellation of checks, vouchers or warrants issued by commissioners of land office, and disposition of funds represented thereby; fixing period of limitations; and declaring an emergency.

Engrossed **HB 549**—By Davidson and Smalley of the House, and Rinehart of the Senate—An Act amending Section 306, Title 11, O. S. 1941, authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the city, and to construct, own, maintain and operate water lines beyond the corporate limits of said city, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said city to the same extent as may be done within the limits of such corporation; *requiring negotiated written contract for the sale of such water; providing that no duty or obligation is imposed upon such city or town to furnish such water except as may be agreed by contract; and declaring an emergency.*

Engrossed **HB 561**—By Speakman, Allard and Shibley of the House, and Collins of the Senate—An Act relating to the salaries of county officials and their assistants, deputies, and employees in certain counties; amending Section 1, Chapter 6n, Title 19, page 205, Oklahoma Session Laws 1947; providing the effective date of this Act; providing the time during which this Act shall be effective; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

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

SEVENTY-FOURTH LEGISLATIVE DAY

Tuesday, May 10, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin, Leonard.—2.

Excused: Price.—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.

Upon motion of Senator Ginder, Susan Virginia Jarman, daughter, and Jay Jarman, son, of Senator Jarman were made Honorary Assistant Journal Clerk and Honorary Page for this legislative day.

SPECIAL COMMITTEE REPORT

Senator Thompson gave a report of the Special Committee composed of Senators Speck, White, Fine and Thompson, appointed by the President Pro Tempore for the purpose of obtaining bids on group pictures of all members of the Senate since 1907 for permanent records, and stated that the price quoted by Jacoby was $5,000.00, and that the price quoted by Bryan of Guthrie was $2700.00 without mounting for enlarging some 1,008 photographs.

Senator Thompson moved that the Senate be authorized to spend, for the purpose of purchasing twenty-two (22) group pictures of members of the Senate as a matter of record for the State Senate, an amount not to exceed three thousand, five hundred dollars ($3,500.00), which motion was declared adopted.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 295—Judiciary.

DO PASS, as amended:

HB 111—Game and Fish.

The Sergeant-at-arms announced the presence of the members of the Honorable House of Representatives in response to the invitation of the Senate to meet in Joint Session for the purpose of hearing an address by U. S. Senator Robt. S. Kerr.

The Sergeant-at-Arms announced the presence of Governor Roy J. Turner and U. S. Senator Kerr.

The President Pro Tempore presented Governor Turner to the Joint Session, who introduced Senator Kerr.

Senator Kerr gave an interesting and entertaining address on the experiences of a junior member of the Senate in Congress, and told of the program on federal aid for education, stating that S 1411 provides aid to the state for improving health in the common schools; and that S 246, federal aid to education, has passed the Senate, and that said bill is now in the Committee on Education in the Honorable House of Representatives; that the aid to education is not intended to be in lieu of any of the program provided by local districts or by the states, but is in ad-

dition thereto to provide funds not only for an adequate program but for equal opportunity for education of our youth. He further stated that he had had the privilege of introducing a few bills, one of which was a road bill for launching a federal aid program to encourage the building of rural roads; and he expressed appreciation to the Oklahoma Highway Department and state organization of County Commissioners and members of the Honorable House and Senate for appearing to testify before the Special Committee on Roads and Highways.

Following the address of Senator Kerr, the Senate proceeded with the regular order of business.

SPECIAL ORDER

SJR 14, by Worthington was read and considered.

Senator Worthington moved to amend **SJR 14** by adding after the word and figure "six (6)," the word, "days," and striking the word, "year," at the end of line 1 on page 4, and substituting the word, "month," therefor, which amendment was adopted by unanimous consent.

Upon motion of Senator Worthington, **SJR 14,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SJR 14,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 14 was read for the third time at length as follows:

SENATE JOINT RESOLUTION NO. 14—By SENATE COMMITTEE ON REVENUE AND TAXATION.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 31, ARTICLE 6 OF THE CONSTITUTION OF OKLAHOMA; CREATING AND RELATING TO A STATE BOARD OF AGRICULTURE AND THE OFFICE OF PRESIDENT OF THE BOARD OF AGRICULTURE; PROVIDING THE QUALIFICATIONS OF MEMBERS OF SAID BOARD AND OF SAID PRESIDENT AND FOR THEIR APPOINTMENT AND ELECTION; FIXING THEIR COMPENSATION; PRESCRIBING THEIR POWERS AND DUTIES; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 31, Article 6 of the Constitution of the State of Oklahoma:

"Section 31. A State Board of Agriculture is hereby created to be composed of eight (8) members, each of whom shall not only be a qualified elector of Oklahoma but a farmer engaged in farming and/or livestock production in Oklahoma who has actually resided on the premises where he is so engaged for at least three (3) years prior to his appointment or the time he files his nominating petition. Said board shall be maintained as a part of the State Government, and shall have jurisdiction over all matters affecting agriculture, animal industry and animal quarantine regulations, and authority to make rules and regulations relating thereto not inconsistent with this amendment and the laws of the state. The first members of said board shall be appointed by the Governor on February 1, 1951, one from the territory now comprising each of the Congressional Districts of the State, which appoint-

ments shall be confirmed by the State Senate. Said members shall hold office until their successors are elected and qualified. At the primary and general elections to be held in 1952 the members of the board shall be nominated and elected as follows: The members from the territory now comprising Congressional Districts numbered 1, 3, 5 and 7 shall each be elected for a term of two (2) years ending on the second Monday in January, 1955, and the members from the territory now comprising Congressional Districts numbered 2, 4, 6 and 8 shall each be elected for a term of four (4) years ending on the second Monday in January, 1957. Thereafter, members of the board shall each be elected for a term of four (4) years. Until otherwise provided by law each of said members shall receive a per diem of Fifteen Dollars ($15.00), and actual and necessary traveling expenses while attending meetings of the board, of which there shall not be more than six (6) days in any one calendar month.

The office of President of the Board of Agriculture is also hereby created. Said president shall be elected by the board either from within or without its membership. It shall be the duty of said president to execute and carry out written orders and directions of the State Board of Agriculture issued pursuant to this section and laws enacted to vitalize the same. Until otherwise provided by law, the president shall receive an annual salary of Six Thousand Dollars ($6,000.00) and all actual and necessary traveling expenses.

The Board of Agriculture of this State shall continue to function under existing constitutional provisions and statutes until a legal quorum of five (5) members of the board created herein shall have been appointed, confirmed and qualified."

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 31, Article 6 of the Constitution of Oklahoma, creating and relating to a State Board of Agriculture and the office of President of the Board of Agriculture, providing the qualifications of members of said board and of said president and for their appointment and election, fixing their compensation and prescribing their powers and duties,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES

☐ NO

SECTION 3. 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 4. A special election is hereby ordered to be held throughout the State on the 4th day of July, 1950, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, McClendon, Medlock, Nance, Por-

ter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Logan, Lowery, Mahan.—3.

Not Voting: Anderson, Ballinger, Boecher, Jelks, Nevins.—5.

Absent: Baldwin, Leonard.—2.

Excused: Price.—1.

The resolution was declared passed.

The question being, "Shall **SJR 14,** by Senate Committee on Revenue and Taxation, entitled:

"A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 31, ARTICLE 6 OF THE CONSTITUTION OF OKLAHOMA; CREATING AND RELATING TO A STATE BOARD OF AGRICULTURE AND THE OFFICE OF PRESIDENT OF THE BOARD OF AGRICULTURE; PROVIDING THE QUALIFICATIONS OF MEMBERS OF SAID BOARD AND OF SAID PRESIDENT AND FOR THEIR APPOINTMENT AND ELECTION: FIXING THEIR COMPENSATION; PRESCRIBING THEIR POWERS AND DUTIES; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 4, of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma, the roll call resulted as follows:

Ayes: Binns, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, McClendon, Mahan, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Cobb, Logan, Lowery, Medlock.—4.

Not Voting: Anderson, Ballinger, Boecher, Ginder, Nevins.—5.

Absent: Baldwin, Leonard.—2.

Excused: Price.—1.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 14, as amended, was ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 429, and **SRs 21, 22** and **SBs 49, 52, 66, 67, 182, 224, 225, 240,** and **261,** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 429,** as amended, were properly signed and ordered returned to the Honorable House.

Engrosed **SRs 21** and **22** were, each, properly signed and ordered referred for enrollment.

Engrossed **SBs 49, 52, 66, 67, 182, 224, 225, 240,** and **261,** were each properly signed and ordered transmitted to the Honorable House for consideration.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 152**—Local, State and Federal Government.

Engrossed **HB 319**—Game and Fish.

Engrossed **HB 332**—Insurance.

Engrossed **HB 392**—Judiciary.

Engrossed **HB 403** — Revenue and Taxation.

Engrossed **HB 427**—School Lands.

Engrossed **HB 458**—Local, State and Federal Government.

Engrossed **HB 460**—Public Health.

Engrossed **HB 496**—Local, State and Federal Government.

Engrossed **HB 549**—

Senator Rinehart asked unanimous consent that **HB 549,** by Davidson and Smalley of the House and Rinehart of the Senate, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 561** —

Senator Collins asked unanimous consent that **HB 561,** by Speakman, et al, of the House, and Collins of the Senate, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

GENERAL ORDER

SB 274, by Porter and Ballinger of the Senate, and Harkey, et al, of the House, was read and considered.

Upon motion of Senator Porter, **SB 274** was advanced to engrossment and third reading.

By unanimous consent, **SB 274** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 274 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Excused: Price.—1.

Not Voting: Anderson, Carrier, Counts, Ginder, Grim, Jarman, Mahan, Nance, Ritzhaupt, Seaman, Waller.—11.

Absent: Baldwin, Leonard.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Excused: Price.—1.

Not Voting: Anderson, Carrier, Counts, Ginder, Grim, Jarman, Mahan, Nance, Ritzhaupt, Seaman, Waller.—11.

Absent: Baldwin, Leonard.—2.

The emergency was declared passed.

SB 274 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 28, 119, 127 and **536,** and **SBs 201** and **297,** each correctly engrossed.

SRs 21 and **22,** and **SBs 156, 158, 171, 172** and **178,** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 28, 119, 127** and **536,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 201** and **297** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 21** and **22** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 156, 158, 171, 172** and **178,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Hope asked unanimous consent to be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 280, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 280** was advanced to engrossment and third reading.

By unanimous consent, **SB 280** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 280 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—28.

Nays: Ballinger, Howell.—2.

Not Voting: Carrier, Cartwright, Counts, Ginder, Grim, Jarman, Mahan, Nance, Seaman, Waller.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington. —30.

Not Voting: Carrier, Cartwright, Counts, Ginder, Grim, Jarman, Mahan, Nance, Seaman, Waller.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

SB 280 was referred for engrossment.

GENERAL ORDER

SB 295, by Porter, was read and considered.

Upon motion of Senator Porter, **SB 295** was advanced to engrossment and third reading.

By unanimous consent, **SB 295** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 295 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Nays: McClendon, Thompson.—2.

Not Voting: Anderson, Cartwright, Emery, Jarman, Mahan, Nance.—6.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Nays: McClendon, Thompson.—2.

Not Voting: Anderson, Cartwright, Emery, Jarman, Mahan, Nance.—6.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

SB 295 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 207, 428, 452** and **515.**

The above numbered Enrolled Bills

and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 168—Planning and Resources.

HB 547—Local, State and Federal Government.

HB 548—Local, State and Federal Government.

HB 552—Local, State and Federal Government.

HB 559—Local, State and Federal Government.

DO PASS, as amended:

SB 167—Planning and Resources.

HB 23—Appropriations.

HB 30—Appropriations.

HB 32—Appropriations.

HB 118—Insurance.

HB 218—Local, State and Federal Government.

HB 290—Local, State and Federal Government.

GENERAL ORDER

By unanimous consent, **HB 30** by Committee on Appropriations, was taken up for immediate consideration and read at length.

Upon motion of Senator Gary, **HB 30** was advanced to engrossment and third reading.

By unanimous consent, **HB 30** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 30 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Hope, Price.—2.

Not Voting: Binns, Cartwright, Connell, Counts, Grim, Mahan, Rinehart, Seaman.—8.

Absent: Baldwin, Leonard.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Hope, Price.—2.

Not Voting: Binns, Cartwright, Connell, Counts, Grim, Mahan, Rinehart, Seaman.—8.

Absent: Baldwin, Leonard.—2.

The emergency was declared passed.

HB 30 was referred for engrossment.

GENERAL ORDER

By unanimous consent, **HB 32,** by Committee on Appropriations, was taken up for immediate consideration and read at length.

Upon motion of Senator Gary, **HB 32** was advanced to engrossment and third reading.

By unanimous consent, **HB 32** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 32 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not Voting: Cartwright, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not Voting: Cartwright, Mahan.—2.

The emergency was declared passed.

HB 32 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 157** was read and adopted upon motion of Senator Gary:

Mr. President of the Senate:
and the Speaker of the House
of Representatives:

We, your Conference Committee to Whom was referred Engrossed Senate Bill No. 157 by Dacus, Gary, Nevins, Nance, Walker, Ritzhaupt, Medlock, McClendon, Waller, Cook, Cowden, Jelks and Porter, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT AND MAINTENANCE OF THE PUBLIC SCHOOLS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; SAID MONIES TO BE APPORTIONED AND DISBURSED UNDER THE PROVISIONS OF SENATE BILL NO. 102, REGULAR SESSION, TWENTY - SECOND LEGISLATURE; MAKING APPROPRIATIONS NON-FISCAL, MAKING THE PROVISIONS OF THIS 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 Conference Committee Substitute therefor, attached hereto, be adopted.

SENATE CONFEREES:
GARY, Chairman
RITZHAUPT
DACUS
CARRIER
MEDLOCK
COOK
McCLENDON
NEVINS
WALLER.

HOUSE CONFEREES:
HARKEY, Chairman.
LARASON
PAZOURECK
TOLBERT
BULLARD
HERT
BAILEY
HAWORTH.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 157—By Dacus, Gary, Nevins, Nance, Walker, Ritzhaupt, Medlock, McClendon, Waller, Cook, Cowden, Jelks and Porter.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT AND MAINTENANCE OF THE PUBLIC SCHOOLS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; SAID MONIES TO BE APPORTIONED AND DISBURSED UNDER

THE PROVISIONS OF HOUSE BILL 120, R.S., TWENTY-SECOND LEGISLATURE; MAKING APPROPRIATIONS NON-FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated from any monies in the State Treasury to the credit of the funds herein indicated, not otherwise appropriated, for the fiscal year ending June 30, 1950 the sum of Twenty-Six Million ($26,000,000.00) Dollars, and for the fiscal year ending June 30, 1951 the sum of Twenty-Four Million ($24,000,000.00) Dollars, for the support and maintenance of public schools of the State of Oklahoma, to be apportioned and disbursed by the State Board of Education pursuant to the terms of House Bill 120, R.S., Twenty-Second Legislature of Oklahoma. The amounts appropriated for each fiscal year are hereby appropriated from the following funds:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
General Revenue Fund	$22,000,000.00	$20,000,000.00
From any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the Fiscal Year ending June 30, 1949	$ 4,000,000.00	$ 1,841,299.23
From any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the Fiscal Year ending June 30, 1950	none	$ 2,158,700.77
TOTAL	$26,000,000.00	$24,000,000.00

SECTION 2. The funds appropriated by Section One of this Act shall be apportioned and disbursed in accordance with the provisions of House Bill 120, R.S., Twenty-Second Legislature for common schools.

SECTION 3. The appropriations made by Section One of this Act shall not be subject to fiscal year limitations and shall be available for contractural purposes and for expenditure for thirty (30) months from date this Act is passed.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30 was supended and **SB 157,** as amended in conference, was placed upon final passage.

SB 157, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Lowery, Ritzhaupt.—2.

Not Voting: Binns, Nance.—2.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Lowery, Ritzhaupt.—2.

Not Voting: Binns, Nance.—2.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

SB 157, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING ADOPTION OF CONFERENCE COMMITTEE REPORT

Referring further to Conference Committee Report on Engrossed **SB 16,** as submitted on the last legislative day:

Upon motion of Senator Gary, the Conference Committee Report on Engrossed **SB 16** was adopted.

SB 16, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, Lowery, McClendon, M a h a n, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, R o g e r s, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Hope, Price.—2.

Not Voting: Counts, Nance.—2.

Absent: Baldwin, Leonard.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Jelks, Logan, Lowery, McClendon, M a h a n, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, R o g e r s, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Excused: Hope, Price.—2.

Not Voting: Counts, Nance.—2.

Absent: Baldwin, Leonard.—2.

The emergency was declared passed.

SB 16, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

HB 481, by Romang, was read and considered.

Upon motion of Senator Carrier, **HB 481** was advanced to engrossment and third reading.

By unanimous consent, **HB 481** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 481 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, B i n n s, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, P o r t e r, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, W a l l e r, White, Worthington.—37.

Excused: Hope, Price.—2.

Not Voting: Counts, Jarman, Medlock.—3.

Absent: Baldwin, Leonard.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Excused: Hope, Price.—2.

Not Voting: Counts, Jarman, Medlock.—3.

Absent: Baldwin, Leonard.—2.

The emergency was declared passed.

HB 481 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 287, by Hawthorne, was read and considered.

Upon motion of Senator Emery, **HB 287** was advanced to engrossment and third reading.

By unanimous consent, **HB 287** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 287 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Connell, Jarman, Medlock, Speck.—4.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Connell, Jarman, Medlock, Speck.—4.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

HB 287 was properly signed and ordered returned to Honorable House.

Senator Collins asked to be excused for 30 minutes, which was the order.

Senator Cobb asked unanimous consent, which was granted, that **HB 223,** by Dunlap, be ordered withdrawn from the Committee on Penal Institutions and referred to the Committee on Agriculture.

GENERAL ORDER

HB 212, by Smith (Rogers) et al of the House and Waller of the Senate, was read and considered.

Upon motion of Senator Cobb, **HB 212** was advanced to engrossment and third reading.

By unanimous consent, **HB 212** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 212 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Counts, Dacus, Fine, Gary, Gooldy, Grim, Howell, Logan, Lowery, Medlock, Nevins, Porter, Rinehart, Thompson, Walker, Waller, White, Worthington.—24.

Nays: Connell, Cook, Cowden, Ginder, Jelks, McClendon, Mahan, Rogers, Seaman.—9.

Excused: Collins, Hope, Price.—3.

Absent: Baldwin, Leonard.—2.

Not Voting: Ballinger, Emery, Jarman, Nance, Ritzhaupt, Speck.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Cowden, McClendon.—2.

Excused: Collins, Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not Voting: Ballinger, Emery, Jarman, Nance, Ritzhaupt, Speck.—6.

The emergency was declared passed.

HB 212 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 20, by Committee on Appropriations, was read and considered.

Upon motion of Senator Nevins, **HB 20** was advanced to engrossment and third reading.

By unanimous consent, **HB 20** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 20 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Vorthington.—35.

Not Voting: Cook, Gooldy, Jarman, Rinehart.—4.

Absent: Baldwin, Leonard.—2.

Excused: Collins, Hope, Price.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Cook, Gooldy, Jarman, Rinehart.—4.

Absent: Baldwin, Leonard.—2.

Excused: Collins, Hope, Price.—3.

The emergency was declared passed.

HB 20 was referred for engrossment.

GENERAL ORDER

HB 22, by Harkey of the House and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 22** was advanced to engrossment and third reading.

By unanimous consent, **HB 22** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 22 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—33.

Excused: Collins, Hope, Price.—3.

Absent: Baldwin, Leonard.—2.

Not Voting: Cook, Jarman, Medlock, Rinehart, Seaman, Waller.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—33.

Excused: Collins, Hope, Price.—3.

Absent: Baldwin, Leonard.—2.

Not Voting: Cook, Jarman, Medlock, Rinehart, Seaman, Waller.—6.

The emergency was declared passed.

HB 22 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 110, by Committee on Business and Industry, was read and considered.

Senator Ginder moved to amend **HB 110,** line 7, page 1, by changing the period after the word "boxes" to a semicolon and adding the following: "Provided further that the words landlord and tenant shall without implying the creation of the relationship of landlord and tenant by the use of such words mean the owner and user respectively of such boxes," which amendment was adopted.

Upon motion of Senator Ginder, **HB 110,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 110,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 110 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Jarman, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Cobb, Howell.—2.

Not Voting: Boecher, Gary, Jelks, McClendon, Rinehart, Seaman.—6.

Absent: Baldwin, Leonard.—2.

Excused: Collins, Hope, Price.—3.

The bill was declared passed.

HB 110 was referred for engrossment.

Senator Seaman asked that the record show had he been present at the time of third reading and final passage of **HB 110** he would have voted AYE, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 3** 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 Engrossed Senate Bill No. 3, with Engrossed House Amendments thereto, by Porter, entitled:

AN ACT ENTITLED THE "UNIFORM TRAFFIC CODE"; DEFINING MOTOR VEHICLES, HIGHWAYS, TRAFFIC CONTROL DEVICES, AND OTHER TERMS USED IN THE ACT;

ESTABLISHING THE REQUIREMENTS FOR DRIVERS INVOLVED IN AN ACCIDENT; ESTABLISHING SPEED LIMITS FOR ALL TYPES OF VEHICLES; ESTABLISHING A RECKLESS DRIVING STATUTE; REGULATING THE MANNER IN WHICH MOTOR VEHICLES SHALL BE OPERATED UPON THE HIGHWAYS OF THE STATE OF OKLAHOMA; SETTING OUT REQUIREMENTS FOR THE OPERATION OF VEHICLES LOADED WITH INFLAMMABLE LIQUIDS OR EXPLOSIVES; ESTABLISHING REGULATIONS WITH REFERENCE TO PARKING OF VEHICLES AND BLOCKING OF TRAFFIC; ESTABLISHING A CODE FOR THE OPERATION OF BICYCLES AND OTHER NON-MOTOR VEHICLES; REPEALING SECTIONS 583 AND 584 OF TITLE 69, O. S. 1941; AND SECTIONS 91, 92, 104, 105 OF TITLE 47, O. S. 1941, AND SECTION 111, PARAGRAPH 4, SUB-PARAGRAPHS (a), (b) AND (c), OF TITLE 47, O. S. SUPPLEMENT 1947; AND DECLARING THE PROVISIONS OF THIS ACT SEVERABLE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that Conference Committee Substitute for Engrossed Senate Bill No. 3 do pass.

SENATE CONFEREES:

NANCE,
PORTER,
NEVINS,
RITZHAUPT,
WALKER,
COBB,

HOUSE CONFEREES:

SMALLEY,
WELCH
DAVIDSON,
SUMRALL,
CANNON,
BRANNON.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 3—By Porter.

AN ACT ENTITLED THE "UNIFORM TRAFFIC CODE"; DEFINING MOTOR VEHICLES, HIGHWAYS, TRAFFIC CONTROL DEVICES, AND OTHER TERMS USED IN THE ACT; ESTABLISHING THE REQUIREMENTS FOR DRIVERS INVOLVED IN AN ACCIDENT; ESTABLISHING SPEED LIMITS FOR ALL TYPES OF VEHICLES; ESTABLISHING A RECKLESS DRIVING STATUTE; REGULATING THE MANNER IN WHICH MOTOR VEHICLES SHALL BE OPERATED UPON THE HIGHWAYS OF THE STATE OF OKLAHOMA; ESTABLISHING A PEDESTRIAN CODE WITH REFERENCE TO TRAFFIC; SETTING OUT REQUIREMENTS FOR THE OPERATION OF VEHICLES LOADED WITH INFLAMMABLE LIQUIDS OR EXPLOSIVES; ESTABLISHING REGULATIONS WITH REFERENCE TO PARKING OF VEHICLES AND BLOCKING OF TRAFFIC; ESTABLISHING A CODE FOR THE OPERATION OF BICYCLES AND OTHER NON-MOTOR VEHICLES; REPEALING SECTIONS 583 AND 584 OF TITLE 69, O.S. 1941; AND SECTIONS 91, 92, 104, 105 OF TITLE 47, O.S. 1941, AND SECTION 111, PARAGRAPH 4, SUB-PARAGRAPHS (a), (b) AND (c), OF TITLE 47, O.S. SUPPLEMENT 1947; AND DECLARING THE PROVISIONS OF THIS ACT SEVERABLE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

UNIFORM TRAFFIC CODE

SECTION 1

The following words and phrases when used in this Act shall, for the purpose of this Act, have the meanings respectively ascribed to them in this article:

VEHICLES AND EQUIPMENT DEFINED

(a) VEHICLE. Every device in,

upon or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks.

(b) MOTOR VEHICLE. Every vehicle which if self propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

(c) MOTORCYCLE, MOTORSCOOTER, MOTORBICYCLE. Every motor vehicle having a saddle or seat for the use of the rider and designed to travel on not more than three wheels in contact with the ground but excluding a tractor.

(d) SCHOOL BUS. Every motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from school or privately owned and operated for compensation for the transportation of children to or from school.

(e) AUTHORIZED EMERGENCY VEHICLE. Vehicles of the fire department (Fire Patrol), police vehicles and ambulances.

(f) EXPLOSIVES. Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosive and which contains any oxidizing and combustive units or other ingredients in such proportions, quantities, or packing that an ignition by fire, by friction, by concussion, by percussion, or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructible effects on contiguous objects or of destroying life or limb.

(g) FLAMMABLE LIQUID. Any liquid which has a flash point of seventy (70) degrees F., or less, as determined by a tabliabue or equivalent closed cup test device.

(h) GROSS WEIGHT. The weight of a vehicle plus the weight of any load thereon.

(i) COMMISSIONER. The Commissioner of the Department of Public Safety of the State of Oklahoma.

(j) DEPARTMENT. The Department of Public Safety of this State acting directly or through its duly authorized officers and agents.

(k) DRIVER. Every person who drives or is in actual physical control of a vehicle.

(1) PEDESTRIAN. Any person afoot.

(m) STREET OR HIGHWAY. The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(n) PRIVATE ROAD OR DRIVEWAY. Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

(o) ROADWAY. That portion of a highway improved, designed, or ordinarily used for vehicular travel.

(p) LANED HIGHWAY. A highway, the roadway of which is divided into two or more clearly marked lanes for vehicular traffic.

(q) THROUGH HIGHWAY. Every highway or portion thereof at the entrance to which vehicular traffic from intersecting highways is required by law to stop before entering or crossing the same and when stop signs are erected as provided in this Act.

(r) INTERSECTION. The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadway of two highways which join one another at, approximately at, right angles, or the area within which vehicles

traveling upon different highways joining at any other angle may come in conflict.

(s) LIMITED ACCESS ROAD. Every highway, street or roadway in respect to which owner or occupant of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authorities having jurisdiction over such highway, street, or roadway.

(t) CROSSWALK. That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs, from the edges of the traversable roadway.

Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

(u) SAFETY ZONE. The area of space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

(v) OFFICIAL TRAFFIC CONTROL DEVICES. All signs, signals, markings, and devices not inconsistent with this Act placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning, or guiding traffic.

(w) OFFICIAL TRAFFIC CONTROL SIGNAL. Any device, whether manually, electrically or mechanically operated by which traffic is alternately directed to stop and to proceed.

(x) RAILROAD SIGN OR SIGNAL. Any sign, signal or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train.

(y) TRAFFIC. Pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances, either singly or together, while using any highway for the purpose of travel.

(z) RIGHT-OF-WAY. The privilege of the immediate use of the highway.

(aa) Daytime as used in this Act shall mean a half hour before sunrise to a half hour after sunset, and nighttime shall mean at any other hour.

SECTION 2

(a) The driver of any vehicle involved in an accident resulting in injury to, or death of, any person shall immediately stop such vehicle at the scene of such accident, or as close thereto as possible and shall then forthwith return to, and in every event shall remain at the scene of the accident until he has fulfilled the requirements of paragraph (d). Every such stop shall be made without obstructing traffic more than is necessary.

(b) Any person willfully, maliciously, or feloniously failing to stop, or to comply with said requirements under such circumstances, shall be guilty of a felony, upon conviction thereof, be punished by imprisonment for not less than ten (10) days nor more than one (1) year, and by a fine of not less than fifty dollars ($50.00) nor more than one thousand dollars ($1,000.00) or by both such fine and imprisonment.

(c) The driver of any vehicle involved in an accident resulting only in damage to a vehicle, which is driven or attended by any person, shall immediately stop such vehicle at the scene of such accident, or as close thereto as possible, and shall forthwith return to, and in every event shall remain at the scene of such accident, until he has fulfilled the requirements of paragraph (d). Every such stop shall be made without obstructing traffic more than is necessary.

(d) The driver of any vehicle involved

in an accident shall give his correct name and address, and the registration number of the vehicle he is driving, and shall exhibit his operator's or chauffeur's license to the person struck, or the driver, or occupant of, or person attending any vehicle collided with and shall render to any person injured in such accident reasonable assistance. If the driver does not have an operator's or chauffeur's license in his possession he shall exhibit other valid evidence of identification to the occupants of a vehicle, or to the person collided with.

(e) The driver of any vehicle which collides with any vehicle which is unattended shall immediately stop, and shall then and there either locate and notify the operator or owner of such vehicle, of the correct name and addaddress of the driver and the owner of the vehicle striking the unattended vehicle, or shall leave in a conspicuous place in or on the vehicle struck a written notice giving the correct name and address of the driver and of the owner of the vehicle doing the striking, and shall provide the same information to an officer having jurisdiction.

(f) The driver of any vehicle involved in an accident resulting in damages to fixtures legally upon or adjacent to a highway shall take reasonable steps to locate and notify the owner or person in charge of such property, of such fact, and of his name and address, and of the registration number of the vehicle he is driving, and shall exhibit his operator's or chauffeur's license, or if said operator's or chauffeur's license is not in his possession at that time, said driver shall exhibit other valid evidence of identification, and shall make report of such accident when and as required by law.

(g) The driver of a vehicle involved in an accident resulting in injury to or death of any person shall immediately, by the quickest means of communication, give notice of such accident to the local police department, if such accident occurs within a munipality, or to the office of the county sheriff or the nearest office of the State Highway Patrol, after complying with the requirements of paragraph (d).

Provided the provisions of this Section shall not apply to any person who is himself injured in such accident to the extent that he cannot safely and reasonably comply therewith.

It shall be deemed a misdemeanor and punishable by fine of not more than fifty dollars ($50.00) for the conviction of any person for failure to comply with the requirements of paragraphs (c), (e), (f) or (g).

SECTION 3.

(a) Any person driving a vehicle on a highway shall drive the same at a careful and prudent speed not greater than, nor less than is reasonable and proper, having due regard to the traffic, surface and width of the highway and of any other conditions then existing, and no person shall drive any vehicle upon a highway at a speed greater than will permit him to bring it to a stop within the assured clear distance ahead.

(b) No bus or other motor vehicle which is licensed for the express purpose of transporting passengers for hire shall be driven upon any public highway of this State at a rate of speed in excess of fifty-five (55) miles per hour, however such vehicle shall at all times conform to the requirements of paragraph (a).

(c) The speed limit for all motor vehicles not governed in any other provision of this Act by a specific set speed shall be sixty-five (65) miles per hour during the hours of day and fifty-five (55) miles per hour during the hours of night, however such vehicle

shall at all times conform to the requirements of paragraph (a).

(d) The maximum speed for any combination of vehicles shall be fifty (50) miles per hour, however such vehicle shall at all times conform to the requirements of paragraph (a).

(e) The speed limit for all motor vehicles upon highways and streets of and across any veterans village, located on state-owned land adjoining and outside the limits of any incorporated city or town where a State educational institution is established and being conducted, shall be twenty (20) miles per hour.

(f) No truck, truck tractor with semi-trailer attached, or trailer shall travel or be moved upon any public highway when the weight of any such vehicle or vehicle and load is forty-eight thousand (48,000) pounds or less, at a rate of speed in excess of fifty (50) miles per hour. And when the weight of any such vehicle and load exceeds forty-eight thousand (48,000)) pounds, such rate of speed shall not exceed forty (40) miles per hour, however such vehicle shall at all times conform to the requirements of paragraph (a).

(g) No truck or truck tractor with a semi-trailer attached, shall be driven upon any public highway outside the limits of an incorporated city or town, drawing or having attached thereto any other trailer or semi-trailer.

(h) The maximum speed of any vehicle, or vehicle and load, the gross weight of which is six (6) tons or more, when equipped with hard rubber, or solid tires, shall not exceed ten (10) miles per hour, however such vehicle shall at all times conform to the requirements of paragraph (a). No vehicle when equipped with iron or metal tires the gross weight of which is four (4) tons or more, shall operate on any State Highway which has a paved surface.

Vehicles designated in paragraph (h) shall receive a permit from the State Department of Public Safety before entering on or traveling on the state highways.

(i) Any person guilty of violating any provision of this section shall be guilty of a misdemeanor and upon conviction shall be fined in a sum of not less than ten dollars ($10.00) and not more than two hundred dollars ($200.00) or shall be sentenced to serve a term of not less than five (5) days, nor more than thirty (30) days in jail, or by both such fine and imprisonment.

(j) It shall be deemed reckless driving for any person to drive a motor vehicle in a careless or wanton manner without regard for the safety of persons or property or in violation of the conditions outlined in paragraph (a).

Every person convicted of reckless driving shall be punished upon a first conviction, by imprisonment for a period of not less than five (5), days nor more than ninety (90) days, or by fine of not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500.00), or by both such fine and imprisonment; on a second or subsequent conviction punishment shall be imprisonment for not less than ten days (10) nor more than six (6) months, or by fine of not less than fifty dollars ($50.00) nor more than one thousand dollars ($1,000.00), or by both such fine and imprisonment.

SECTION 4.

(a) Upon all roadways of sufficient width a vehicle shall be driven to the right of the center of the roadway, except as follows:

(1) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;

(2) When the right half of a roadway is closed to traffic while under construction or repair;

(3) Upon a roadway divided into three marked lanes for traffic under the rules applicable thereon;

(4) Upon a roadway designated and signposted for one-way traffic.

(b) Drivers of vehicles proceeding in opposite directions shall pass each other to the right, and upon roadways having width for not more than one line of traffic in each direction each driver shall keep to the right of the center of the roadways.

(c) The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules hereinafter stated:

(1) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(2) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal or other recognizable signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

(3) No vehicle which has more than six (6) tires in contact with the road shall approach from the rear of another vehicle which has more than six (6) tires in contact with the road, closer than three hundred (300') ft. except when passing such said vehicle.

(d) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following condition:

(1) When the vehicle overtaken is making or about to make a left turn. The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall such a movement be made by driving off the pavement or main-traveled portion of the roadway.

(e) No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction, unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction, or any vehicle overtaken.

(f) No vehicle shall at any time be driven to the left side of the roadway under the following conditions:

(1) When approaching the crest of a grade or upon a curve in the highway where the driver's view is obstructed within such distance as to create a hazard in the event another vehicle might approach from the opposite direction;

(2) When approaching within one hundred (100) feet of any railroad grade crossing:

(3) When the view is obstructed upon approaching within one hundred (100) feet of any bridge, viaduct, or underpass;

(4) The foregoing limitations shall not apply upon a one-way roadway.

(g) The State Highway Commission is hereby authorized to determine those portions of any Highway where overtaking and passing, or driving to the left of the roadway would be especially hazardous, and may, by appropriate signs or marking on the roadway, indicate the beginning and end of such zones, when such signs or markings are in place and clearly visible to an ordinarily observant person every driver of a vehicle shall obey the directions thereof.

(h) The State Highway Commission or other authorities within their jurisdiction may designate any road, street or highway, or any separate roadway under their jurisdiction, for one-way traffic and shall erect appropriate signs giving notice thereof.

(1) Upon a roadway designated and signposted for one-way traffic a vehicle shall be driven only in the direction designated.

(2) A vehicle passing around a rotary traffic island shall be driven only to the right of such island.

(i) Whenever any roadway has been divided into two or more clearly marked lanes for traffic the following rules in addition to all others consistent herewith shall apply:

(1) A vehicle shall be driven as nearly as practical entirely within a single lane until the driver has first ascertained that any other movement can be made with safety.

(2) Upon a roadway which is divided into three lanes a vehicle shall not be driven in the center lane except when overtaking and passing another vehicle where the roadway is clearly visible, and such center lane is clear of traffic within a safe distance, or in preparation for a left turn, or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is signposted to give notice of such allocation.

(3) Official signs may be erected directing slow-moving traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the direction of every such sign.

(j) The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicles and the traffic upon and the condition of the highway.

The driver of any truck or motor vehicle drawing another vehicle when traveling upon a roadway outside of a business or residential district, and which is following another truck or motor vehicle drawing another vehicle shall, whenever conditions permit, leave sufficient space so that an overtaking vehicle may enter and occupy such space without danger, except that this shall not prevent a motor truck or motor vehicle drawing another vehicle from overtaking and passing any like vehicle or another vehicle.

Motor vehicles being driven upon any roadway outside of a business or residential district in a caravan or motorcade, whether or not towing other vehicles, shall be so operated as to allow sufficient space between each such vehicle or combination of vehicles so as to enable any other vehicle to enter and occupy such space without danger. The distance between such vehicles shall be a minimum of two hundred (200) feet under all conditions.

(k) Whenever any highway has been divided into two roadways by leaving an intervening space or by a physical barrier or clearly indicated dividing section so constructed as to impede vehicular traffic, every vehicle shall be driven only upon the right-hand roadway and no vehicle shall be driven over, across, or within any such dividing space, barrier or section, except through an opening in such physical barrier or dividing section or space or at a crossover or intersection established by public authority.

It is a misdemeanor and punishable by fine of not more than fifty dollars ($50.00) or imprisonment in the county jail for not more than thirty (30) days or by both such fine and imprisonment for any person convicted of any violation of this Section.

SECTION 5.

(a) The driver of a vehicle intending to turn at an intersection shall do so as follows:

(1) Both the approach for a right turn and the execution of a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(2) Approach for a left turn shall be made in that portion of the right half of the roadway nearest the center thereof, and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center of the roadway being entered.

(3) Approach for a left turn from a two-way street into a one-way street shall be made in that portion of the right half of the roadway nearest to the center thereof and by passing to the right of such center where it enters the interesection. A left turn from a one-way street into a two-way street shall be made by passing to the right of the center of the street being entered upon leaving the intersection.

(4) Where both streets or roadways are one-way, both the approach for a left turn and the execution of a left turn shall be made as close as practicable to the left-hand curb or edge of the roadway.

(b) No vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to, or near the crest of a grade, where such vehicle cannot be seen by the driver of any vehicle approaching from either direction within five hundred (500) feet.

(c) No person shall start a vehicle which is stopped, standing, or parked, unless and until such movement can be made with reasonable safety.

(d) No person shall turn a vehicle at an intersection, unless the vehicle is in proper position upon the roadway as required in paragraph (a), or turn a vehicle to enter a private road or driveway, or otherwise turn a vehicle from a direct course, or move right or left upon a roadway, unless and until such movement can be made with reasonable safety. No person shall turn any vehicle without giving an appropriate signal in the manner hereinafter provided.

(1) Any signal of intention to turn right or left, slow or stop, when required, shall be given continuously during not less than the last one hundred (100) feet traveled by the vehicle before turning, or stopping.

(2) No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal, in the manner provided herein, to the driver of any vehicle immediately to the rear when there is opportunity to give such signal.

(e) Any stop or turn signal when required herein shall be given either by means of the hand and arm, or by a signal lamp or lamps, or mechanical device of a type approved by the Department. However, when the body of a vehicle or the body or load of any vehicle in a combination of vehicles projects twenty-four (24") inches or more to the left of the center of the steering wheel, or under any condition when a hand and arm signal would not be visible both to the front and rear of such vehicle then such vehicle or vehicles must be equipped with, and said signals must be given by such lamps or devices.

(f) All signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows:

(1) Left turn—Hand and arm extended horizontally.

(2) Right turn—Hand and arm extended upward.

(3) Stop or decrease speed—Hand and arm extended downward with palm to the rear.

(g) No vehicle shall be backed upon any street or highway except for such distance as will permit to enter the proper driving lane from a parked position. Such backing shall be done only after the driver of said vehicle has ascertained that such movement can be made without endangering other traffic.

It is a misdemeanor and punishable by a fine of not less than one dollar ($1.00) nor more than ten dollars ($10.00) for any person convicted of violation of any provisions of this Section.

SECTION 6.

(a) The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway.

When two vehicles enter an intersection from different highways at approximately the same time the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

(1) The right-of-way rules declared in paragraph (a) are modified at through highways, and otherwise, as hereinafter stated in this Section.

(b) The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver, having so yielded and having given a signal when and as required by this Act, may make such left turn and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right-of-way to the vehicle making the left turn.

(c) The driver of a vehicle shall stop as required by this Act at the entrance to a through highway, and shall yield the right-of-way to other vehicles which have entered the intersection from said through highway, or which are approaching so closely on said through highway as to constitute an immediate hazard, but said driver having so yielded may proceed, and the drivers of all other vehicles approaching the intersection on said through highway shall yield the right-of-way to the vehicle so proceeding into or across the through highway.

The driver of a vehicle shall likewise stop in obedience to a stop sign as required herein at an intersection where a stop sign is erected at one or more entrances thereto although not a part of a through highway and shall proceed cautiously, yielding to vehicles not so obliged to stop, which are within the intersection, or approaching so closely as to constitute an immediate hazard, but may then proceed.

(d) The driver of a vehicle about to enter or cross a highway from a private road or driveway shall yield the right-of-way to all vehicles approaching on said highway.

(e) Upon the immediate approach of an authorized emergency vehicle when responding to emergency calls, and equipped with at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front of such vehicle, and when the driver is giving audible signal by siren or bell:

(1) The driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway, clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

This Section shall not operate to re-

lieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway.

It is a misdemeanor and punishable by fine of not less than Five Dollars nor more than Twenty-Five Dollars ($25.00) for any person convicted of violation of any provisions of this Section.

SECTION 7.

(a) The driver of any motor vehicle carrying passengers for hire, or of any school bus carrying any school child, or of any vehicle carrying explosive substances, or flammable liquids, as cargo or part of a cargo, before crossing at a grade any track or tracks of a railroad, shall stop such vehicle within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of such railroad, and while so stopped shall listen, and look in both directions along such track for any approaching train, and for signals indicating the approach of a train, except as hereinafter provided, and shall not proceed until he can do so safely. After stopping as required herein and upon proceeding, when it is safe to do so, the driver of any said vehicle shall cross only in such gear of the vehicle that there will be no necessity for changing gears while traversing such crossing and the driver shall not shift gears while crossing the track or tracks.

No stop need be made at any such crossing where a police officer is on duty and directs traffic to proceed.

It is a misdemeanor and punishable by fine of not more than Twenty-Five Dollars ($25.00) for any person convicted of violation of any provision of this paragraph.

(b) The State Highway Commission with reference to State Highways, and local authorities with reference to other highways under their jurisdiction, may designate through highways and erect stop signs at specified entrances thereto, or may designate any intersection as a stop intersection, and erect like signs at one and more entrances to such intersection.

Every said sign shall bear the word STOP in letters not less than six (6) inches in height, and every stop sign shall be located as near as practicable to the nearest line of the crosswalk thereat, or, if none, at the nearest line of the roadway.

SECTION 8

(a) Upon any highway outside of a business or residence district no person shall stop, park, or leave standing any vehicle, whether attended or unattended, upon the paved or main traveled part of the highway when it is practical to stop, park, or so leave such vehicle, off such part of said highway.

This paragraph shall not apply to the driver of any vehicle which is disabled while on the paved or main-traveled portion of a highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle in such position.

(b) Whenever any officer finds a vehicle standing upon a highway in violation of any of the foregoing provisions of this Section, such officer is hereby authorized to move such vehicle, or require the driver or other persons in charge of the vehicle to move the same, to a position off the paved or main-traveled part of such highway.

Whenever any police officer finds a vehicle unattended upon any bridge, or causeway, or in any underpass, or upon any highway where such vehicle constitutes an obstruction to traffic, such officer is hereby authorized to provide for the removal of such vehicle to the nearest garage or other place of safety.

(c) No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic, or

traffic-control device, in any of the following places:

(1) On a sidewalk;

(2) In front of a public or private driveway;

(3) Within an intersection;

(4) Within fifteen (15) feet of a fire hydrant;

(5) On a crosswalk;

(6) Within twenty (20) feet of a crosswalk at an intersection;

(7) Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway;

(8) Between a safety zone and the adjacent curb, or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless the authority having jurisdiction indicates a different length by signs or markings;

(9) Within fifty (50) feet of the nearest rail of a railroad crossing;

(10) Within twenty (20) feet of the driveway entrance to any fire station, within seventy-five (75) feet of said entrance (when properly signposted);

(11) Alongside or opposite any street, excavation, or obstruction, when stopping, standing, or parking would obstruct traffic;

(12) On the roadway side of any vehicle stopped, or parked, at the edge, or curb of a street;

(13) Upon any bridge or other elevated structure upon a highway, or within a highway underpass;

(14) At any place where official signs prohibit stopping.

(d) No person shall move a vehicle not lawfully under his control into such prohibited area, or away from a curb, such distance as is unlawful.

(e) Except as otherwise provided in this Section every vehicle stopped, or parked, upon a roadway, where there are adjacent curbs, shall be so stopped, or parked, with the right-hand wheels of such vehicle parallel to and within eighteen (18) inches of the right-hand curb.

(1) Local authorities may, by ordinance, permit parking of vehicles with the left-hand wheels adjacent to and within eighteen (18) inches of the left-hand curb of a one-way roadway.

It is a misdemeanor and punishable by fine of not more than Twenty-Five Dollars ($25.00) for any person convicted of violation of any provision of this section except where the violation occurs within the jurisdiction of a municipality, or incorporated town, in which case the local court has jurisdiction.

(f) That the provisions of Section 9 shall not apply to emergency vehicles or to vehicles while engaged in construction, maintenance, or removal of any property used to serve the public, provided that warning signals or devices required by law are displayed.

SECTION 9

(a) No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, and effectively setting the brake thereon and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

(b) No person shall drive a vehicle when it is so loaded, or when there are in the front seat such number of persons, exceeding three as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.

No person shall drive a motorcycle, motorscooter, or a motorbicycle while transporting more than one (1) passenger, except a motorcycle, motorscooter or motorbicycle factory-designed for the purpose of carrying additional passengers.

(c) The driver of any motor vehicle when traveling upon a down grade shall not coast with the gears of such vehicle in neutral.

The driver of any motor vehicle when traveling upon a down grade shall not coast with the clutch disengaged.

(d) No person shall throw, deposit, or break upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal, or vehicle upon such highway.

Any person who drops, or permits to be dropped or thrown, upon any highway any destructive or injurious material shall immediately remove the same or cause it to be removed.

Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

(e) The driver of a vehicle upon a highway outside of a business or residence district upon meeting or overtaking from either direction any school bus which has stopped on or adjacent to the highway for the purpose of receiving or discharging any school children and other occupants shall stop the vehicle immediately before passing the school bus but may then proceed past such school bus at a speed which is reasonable and prudent, not exceeding ten (10) miles per hour, and with due caution for the safety of such school children and other occupants.

This paragraph shall be applicable only in the event the school bus shall bear upon the front and rear thereon a plainly visible sign containing the words SCHOOL BUS in letters not less than eight (8) inches in height which can be removed or covered when the vehicle is not in use as a school bus.

(f) The State Board of Education by and with the advice of the Commissioner of Public Safety shall adopt and enforce regulations not inconsistent with this Act to govern the design and operation of all school buses used for the transportation of school children when owned and operated by any school district in this State and such regulations shall, by reference, be made a part of any such contract with a school district. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to said regulation.

On any highway outside of a municipality the speed limit in a properly marked school zone, shall be a maximum of Twenty-Five (25) miles per hour provided the zone is marked with movable school zone signs, the signs placed at least one hundred (100) yards on each side of the area of the school proper. These signs shall not be recognized except during the hours prior to the opening of school in the morning, the hours during the school day and the period immediately after the closing of school when children are, or are expected to be in the school area in the vicinity of the highway.

(g) The maximum speed limit for school buses is forty (40) miles per hour, however such vehicle shall, at all times, conform to the requirements of paragraph (a) Section 3.

It is a misdemeanor and punishable by fine of not more than One Hundred Dollars ($100.00) or imprisonment in the county jail for not more than thirty (30) days, or by both such fine and imprisonment for any person convicted of violation of this Section.

SECTION 10

(a) It is a misdemeanor and punishable by fine of not less than One Dollar ($1.00) nor more than Ten Dollars ($10.00) for any person to do any act forbidden or fail to perform any act required in this Section.

(1) The parent of any child and the

guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this Act.

(2) These regulations applicable to bicycles shall apply whenever a bicycle is operated upon any highway or upon any path set aside for the exclusive use of bicycles subject to those exceptions stated herein.

(b) Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all the duties applicable to the driver of a vehicle by this Act, except as to special regulations in this Section and except as to those provisions of this Act which by their nature can have no application.

(c) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

(d) No person riding upon any bicycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself to any vehicle upon a roadway.

(e) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(1) Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

(2) Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.

(f) No person operating a bicycle shall carry any package, bundle, or article which prevents the driver from keeping at least one hand upon the handle bars.

(g) Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred (500) feet to the front and with a red reflector on the rear of a type approved by the Department which shall be visible from all distances from fifty (50) feet to three hundred (300) feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to the red reflector.

(1) Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement. Sections 583 and 584 of Title 69 O. S. 1941 and Sections 91, 92, 104, 105 of Title 47, O. S. 1941 and Section 111, paragraph 4, sub-paragraphs (a), (b) and (c) of Title 47, O. S. Supplement 1947, are hereby repealed.

SECTION 11

Each driver of a commercial vehicle hauling either passengers or goods, wares and merchandise for hire, shall keep in coach for one (1) month's time a true copy of motor coach defect report made by driver, and a copy of the mechanic's report on such defect or defects for a like period of time.

SECTION 12

None of the provisions of this Act shall be construed to prohibit any incorporated city or town from enacting ordinances or regulations within the limitations of this Act, and enforcing the same with respect to controlling traffic.

SECTION 13

The provisions of this Act shall be severable and if any section, or part of any section of this Act is declared to be unconstitutional, the remainder of the Act shall not be invalidated.

SECTION 14

All Acts and parts of Acts in conflict herewith are hereby repealed.

By unanimous consent, upon request of Senator Nance, sub-section (a) of Rule 30 was suspended, and **SB 3,** as amended in conference, was placed upon final passage.

SB 3, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Howell, Logan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—27.

Nays: Ballinger, Cobb, Grim, Jarman, Lowery, McClendon.—6.

Excused: Collins, Hope, Price.—3.

Absent: Baldwin, Leonard.—2.

Not voting: Binns, Boecher, Gary, Gooldy, Jelks, Mahan.—6.

The bill, as amended in Conference, was declared passed.

SB 3, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Rinehart presiding.

GENERAL ORDER

HB 178, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 178** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 178** was considered engrossed and placed upon third reading and final passage.

Senator Collins asked to be recorded present, which was the order.

THIRD READING

HB 178 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—35.

Excused: Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not Voting: Gooldy, Jarman, Mahan, Speck, White.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—35.

Excused: Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not Voting: Gooldy, Jarman, Mahan, Speck, White.—5.

The emergency was declared passed.

HB 178 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Cobb moved that **HB 134,** by Smith (Rogers) et al of the House and Medlock of the Senate, be stricken from the Calendar.

Senator Medlock moved to table the Cobb motion, which motion by unanimous consent he withdrew.

Upon motion of Senator Lowery, the Cobb motion was tabled.

Senator Jelks presiding.

SB 281, by Ballinger of the Senate

and Hert of the House, was read and considered.

Upon motion of Senator Ballinger, **SB 281** was advanced to engrossment and third reading.

By unanimous consent, **SB 281** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 281 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—30.

Nays: Howell.—1.

Not Voting: Cartwright, Cowden, Gooldy, Grim, Logan, Mahan, Rinehart, Speck, Thompson.—9.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—30.

Nays: Howell.—1.

Not Voting: Cartwright, Cowden, Gooldy, Grim, Logan, Mahan, Rinehart, Speck, Thompson.—9.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

SB 281 was referred for engrossment.

GENERAL ORDER

HB 33, by Committee on Appropriations, was read and considered.

Senator Gary moved to amend **HB 33,** page 3, by adding the emergency section and correcting the title by adding the words "AND DECLARING AN EMERGENCY," which amendment was declared adopted.

Senator Gary moved to amend **HB 33,** page 1, by adding the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Gary, **HB 33,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 33,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 33 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Cook, Ginder, Gooldy, Grim, Logan, Mahan, Rinehart, Seaman, Thompson.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Cook, Ginder, Gooldy, Grim, Logan, Mahan, Rinehart, Seaman, Thompson.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

HB 33 was referred for engrossment.

GENERAL ORDER

HB 363, by Harkey, was read and considered.

Upon motion of Senator Gary, **HB 363** was advanced to engrossment and third reading.

By unanimous consent, **HB 363** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 363 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Connell, Emery, Gooldy, Grim, Logan, Mahan, Rinehart, Seaman, Thompson.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Fine, Gary, Ginder, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Connell, Emery, Gooldy, Grim, Logan, Mahan, Rinehart, Seaman, Thompson.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

HB 363 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 197, by Klinglesmith of the House and Binns of the Senate, was read and considered.

Upon motion of Senator Cobb, **HB 197** was ordered referred to the Committee on Roads and Highways.

HB 417, by Trent and Dyer of the House and Binns and McClendon of the Senate, was read and considered.

Upon motion of Senator Binns, **HB 417** was advanced to engrossment and third reading.

By unanimous consent, **HB 417** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 417 was read for the third time at length.

On the question of passage Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Nance, Porter, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—28.

Nays: Carrier, Rogers.—2.

Excused: Hope, Price.—2.

Absent: Baldwin, Leonard.—2.

Not voting: Cartwright, Connell, Counts, Gooldy, Grim, Logan, Mahan, Nevins, Rinehart, Speck.—10.

The bill was declared passed.

HB 417 was properly signed and ordered returned to the Honorable House.

President Pro Tempore Logan presiding.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 120,** conference requested, House Conferees named as follows: Dunlap, Peak, Fronterhouse, Boatman, Trent, Easterly, Coleman, Nall, Langley (Adair), Brickell, Biles, Shumate, Jennings and Williams.

Upon motion of Senator Dacus, the request of the Honorable House for a Conference on Engrossed **HB 120** was ordered granted and the President Pro Tempore appointed as the Senate Conferees thereunder the following: Senators Dacus, Nance, Gary, Walker, Ritzhaupt, Lowery, Fine, Anderson, Jarman, Carrier, Porter, McClendon, Nevins and Baldwin.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 278,** as amended.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 9**—By Gary of the Senate, and Harkey of the House—An Act amending Section 16, Chapter 1c, Title 62, Session Laws 1947, Page 376, same being Section 16, Senate Bill No. 36, Regular Session, Twenty-First Legislature, relating to the procedure for encumbering appropriations and other funds of State institutions and departments, and the authority of the State Board of Public Affairs to authorize State departments and institutions to make purchases for or on behalf of the State; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 24**—By Tate, Bullard, and Evans of the House and Thompson of the Senate—A Joint Resolution creating a joint legislative finance committee to study the subject of providing a system for the adequate financing of all of the functions of state government and to investigate the method of financing governmental functions of other states; prescribing the duties of the committee; providing for a report by the committee; fixing the policy of the legislature relating to the fiscal structure of the state; requiring state officers, boards and commissioners to cooperate in furnishing information and assistance; authorizing the committee to require state departments, institutions and other functions to file budget requests in accordance with its findings and the procedure established by said committee; authorizing the payment of committee expenses from the appropriation of the legislature; making provisions severable; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 36, 90, 164,** House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert, Larason.

The President Pro Tempore announced **SBs 36, 90** and **164** referred to the Conference Committee appointed to consider all Appropriations, composed of Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt, Waller.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 365** and **465**; Conference requested, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

Upon motion of Senator Ritzhaupt, the request of the Honorable House for conferences on Engrossed **HBs 365** and **465** was ordered granted, the Senate Conferees to be appointed later.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 223—Agriculture.

GENERAL ORDER

HB 488, by Shibley et al, was read and considered.

Upon motion of Senator Porter, **HB 488** was advanced to engrossment and third reading.

By unanimous consent, **HB 488** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 488 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Ballinger, Cartwright, Collins, Connell, Ginder, Gooldy, Grim, Mahan, Nance, Seaman.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Ballinger, Cartwright, Collins, Connell, Ginder, Gooldy, Grim, Mahan, Nance, Seaman.—10.

Absent: Baldwin, Leonard.—2.

Excused: Hope, Price.—2.

The emergency was declared passed.

HB 488 was properly signed and ordered returned to Honorable House.

FIRST READING

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

SB 299—By Gooldy—An Act amending Section 10 of Chapter 10b, Title 26 Oklahoma Session Laws 1945, relating to primary elections; and repealing the run-off primary.

The Presiding Officer named as Senate Conferees under **HB 365,** Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

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

SEVENTY-FIFTH
LEGISLATIVE DAY
Wednesday, May 11, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

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 Hope, Charles Stelding, young son of Mrs. Stelding, secretary to Senator Jarman, was made an Honorary Page for this legislative day.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 299—

Senator Gooldy asked unanimous consent that **SB 299,** by Gooldy, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HJR 24—**

Senator Thompson asked unanimous consent that **HJR 24,** by Tate, et al of the House, and Thompson of the Senate, be ordered printed and placed upon the calendar without reference to a committee, to which Senator Nance objected.

Senator Thompson asked unanimous consent that **HJR 24** be referred to the Committee on Revenue and Taxation, which was the order.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HCR 20—Judiciary.

SJR 31—Revenue and Taxation.

SB 298—Judiciary.

HB 7—Judiciary.

HB 152—Local, State and Federal Government.

HB 339—Judiciary.

HB 379—Judiciary.

HB 392—Judiciary.

HB 436—Judiciary.

HB 458—Local State and Federal Government.

HB 463—Revenue and Taxation.

HB 490—Local State and Federal Government.

DO PASS, as amended:

SB 25—Appropriations.

HB 19—Appropriations.

HB 61—Appropriations.

HB 337—Military and Veterans Affairs.

DO NOT PASS:

HB 319—Game and Fish.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 20, 30, 32, 33 and **110,** and **SBs 274, 280, 281** and **295,** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 20, 30, 32, 33** and **110,** each, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 274, 280, 281** and **295,** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and re-

turning Enrolled **SBs 156, 158, 171, 172,** and **178.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

CONFERENCE REQUESTED

Senator Rinehart moved that the request of the Honorable House for a conference on **HB 31,** by Collins, et al, be granted, which motion prevailed, the President naming as Senate Conferees the members of the General Conference Committee appointed to consider appropriations: Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

Senator Rinehart moved that the request of the Honorable House for a conference on **HB 93,** by Reynolds, et al, be granted, which motion prevailed.

PENDING ACTION ON HOUSE AMENDMENTS

Referring further to **SB 27:**

Senator Gary moved that the Senate refuse to concur in **HA** to **SB 27,** and ask for a conference, which motion was declared adopted, the President naming as Senate Conferees thereunder the members of the General Conference Committee appointed to consider appropriations: Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

GENERAL ORDER

SB 40, by Logan, was read and considered.

Senator Gary moved to amend **SB 40,** page 1, between Sections 3 and 4, by inserting after the word, "Act," the following: "There is also hereby reappropriated for the fiscal years ending June 30, 1950 and June 30, 1951, any unexpended balance remaining from appropriations for the State Legislative Council as provided in **SB 83,** Session Laws 1947, for the purpose of paying compensation of employes of the Council, and all necessary operating expenses thereof. Said re-appropriated funds shall be non-fiscal in character," which motion was declared adopted.

Upon motion of Senator Gary, **SB 40** was advanced to engrossment and third reading.

Senator Leonard moved that consideration of **SB 40** be indefinitely postponed.

Senator Ginder presiding.

President Berry presiding.

Senator Leonard asked unanimous consent to amend his motion to postpone consideration of **SB 40** until the Legislative Council bill **(SB 68)** has been acted upon by the Senate.

Senator Nance presiding.

Senator Rinehart, in lieu of all pending motions, moved that the Senate proceed to call the roll on **SB 40.**

Senator Grim asked unanimous consent to offer a substitute motion for the Rinehart motion.

Senator Rinehart raised a point of order against the Grim request, stating that the rules do not provide for a substitute for all pending motions.

Senator Grim asked unanimous consent, to which Senator Rinehart objected, that the rules of the Senate be suspended for the purpose of making a motion.

Senator Grim moved that the rules of the Senate be suspended for the purpose of making a motion to consider **SB 68,** which motion was declared failed of adoption.

Senator Grim raised a point of order against the Rinehart motion, which was overruled, stating the Leonard motion to indefinitely postpone consideration of **SB 40** was pending.

Senator Ritzhaupt raised a point of order against the Rinehart motion, stating **SB 40** had not been advanced, which was overruled by the Presiding Officer, who stated the Rinehart motion carried with it the advancement of the bill.

The vote occurring on the Rinehart motion, it was declared adopted.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **SB 40** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 40 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Gooldy, Hope, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Seaman, Thompson, Walker, Waller, Worthington.—31.

Nays: Cobb, Emery, Fine, Grim, Leonard, Ritzhaupt, Rogers, White.—8.

Not Voting: Baldwin, Howell, Jarman, Nevins, Speck.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Ginder, Gooldy, Hope, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Seaman, Thompson, Walker, Waller, Worthington.—31.

Nays: Cobb, Emery, Fine, Grim, Leonard, Ritzhaupt, Rogers, White.—8.

Not Voting: Baldwin, Howell, Jarman, Nevins, Speck.—5.

The emergency was declared passed.

SB 40 was referred for engrossment.

Senator Cowden asked to be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 68, by Grim et al, was read and considered.

Upon motion of Senator Grim, **SB 68** was advanced to engrossment and third reading.

Senator Grim asked unanimous consent, which was granted, to amend **SB 68,** by inserting after the word and figure "SECTION 4" in line 9, page 5, the following words: "It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist whereof this Act shall take effect and be in full force and effect from its passage and approval," which amendment was adopted.

By unanimous consent, Senators Counts and Leonard moved to amend **SB 68,** line 5, page 4, by adding after the word "law" the following: "Provided further that members of said Executive Committee shall be appointed for a period not to exceed two (2) years and shall not be eligible to succeed themselves except as to the President Pro Tempore of the Senate," which amendment was tabled upon motion of Senator Thompson.

Upon motion of Senator Grim, the rules of the Senate were suspended and **SB 68,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Hope asked that Senator Cartwright be excused for the remainder of this day, which the order.

THIRD READING

SB 68 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Nays: Leonard.—1.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Nays: Leonard.—1.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 68 was referred for engrossment.

Senator Collins asked to be excused for the remainder of this day, which was the order.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 12, HBs 75, 278, 315, 416, 422, 450, 482.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 19** was read and adopted upon motion of Senator Gary:

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. 19, and Engrossed House Amendments thereto, by Gary of the Senate and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OKLAHOMA HISTORICAL SOCIETY FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE OKLAHOMA HISTORICAL SOCIETY TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

AMENDMENT NO. 1—The Conference Committee on Engrossed Senate Bill No. 19 recommends that the House of Representatives recede from Amendment No. 2 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

AMENDMENT NO. 2—The Conference Committee on Engrossed Senate Bill No. 19 recommends that the Senate accept Amendment No. 1.

We recommend that Engrossed Senate Bill No. 19 do pass in conformity with this report.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH,
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 19,** as amended in Conference, was placed upon final passage.

SB 19, as amended in Conference, was read at length.

On the question of passage of Bill,

as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 19, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 23** was read and adopted upon motion of Senator Gary:

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. 23 and Engrossed House Amendments thereto, by Leonard and Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT AND MAINTENANCE OF THE OFFICE OF THE COMMISSIONERS OF THE LAND OFFICE FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE COMMISSIONERS OF THE LAND OFFICE TO CREATE POSITIONS, EMPLOY AND FIX THE SALARIES OF THE PERSONNEL NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THE APPROPRIATIONS ARE MADE; REPEALING SECTION 27, CHAPTER 10a, TITLE 74, OKLAHOMA SESSION LAWS 1947, PAGE 598, AND ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH; FIXING THE EFFECTIVE DATE OF THIS ACT AN DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

AMENDMENT NO. 1: The Conference Committee on Engrossed Senate Bill No. 23 recommends that the House of Representatives recede from Engrossed House Amendment No. 1 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request

of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 23,** as amended in Conference, was placed upon final passage.

SB 23, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 23, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 36** was read and adopted upon motion of Senator Gary:

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. 36 and Engrossed House Amendments thereto, by Counts and Collins of the Senate, and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE REPORTER FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE STATE REPORTER TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 36 recommends that the House of Representatives recede from Engrossed House Amendment No. 1 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request

of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 36,** as amended in Conference, was placed upon final passage.

SB 36, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 36, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 45** was read and adopted upon motion of Senator Gary:

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. 45, and Engrossed House Amendments thereto, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OFFICE OF STATE TREASURER FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE STATE TREASURER TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 45 recommends that the House of Representatives recede from Engrossed House Amendment No. 1 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:

GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:

HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of

Rule 30 was suspended and **SB 45,** as amended in Conference, was placed upon final passage.

SB 45, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 45, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 48** was read and adopted upon motion of Senator Gary:

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. 48, and Engrossed House Amendments thereto, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OFFICE OF THE STATE AUDITOR FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE STATE AUDITOR TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 48 recommends that the House of Representatives recede from Engrossed House Amendment No. 1 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 48,** as amended in Conference, was placed upon final passage.

SB 48, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 48, together with Conference Committee report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 53** was read and adopted upon motion of Senator Gary:

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. **53** and Engrossed House Amendments thereto, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE DEPARTMENT OF CHARITIES AND CORRECTIONS FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE COMMISSIONER OF CHARITIES AND CORRECTIONS TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed **SB 53** recommends that the House of Representatives recede from Engrossed **HA 1** by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 53,** as amended in Conference, was placed upon final passage.

SB 53, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 53, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 88** was read and adopted upon motion of Senator Gary:

TO THE PRESIDENT OF THE
SENATE AND THE
SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your Conference Committee, to whom was referred Engrossed **SB 88,** and Engrossed **HA** thereto, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE DEPARTMENT OF LABOR FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE COMMISSIONER OF LABOR TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SECTION 19, HOUSE BILL 438, REGULAR SESSION, TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949; REPEALING ALL OTHER LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed **SB 88** recommends that the House of Representatives recede from Engrossed **HA 1** by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

We recommend that Engrossed **SB 88** do pass in conformity with this report.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 88,** as amended in Conference, was placed upon final passage.

SB 88, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 88, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 90** was read and adopted upon motion of Senator Gary:

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. 90 and Engrossed House Amendments thereto, by Ginder, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE BANKING DEPARTMENT FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; FIXING THE SALARY OF THE BANK COMMISSIONER AND AUTHORIZING THE BANK COMMISSIONER TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SECTION 20, HOUSE BILL 438, R.S., TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949; REPEALING ALL OTHER LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

AMENDMENT NO. 1—The Conference Committee on Engrossed Senate Bill No. 90 recommends that the House of Representatives recede from Engrossed House Amendment No. 1 by reinstating the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

We recommend that the Conference Committee report be adopted.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
PORTER,
CARRIER,
WALLER,
DACUS,
NEVINS,
McCLENDON,
MEDLOCK.

HOUSE CONFEREES:
HARKEY, Chairman,
HAWORTH,
TOLBERT,
HERT,
SMITH (Cherokee),
FIELD,
LARASON,
PAZOURECK,
MEIGS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **SB 90,** as amended in Conference, was placed upon final passage.

SB 90, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—39.

Not Voting: Baldwin, Speck, White.—3.

Excused: Cartwright, Cowden.—2.

The emergency was declared passed.

SB 90, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Rinehart moved that the Presiding Officer appoint a Committee of three (3) with instructions to contact U. S. Senator Elmer Thomas, now in Oklahoma City, and invite him to appear before and address the Senate on Friday afternoon, May 13, which motion prevailed, the Presiding Officer appointing as such Committee Senators Rinehart, Ritzhaupt and Hope.

Senator Worthington moved that **HBs 442** and **443,** each by Disney et al, be ordered withdrawn from the Committee on Social Welfare and referred to the Committee on Revenue and Taxation, for the purpose of a public hearing on the bills at 9:00 a. m., tomorrow, the bills being ordered printed, which motion was declared adopted.

GENERAL ORDER

Senator Cobb moved that **HB 134,** by Smith (Rogers) et al of the House and Medlock of the Senate, be referred to the Committee on Agriculture, which motion was tabled upon motion of Senator Medlock.

HB 411, by Langley (Adair), was read and considered.

Senator Fine moved to amend **HB 411,** line 14, page 2, by adding after the period in line 14 the following: "Provided, however, that any sections to be

annexed shall be in a parallel manner with the original line or lines of the original closed stock district," which amendment was declared adopted.

Upon motion of Senator Fine, **HB 411,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Fine, the rules of the Senate were suspended and **HB 411,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 411 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cobb, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: McClendon.—1.

Not Voting: Baldwin, Ballinger, Connell, Gooldy, Grim, Leonard, Logan, Mahan, Rogers, Speck.—10.

Excused: Cartwright, Collins, Cowden.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cobb, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: McClendon.—1.

Not Voting: Baldwin, Ballinger, Connell, Gooldy, Grim, Leonard, Logan, Mahan, Rogers, Speck.—10.

Excused: Cartwright, Collins, Cowden.—3.

The emergency was declared passed.

HB 411 was referred for engrossment.

Senator Rogers asked to be excused for the remainder of this day, which was the order.

GENERAL ORDER

HB 289, by Hawthorne et al of the House and Rinehart and Rogers of the Senate, was read and considered.

Upon motion of Senator Counts, **HB 289** was advanced to engrossment and third reading.

By unanimous consent, **HB 289** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 289 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cobb, Connell, Cook, Counts, Emery, Fine, Gary, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—27.

Nays: Carrier, Dacus, Howell, Price, Seaman.—5.

Not Voting: Baldwin, Ballinger, Binns, Ginder, Gooldy, Grim, Leonard, Mahan.—8.

Excused: Cartwright, Collins, Cowden, Rogers.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cobb, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Carrier, Price.—2.

Not Voting: Baldwin, Ballinger, Binns,

Ginder, Gooldy, Grim, Leonard, Mahan. —8.

Excused: Cartwright, Collins, Cowden, Rogers.—4.

The emergency was declared passed.

HB 289 was properly signed and ordered returned to Honorable House.

MESSAGES FROM HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 157.**

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 29**—By Ownby—A Resolution memorializing the Congress of the United States to sell non-resident Indian lands in the State of Oklahoma.

Engrossed **HB 474**—By Russell, Pitman, Box, Hawthorne, Autry, Duke and Riggs—An Act to prevent unfair competition and unfair trade practices in the sale of cigarettes and tobacco products; to prohibit sales of cigarettes and tobacco products below cost; to protect and stabilize the collection of taxes on the sale of cigarettes and tobacco products and revenues from the licensing of persons engaged in the sale of cigarettes and tobacco products; to confer powers and impose duties on the Oklahoma Tax Commission and on persons, as herein defined, engaged in the sale of cigarettes and tobacco products at retail or wholesale; and providing remedies and imposing penalties for violations thereof.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 127,** as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 429,** Conference requested, House Conferees named as follows: Tate, Evans and Fields.

Upon motion of Senator Rinehart, the request of the Honorable House for a conference on Engrossed **HB 429** was ordered granted, the Presiding Officer appointing as Senate Conferees thereunder Senators Thompson, Worthington and Dacus.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 536,** Conference requested, House Conferees named as follows: Smalley, Welch, Allen, Doty and Bullard.

Upon motion of Senator Rinehart, the request of the Honorable House for a conference on Engrossed **HB 536** was ordered granted, the Presiding Officer appointing as Senate Conferees thereunder Senators Nance, Mahan, Nevins, Worthington and Gooldy.

Referring to Engrossed **HB 93,** by Reynolds et al, as amended by the Honorable House, Conference having previously been granted:

The Presiding Officer announced the appointment of Senators Counts, Rogers and Ballinger as the Senate Conferees under Engrossed **HB 93.**

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

SEVENTY-SIXTH LEGISLATIVE DAY
Thursday, May 12, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Medlock.—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.

Upon motion of Senator Binns, Pete Cartwright, son of Senator Keith Cartwright, was made an Honorary Page for this legislative day.

Upon motion of Senator Cowden, Billy Frank Taylor, grand-nephew of Senator Worthington, was made an Honorary Page for this legislative day.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 424—Social Welfare.

DO PASS, as amended:

HB 18—Appropriations.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 411, SJR 14, and **SBs 40** and **68,** each correctly engrossed.

SB 157 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 411,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 14** and **SBs 40** and **68,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 157,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 22, 178, 212, 287, 363, 417, 481** and **488.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 474**—Business and Industry.

Engrossed **HJR 29**—Local, State and Federal Government.

GENERAL ORDER

HB 463, by Smalley, was read and considered.

Upon motion of Senator Nance, **HB 463** was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 463** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 463 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Jelks, Leonard, McClendon, Mahan, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, White, Worthington.—23.

Nays: Boecher, Carrier, Cobb, Collins, Connell, Cowden, Ginder, Hope, Howell, Jarman, Logan, Lowery, Price, Walker, Waller.—15.

Not Voting: Binns, Cartwright, Cook, Porter, Seaman.—5.

Excused: Medlock.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Collins, Connell, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Jelks, Leonard, McClendon, Mahan, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Carrier, Cowden, Hope, Howell, Jarman, Logan, Lowery, Price.—8.

Not Voting: Binns, Cartwright, Cook, Porter, Seaman.—5.

Excused: Medlock.—1.

The emergency was declared passed.

HB 463 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 6, by Sherman, et al, of the House, and Jarman and Rinehart of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 6** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 6** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 6 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—34.

Nays: Ballinger, Dacus, Emery, Price, Walker.—5.

Not Voting: Cook, Ginder, Porter, Seaman.—4.

Excused: Medlock.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—34.

Nays: Ballinger, Dacus, Emery, Price, Walker.—5.

Not Voting: Cook, Ginder, Porter, Seaman.—4.

Excused: Medlock.—1.

The emergency was declared passed.

HB 6 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 223, by Dunlap, as amended, was read and considered.

Senator Mahan moved that **HB 223** be referred to the Committee on Oil and Gas for the purpose of conducting a public hearing, which motion was tabled upon motion of Senator Lowery, the roll call resulting as follows:

Ayes: Binns, Boecher, Cartwright,

Cobb, Connell, Counts, Dacus, Fine, Ginder, Hope, Jelks, Logan, Lowery, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—23.

Nays: Anderson, Baldwin, Ballinger, Collins, Cowden, Emery, Gooldy, Grim, Jarman, McClendon, Mahan, Porter, Price, Waller.—14.

Not Voting: Carrier, Cook, Gary, Howell, Leonard, Seaman.—6.

Excused: Medlock.—1.

Upon motion of Senator Lowery, **HB 223** was advanced to engrossment and third reading.

By unanimous consent, **HB 223** was considered engrossed and placed upon third reading and final passage.

Senator Nance moved that the previous question be now put, which motion was declared adopted.

THIRD READING

HB 223 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Boecher, Cartwright, Cobb, Connell, Dacus, Fine, Gary, Ginder, Hope, Jelks, Logan, Lowery, McClendon, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—24.

Nays: Anderson, Baldwin, Ballinger, Collins, Cook, Cowden, Emery, Gooldy, Grim, Jarman, Leonard, Mahan, Price, Waller.—14.

Not Voting: Carrier, Counts, Howell, Porter, White.—5.

Excused: Medlock.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—30.

Nays: Anderson, Ballinger, Collins, Cowden, Grim, Jarman, Mahan, Price, Waller.—9.

Not Voting: Carrier, Counts, Howell, Porter.—4.

Excused: Medlock.—1.

The emergency was declared passed.

Senator Jarman moved to reconsider the vote by which **HB 223** was passed.

Senator Rinehart cited Rule 12, subsection (a).

Senator Mahan raised a point of order against the Jarman motion stating that the date of final adjournment had not been set, which point was sustained.

Senator Rinehart moved that the rules of the Senate be suspended for the purpose of making a motion to table the Jarman motion, which motion was declared failed of adoption.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 46** was read and adopted upon motion of Senator Gary:

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. 46 and Engrossed House Amendment thereto, by Dacus and Nevins, entitled:

AN ACT RELATING TO THE OKLAHOMA HISTORICAL SOCIETY; CREATING A REVOLVING FUND IN THE TREASURY TO BE KNOWN AS THE "HISTORICAL SOCIETY REVOLVING FUND"; PRESCRIBING REGULATIONS GOVERNING THE EXPENDITURES AND MANAGEMENT OF SAID FUND; MAKING AN APPROPRIATION; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 46 recommends that the House of Representatives recede from Amendment No. 1 and reinstate the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

Amendment No. 2: Page 1, Section 2, Line 31, strike the words and figures "Five Thousand ($5,000.00) Dollars" and insert in lieu thereof the words and figures "Three Thousand ($3,000.00) Dollars."

We recommend that Engrossed Senate Bill No. 46 be adopted in conformity with this report.

SENATE CONFEREES:

GARY, Chairman.
RITZHAUPT
DACUS
LOWERY
McCLENDON
WALLER
CARRIER.

HOUSE CONFEREES:

HARKEY, Chairman
LARASON
MUNSON
HERT
FIELD
SMITH
PAZOURECK
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 46,** as amended in Conference, was placed upon final passage.

SB 46, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Logan, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Baldwin, Ballinger, Binns, Carrier, Cobb, Grim, Howell, Jarman, Jelks, Leonard, Lowery, Mahan, Porter. —13.

Excused: Medlock.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Logan, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Baldwin, Ballinger, Binns, Carrier, Cobb, Grim, Howell, Jarman, Jelks, Leonard, Lowery, Mahan, Porter. —13.

Excused: Medlock.—1.

The emergency was declared passed.

SB 46, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Porter presiding.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 87** was read and adopted upon motion of Senator Gary:

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. 87 and Engrossed House Amendment thereto, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE FIRE MARSHAL FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; FIXING THE SALARY OF THE STATE FIRE MARSHAL AND AUTHORIZING THE

STATE FIRE MARSHAL TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SECTION 23, HOUSE BILL 438, R.S., TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949; REPEALING ALL OTHER LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 87 recommends that the House insert the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that Engrossed Senate Bill No. 87 be adopted in conformity with this report.

SENATE CONFEREES:

GARY
RITZHAUPT
DACUS
LOWERY
McCLENDON
WALLER
NEVINS
CARRIER.

HOUSE CONFEREES:

HARKEY
LARASON
MUNSON
HERT
FIELD
SMITH
PAZOURECK
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 87,** as amended in Conference, was placed upon final passage.

SB 87, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows.

Ayes: Anderson, Baldwin, Boecher, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Ballinger, Binns, Carrier, Cobb, Connell, Counts, Gary, Jarman, Jelks, Lowery, Mahan, Nance, Speck.—13.

Excused: Medlock.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Ballinger, Binns, Carrier, Cobb, Connell, Counts, Gary, Jarman, Jelks, Lowery, Mahan, Nance, Speck.—13.

Excused: Medlock.—1.

The emergency was declared passed.

SB 87, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Rinehart moved that the Senate operate under a Call, which motion prevailed.

Upon roll call, the following were noted absent: Carrier, Ginder, Mahan, Speck and Worthington.

President Pro Tempore Logan presiding.

Senators Ginder, Mahan and Worthington asked to be recorded present, which was the order.

Senator Cowden moved that the Call be lifted.

Senator Rinehart, as a substitute, moved that the Senate close its doors

and go into Executive Session, which motion was declared adopted.

*

The Senate, in open session, was called to order by President Pro Tempore Logan, who made the following announcement:

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the executive nomination of FRED JONES, Oklahoma City, as a Member of the State Board of Arbitration and Conciliation to serve for a period coterminous with that of the Governor.

Referring further to the motion of Senator Rinehart inviting Honorable U. S. Senator Thomas, to appear before and address the Senate on Friday afternoon, May 13, Senator Rinehart moved that in view of the adjournment of the Honorable House today, the invitation be deferred and that Senator Thomas be asked to appear on Monday, May 16, in order that the Honorable House of Representatives and Senate might meet in Joint Session to hear his address, which motion prevailed.

GENERAL ORDER

SB 299, by Gooldy, was read and considered.

Senator Gooldy moved to amend **SB 299,** by striking after the Enacting Clause all of Sections 1 and 2 and inserting in lieu thereof the following, which amendment was declared adopted:

SECTION 1. Section 1, Chapter 5a, Title 26, Page 88, Oklahoma Session Laws 1943, is hereby amended to read as follows:

"Section 1. The first Tuesday in the month of July of each even numbered year shall be biennial regular Primary Election Day, at which time each political party entitled and intending to make nominations for the next General Election shall nominate their candidates for all elective offices to be filled at each General Election, including United States Senators and Congressmen. The candidate receiving the highest vote for each office shall be declared the nominee for said office, and Certificate of Nomination shall be issued by the Election Board with whom the candidate filed. Provided, that if Special Primary Elections are held to fill vacancies in the Legislature, or in Congress, they shall be held on a day fixed by the Governor by proclamation, which proclamation shall be issued at least fifteen days before the day of such Special Primary Election. In all Special Primary Elections authorized by this Act, the candidate receiving the highest vote cast shall be declared the nominee. Contest in such elections may be had in the manner provided for contests in Primary Elections. Primaries and contests therein to select party candidates for city and town offices shall not come within the provisions of this Act. Where there are more than one nominee to be selected for an office in one nominating district, the office shall be designated and distinguished by number, such as (naming the office) No. 1, (naming the office) No. 2, et cetera. Provided further, that for the nomination for Presidential Electors the entire State shall be considered a nominating district. A candidate filing for such an office shall designate in his nominating petition the number of the office for which he desires to be a candidate and the Primary Election ballot shall so show. Nominees of each of such numbered offices, except nominees for Presidential Electors, shall be designated on the General Election ballot as the nominee of their party for the same number of the office for which he was nominated, and the nominee securing at said election the highest number of votes cast for said numbered office shall be elected to such office. Provided further, that nominees for Presidential Electors shall be placed on the ballot

in the General Election as provided by Section 512 and 513 of this Title. When a tie vote occurs in the nomination or election of any candidate in any Primary or General Election, the Election Board which is authorized by law to issue the Certificate of Nomination or election shall, at a public meeting of the Board and in the presence of the candidates involved, if they or any of them desire to be present, select the nominee or electee by lot and in such manner as the Board may select."

SECTION 2. Section 2, Chapter 5a, Title 26, Page 89, Oklahoma Session Laws 1943, is hereby amended to read as follows:

"Section 2. Official counters shall be chosen for the regular Primary Elections, and the Special Primary Elections referred to in this Act, as in General Elections referred to in this Act, as in General Elections, and shall perform the same duties as are imposed on them in General Elections; they shall make and sign certificates as provided in Section 368 of this Title, giving the names of the persons voted for, the office for which each sought the nomination, and the number of votes received by each, fully certifying the results of such elections; such certificates shall become a part of the official returns of such elections. The return shall be made as in General Elections to the County Election Board. It shall be the mandatory duty of the Precinct Election Inspector to deliver the official election returns of his precinct to the Secretary of the County Election Board by noon of the day following said Election. When the County Election Board has completed its tabulation of the precinct returns in the Regular Primary Election, it shall immediately prepare and sign a certificate showing the results thereof so itemized as to show the total vote each candidate received not only in said County, but in each precinct thereof, and shall file a signed copy of such returns in the County Clerk's Office, and shall also and at the same time, certify and transmit by registered mail a signed copy of said returns, in so far as the same relates to candidates for State office, or to offices for which the Electors of more than one county are entitled to vote to the State Election Board, which returns shall constitute the official returns to the State Election Board and shall be open for inspection to any such candidate, or to any person authorized in writing by such candidate to inspect the same. It shall be the mandatory duty of the members of the County Election Board to complete said tabulation, filing and mailing within twenty-four (24) hours from the time the last precinct election returns are received by them. Any precinct, county or state official failing to perform said duties enjoined upon him by this Section or who fails to perform said duties or any of them within the time limits set forth herein for performing the same shall be guilty of a misdemeanor."

SECTION 3. Section 11, Chapter 11, Title 26, Page 241, Oklahoma Session Laws 1947, and all laws and parts of laws in conflict herewith are hereby repealed.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Gooldy moved to amend the title of **SB 299** to read as follows: "AN ACT RELATING TO PRIMARY ELECTIONS; AMENDING SECTIONS 1 and 2, CHAPTER 5a, TITLE 26, PAGES 88 and 89, OKLAHOMA SESSION LAWS 1943; (ADOPTED AT THE SPECIAL ELECTION HELD JULY 11, 1944); BY STRIKING THEREFROM ALL PROVISIONS RELATING TO

RUN-OFF PRIMARY ELECTIONS; REPEALING SECTION 11, CHAPTER 11, TITLE 26, PAGE 241, OKLAHOMA SESSION LAWS 1947, AND ALL LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY", which amendment was declared adopted.

President Berry presiding.

Upon motion of Senator Gooldy, **SB 299,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gooldy, the rules of the Senate were suspended and **SB 299,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 299 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Counts, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Leonard, Lowery, Mahan, Nance, Porter, Price, Rinehart, Seaman, Waller, White.—26.

Nays: Ballinger, Collins, Cowden, Dacus, Hope, Jarman, Jelks, Logan, McClendon, Nevins, Ritzhaupt, Rogers, Thompson, Walker, Worthington.—15.

Absent: Carrier, Speck.—2.

Excused: Medlock.—1.

The bill was declared passed.

SB 299 was referred for engrossment.

Upon motion of Senator Mahan, the emergency section to **SB 299** was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY."

SB 299, as amended, was ordered referred for engrossment.

Referring further to **HB 465,** by Harkey, Conference thereon having been previously granted:

The President announced the appointment of Senators Nance, Jarman, Rogers, Cartwright, Ritzhaupt, Porter, Mahan, Gooldy, Rinehart, Cook and Baldwin as Senate Conferees under **HB 465.**

FIRST READING

By unanimous consent the following Bills and/or Resolutions were introduced and read the first time:

SB 300—By Rogers—An Act relating to truancy officers in certain counties; providing that such truancy officers shall have the duty to enforce the compulsory education laws of the State in all school districts in such counties; and declaring an emergency.

SJR 32—By Price—A Senate Joint Resolution providing for two (2) additional senators, each, for Oklahoma County and Tulsa County, according to the provisions of Section 9 (a) of Article Five (5) of the Constitution of Oklahoma.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 409**—By Boatman, Blaylock, Bohannon, Camp, Cannon, Duke, Easterly, Forsythe, Harkey, Klinglesmith, Lance, Oliver, Reynolds (Ottawa), Russell, Tiffany and Wagner of the House, and Nevins, Leonard, Baldwin and Cook of the Senate—An Act requiring that persons, firms, companies, or corporations selling equipment, road machinery, materials or supplies or accessories thereto, to counties in excess of Ten Thousand Dollars ($10,000.00) per year, to post a surety bond in the sum of Twenty-Five Thousand Dollars ($25,000.00) with the Secretary of State; prescribing the conditions of said bond; providing for forfeiture thereof; providing that the price list for said property shall be filed in the office of the State Examiner and Inspector; prescribing the duties and powers of the State Examiner and Inspector; fixing sales price to counties

of rebuild and guaranteed property and secondhand property; repealing all conflicting laws.

Engrossed **HB 281**—By Morris—An Act relating to the licensing of agencies, institutions and homes for the care of children away from their own homes; defining terms; prescribing the powers and duties of the Department of Public Welfare and the Child Welfare Division; providing for the appointment, membership and duties of an advisory committee on standards; prescribing duties of the Department of Health, Department of Education, and State Fire Marshall; providing a right of appeal from decisions of the Oklahoma Public Welfare Commission; providing for proper investigation of licenses; providing for enforcement of this Act; prescribing punishment for violation of the provisions of this Act; repealing conflicting laws; and making provisions of this Act severable.

Engrossed **HB 531**—By Russell, Billingsley, Smalley, Allen, Bethell, Biles, Black, Blaylock, Boatman, Burkhart, Camp, Coleman, Cunningham, Disney, Doty, Douglas (Bryan), Duke, Dunlap, Easterly, Eubanks, Evans, Field, Fronterhouse, Harkey, Hert, Langley (Adair), Langley (Muskogee), Larason, McGahey, Nall, Ownby, Reeder, Robertson, Smith (Rogers), Trent, Wagner, Wallace (Custer) and Williams—An Act relating to the State Legislative Council, amending 74 O. S. 1941, Sections 451 and 456, and 74 O. S. 1941, Section 461, as amended by 74 O. S. Supp. 1947, Section 461, providing that the State Legislative Council shall consist of all members of the Legislature, and for reimbursement of travel expenses incurred in the performance of their duties; creating an executive committee of the Council and prescribing its duties; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 18** and **92**, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

The President named as the Senate Conferees under **SBs 18** and **92** the members of the General Conference Committee appointed to consider appropriations, they being Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 27**, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert, Larason.

MESSAGES FROM THE GOVERNOR

Advising approval by him of:

Enrolled **SB 267**—By Mahan of the Senate, and Doty of the House—An Act authorizing the district judge, county judge, and county attorney of any county having a population in excess of Thirty Thousand (30,000) and not exceeding Thirty-one Thousand (31,000) according to the next preceding Federal decennial census to direct the court clerk to transfer by voucher any unencumbered funds in the court fund of said county not exceeding a total of Six Thousand Dollars ($6,000.00) to a special fund to be used for the purpose of purchasing and installing a two-way radio system for the office of the sheriff of said county; repealing conflicting laws; and declaring an emergency.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 35—Roads and Highways.

HB 197—Roads and Highways.

Re-REFERRED TO COMMITTEE:

HB 421—Roads and Highways to Appropriations.

Upon motion of Senator Nance, the Senate adjourned to meet at 1:30 p. m., Monday, May 16, 1949.

SEVENTY-SEVENTH LEGISLATIVE DAY
Monday, May 16, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Ritzhaupt.—1.

Absent: Speck.—1.

The president announced a quorum present.

Prayer was offered by the Chaplain, Reverend Leslie Moore, Pastor of the Assembly of God, Anadarko, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 65—Appropriations.
HB 440—Agriculture.
HB 493—Judiciary.
HB 524—Agriculture.

DO PASS, as amended:

SB 32—Appropriations.
SB 296—Appropriations.
HB 191—Appropriations.
HB 311—Appropriations.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 300—Education.

SJR 32—

Senator Price asked unanimous consent that **SJR 32**, by Price, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 281**—Public Health.

Engrossed **HB 409**—Local, State and Federal Government.

Engrossed **HB 531**—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 20, 28, 30, 32, 33, 57, 119, 201, 341, 396** as amended.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 157.**

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 156** — By Boecher — An Act amending Sections 454 and 457 of Title 11 O. S. 1941, relating to board of plumber examiners and plumbing inspectors in certain cities; and declaring an emergency.

Enrolled **SB 158**—By Dacus and Nevins—An Act authorizing the State superintendent of public instruction to affiliate with the national council of chief state school officers and other organizations; providing for payment of membership dues and assessments; and declaring an emergency.

Enrolled **SB 171**—By Ritzhaupt—An Act relating to narcotic drugs; defining the term "narcotic drugs"; providing

penalties for any person found guilty of larceny of such narcotic drugs; amending 63 O. S. 1941 Section 401 (13); and declaring an emergency.

Enrolled **SB 172**—By Ritzhaupt—An Act relating to professional nursing attendants and licenses therefor by the board of nurse examiners, amending Sections 559-561, of Title 59 O. S. 1941, fixing qualifications and fees for applicants for licenses as nursing attendants and the effective dates thereof; and declaring an emergency.

Enrolled **SB 178**—By Boecher—An Act amending 26 O. S. 1941, Section 77, 78 and 86, Section 2, Chapter 2, and Section 7, Chapter 10, Title 26, Oklahoma Session Laws 1945, and Section 2, Chapter 10, Title 26, Oklahoma Session Laws 1947; relating to the registration and elections; making provisions of act severable; and declaring an emergency.

MESSAGES FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: **SBs 16, 19, 23, 36, 45, 46, 48, 53, 87, 88, 90.**

The above numbered Bills and/or Resolutions as amended in Conference were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 20, 28, 30, 32, 33, 201, 289.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 325.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 325** was read:

TO THE SPEAKER OF THE
HOUSE AND THE
PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 325, with Engrossed Senate Amendments thereto, by Smalley, entitled:

AN ACT LEVYING AN ADDITIONAL EXCISE TAX OF ONE CENT (1c) PER GALLON ON GASOLINE, AND DISTRIBUTING THE REVENUE TO THE COUNTIES FOR THE PURPOSE OF CONSTRUCTING PERMANENT BRIDGES AND CULVERTS LOCATED ON SCHOOL BUS ROUTES AND MAIL ROUTES, AND FOR SURFACING AND RESURFACING OF SCHOOL BUS ROUTES AND MAIL ROUTES IN THE SEVERAL COUNTIES TO BE USED BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR EXEMPTION FROM SAID TAX, PROVIDING FOR THE ADMINISTRATION OF SAID TAX, MANNER AND METHOD FOR COLLECTION THEREOF, PROVIDING FOR THE EXPENDITURE OF THE FUNDS RECEIVED BY THE SEVERAL BOARDS OF COUNTY COMMISSIONERS; REQUIRING PUBLISHED ACCOUNTS OF THE RECEIPTS AND EXPENDITURES; PROVIDING FOR THE OUSTER FROM OFFICE AND CREATING A LIABILITY ON OFFICIAL BONDS FOR WRONGFUL EXPENDITURE OF FUNDS APPORTIONED AND THE MANNER OF ENFORCING AND COLLECTING SAME; 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 Conference Committee

Substitute for Engrossed House Bill No. 325 do pass.

HOUSE CONFEREES:

SMALLEY,
DOTY,
WELCH,
BULLARD,
ALLEN.

SENATE CONFEREES:

NANCE,
NEVINS,
WORTHINGTON,
GOOLDY,
MAHAN.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 325—By SMALLEY.

AN ACT LEVYING AN ADDITIONAL EXCISE TAX OF ONE CENT (1c) PER GALLON ON GASOLINE, AND DISTRIBUTING THE REVENUE TO THE COUNTIES FOR THE PURPOSE OF CONSTRUCTING PERMANENT BRIDGES AND CULVERTS LOCATED ON SCHOOL BUS ROUTES AND MAIL ROUTES, AND FOR SURFACING AND RESURFACING OF SCHOOL BUS ROUTES AND MAIL ROUTES IN THE SEVERAL COUNTIES TO BE USED BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR EXEMPTION FROM SAID TAX, PROVIDING FOR THE ADMINISTRATION OF SAID TAX, MANNER AND METHOD FOR COLLECTION THEREOF, PROVIDING FOR THE EXPENDITURE OF THE FUNDS RECEIVED BY THE SEVERAL BOARDS OF COUNTY COMMISSIONERS; REQUIRING PUBLISHED ACCOUNTS OF THE RECEIPTS AND EXPENDITURES; PROVIDING FOR THE OUSTER FROM OFFICE AND CREATING A LIABILITY ON OFFICIAL BONDS FOR WRONGFUL EXPENDITURE OF FUNDS APPORTIONED AND THE MANNER OF ENFORCING AND COLLECTING SAME; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. (a) There is hereby levied an excise tax of one cent (1c) per gallon upon the sale of each and every gallon of gasoline sold, or stored and distributed, or withdrawn from storage, within the State, for sale or use, on and after June 1, 1949, and to and including May 31, 1951, which tax shall be in addition to all other taxes of whatever nature heretofore or hereafter laid on gasoline; provided that ninety-seven and one-half per cent (97½%) of the net gallonage reported for taxation, after all deductions allowed by law have been made, shall be the basis used in the computation of the amount of tax due the State; and provided further that no gasoline shall be the subject of the gasoline excise tax hereby imposed more than once.

(b) The gasoline excise tax of one cent (1c) per gallon herein levied, including interest and penalties thereon, shall be reported to and collected by the Oklahoma Tax Commission at the same time, in the same manner, by the same method, and under the same conditions as the other gasoline excise tax levied by the existing Motor Fuel Tax Laws of Oklahoma, and laws amendatory thereof, is reported and collected.

(c) On sales of gasoline by a distributor of motor fuel, licensed under the terms of the Motor Fuel Tax Laws, to any other licensed distributor, the tax hereby levied may be assumed by such other licensed distributor in the same manner and under the same conditions as provided for in the Oklahoma Motor Fuel Excise Tax Laws.

(d) The only exemptions from the tax hereby levied are as follows:

1. Gasoline or motor fuel used exclusively by the United States.

2. Gasoline or motor fuel exported

from this State which is exempt from other motor fuel excise tax levied by the Motor Fuel Tax Laws of this State under the provisions of said laws.

3. Solvents and especially prepared napthas when purchased to be used by persons who have obtained a solvent exemption permit and who comply with the conditions relating thereto, under provisions of the Motor Fuel Tax Laws of this State.

4. Gasoline or motor fuel used exclusively in aircraft by persons, associations, or corporations, who have obtained an aircraft exemption permit therefor under the provisions of the Motor Fuel Excise Tax Laws of this State.

5. Gasoline or motor fuel used exclusively in school buses which are owned and operated by the school district for the transportation of school students.

SECTION 2. It is hereby declared to be the purpose of this Act to provide funds for the construction of permanent bridges and culverts, located on school bus routes and mail routes, and for the surfacing and resurfacing of rural roads consisting of school bus routes and mail routes, and for these purposes it is hereby expressly provided that the gasoline excise tax levied by Section 1 hereof shall be apportioned monthly by the Oklahoma Tax Commission and paid to the various County Treasurers of the State of Oklahoma, and by them deposited in a Special Fund separate and apart from the County Highway and Construction Fund of the several counties as hereinafter provided, to be used exclusively by the Board of County Commissioners of said counties, for the purpose of constructing permanent bridges and culverts, located on school bus routes and mail routes, and for the surfacing and resurfacing of school bus routes and mail routes in the several counties, as hereinafter provided. Provided further that the portion of such funds used for surfacing and resurfacing of such roads shall be used only for gravel and graveling, or some other forms of surfacing materials to be approved by the State Highway Commission. None of these funds may be used for the lease, rental, or purchase of machinery or equipment, except as hereinafter provided. One (1) gravel loader may be purchased by each county, if said county does not possess a gravel loader; provided further that the counties may hire trucks for hauling gravel. The funds herein provided for the construction of permanent bridges and culverts, and for the surfacing and resurfacing of county rural roads consisting of school bus routes and mail routes, shall be distributed to several counties in the following manner: One-third (⅓) on area, one-third (⅓) on rural population (defined as including the population of all municipalities with a population of less than five thousand (5000), according to the last Federal Decennial Census), one-third (⅓) on county road mileage, as certified by the State Highway Department as of July 1, 1947, as each county bears to the entire area, rural population and road mileage of the State. When Federal funds are available for assistance in constructing county roads, the funds herein provided, when distributed and deposited in the Special County Highway Fund, are authorized to be used by the Boards of County Commissioners, by majority action thereof, in matching such Federal funds on any County Highway notwithstanding any other limitation of this Act as to the type or class of roads on which funds shall be used, and for the purpose of securing such Federal assistance the Boards of County Commissioners by majority action thereof, are authorized to enter into agreements with the Federal Government through the State Highway Commission and deposit, from the proceeds of the tax levied herein, cash with the State High-

way Commission necessary to fulfill said agreement, for the extension of the present Federal Aid Farm-to-Market System, or for the creation of new Federal Systems, and to enter into such other contracts and agreements as may be necessary to secure Federal assistance in the construction or improvement of any County road.

SECTION 3. From other funds available for that purpose, each of the several Boards of County Commissioners of the State of Oklahoma shall comply with their respective contracts with the State Highway Commission and through the Commission, with the Public Roads Administration of the Federal Government, for the construction or maintenance of Farm-to-Market roads constructed by them in their respective counties with Federal participation, and in the event that the Board of County Commissioners of any such county fails to comply with any such contract and the State Highway Commission is required to do any construction or maintenance work thereon to comply with the contract with the Public Roads Administration of the Federal Government, upon the completion of such work it shall certify the actual cost thereof to the Tax Commission of the State of Oklahoma. When such certification is received, the Tax Commission is hereby authorized and directed to withhold from the allocation to any county the sum so expended by the State Highway Commission for the benefit of such county, and shall deposit the same in the State Treasury to the credit of the State Highway Maintenance and Construction Fund. Provided, however, when funds shall be withheld from any county under provisions of this Section, said withholding shall be made from funds provided said counties other than the funds authorized by this Act.

SECTION 4. The various County Commissioners of the State of Oklahoma shall, within three (3) months after the receipt of funds under the terms of this Act, and upon the 2nd day of January, 1950, and quarterannually thereafter, publish in a legal newspaper in their respective counties, an itemized statement accurately reflecting the amount of monies received under the terms of this Act, the items expended thereunder, a description of the project completed, or in the process of construction, a description of the materials used thereon and the amount remaining in the Special Fund received pursuant to the provisions of this Act.

SECTION 5. Any County Commissioner violating any of the provisions of this Act by using funds transferred to the Special Fund of his county, or voting therefor, for any purpose other than that specifically authorized herein or by failing to properly publish within the time provided an account of his expenditures and construction, as herein provided, shall be subject to removal from office at an action instituted by the County Attorney or the Attorney General of this State, and shall be liable upon his official bond for any such wrongful expenditure in an amount double such wrongful expenditure, which amount may be recovered as a credit to the Special Fund, as described herein, in an action to be brought by the County Attorney, Attorney General, or any interested taxpayer of the County involved.

SECTION 6. The provisions of this Act shall be severable and if any Section, or part of any Section of this Act is declared to be unconstitutional, the remainder of the Act shall not be invalidated.

SECTION 7. It being immediately necessary for the preservation of public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and

be in full force from and after its passage and approval.

Senator Jarman presiding.

Senator Cook moved that the Conference Committee Report on **HB 325** be rejected, that a further conference be requested and Senate Conferees be instructed to place a tax on aviation gasoline.

Senator Waller moved that the Cook motion be tabled.

Senator Cook was recognized on a question of personal privilege.

Senator Nance raised a point of order against the Cook discussion, stating a motion to table is not debatable and discussion under the guise of "personal privilege" should not be permitted, which point of order was sustained.

The vote occurring on the Waller motion, it was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Cartwright, Counts, Dacus, Fine, Grim, Hope, Jarman, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Thompson, Walker, Waller, White.—21.

Nays: Ballinger, Boecher, Carrier, Cobb, Connell, Cook, Emery, Gary, Howell, Jelks, Leonard, Rogers. Worthington.—13.

Not Voting: Binns, Collins, Cowden, Ginder, Gooldy, Mahan, Nevins, Seaman.—8.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

Senator Nance moved that the Conference Committee Report be adopted.

Senator Cook, as a substitute, moved that the Conference Committee Report on **HB 325** be rejected, that further conference be requested and Senate Conferees be instructed to take the tax off tractor gasoline, which motion was tabled upon motion of Senator Counts.

The vote occurring on the Nance motion, it was declared adopted.

By unanimous consent, upon request of Senator Nance, sub-section (a) of Rule 30, was suspended and **HB 325,** as amended in Conference, was placed upon final passage.

HB 325, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Carrier, Emery, Gary, Ginder, Howell, Medlock—6.

Not Voting: Lowery, Seaman.—2.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Rogers, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Carrier, Emery, Gary, Ginder, Howell, Medlock—6.

Not Voting: Lowery, Seaman.—2.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

The emergency was declared passed.

HB 325, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Grim asked unanimous con-

sent, to which Senator Nance objected, that **HB 531,** by Russell, be withdrawn from the Committee on Revenue and Taxation, and be ordered printed and placed upon the calendar, which request he withdrew.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 536.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 536** was read and adopted upon motion of Senator Nance:

TO THE SPEAKER OF
THE HOUSE AND THE
PRESIDENT OF THE SENATE:

We your Conference Committee, to whom was referred Engrossed House Bill No. 536, with Engrossed Senate Amendments thereto, by Smalley, entitled:

AN ACT LEVYING ON AND AFTER JUNE 1, 1949, AN EXCISE TAX OF ONE CENT (1c) PER GALLON ON SPECIAL FUEL AS DEFINED BY TITLE 68, O.S. 1941, SECTION 713, AS AMENDED, IN ADDITION TO ALL OTHER TAXES HERETOFORE OR HEREAFTER LAID ON SPECIAL FUEL; AND DISTRIBUTING THE REVENUE TO THE COUNTIES FOR THE PURPOSE OF CONSTRUCTING PERMANENT BRIDGES AND CULVERTS LOCATED ON SCHOOL BUS ROUTES AND MAIL ROUTES AND FOR SURFACING AND RESURFACING OF SCHOOL BUS ROUTES AND MAIL ROUTES IN THE SEVERAL COUNTIES TO BE USED BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR THE ADMINISTRATION OF SAID TAX, MANNER AND METHOD OF COLLECTION THEREOF; PROVIDING FOR THE EXPENDITURE OF FUNDS RECEIVED BY THE BOARD OF COUNTY COMMISSIONERS; REQUIRING PUBLISHED ACCOUNTS OF THE RECEIPTS AND EXPENDITURES; PROVIDING FOR THE OUSTER FROM OFFICE AND CREATING A LIABILITY ON OFFICIAL BONDS FOR WRONGFUL EXPENDITURE OF FUNDS APPORTIONED AND THE MANNER OF ENFORCING AND COLLECTING SAME; 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 Conference Committee Substitute for Engrossed House Bill No. 536 do pass.

HOUSE CONFEREES:

SMALLEY, Chairman.
DOTY,
WELCH,
BULLARD,
ALLEN.

SENATE CONFEREES:

NANCE, Chairman.
NEVINS,
WORTHINGTON,
GOOLDY,
MAHAN.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 536—By BULLARD.

AN ACT LEVYING ON AND AFTER JUNE 1, 1949, AN EXCISE TAX OF ONE CENT (1c) PER GALLON ON SPECIAL FUEL AS DEFINED BY TITLE 68, O. S. 1941, SECTION 713, AS AMENDED, IN ADDITION TO ALL OTHER TAXES HERETOFORE OR HEREAFTER LAID ON SPECIAL FUEL; AND DISTRIBUTING THE REVENUE TO THE COUNTIES FOR THE PURPOSE OF CONSTRUCTING PERMANENT BRIDGES AND CULVERTS LOCATED ON SCHOOL BUS ROUTES AND MAIL ROUTES AND FOR SURFACING AND RESURFAC-

ING OF SCHOOL BUS ROUTES AND MAIL ROUTES IN THE SEVERAL COUNTIES TO BE USED BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR THE ADMINISTRATION OF SAID TAX, MANNER AND METHOD OF COLLECTION THEREOF; PROVIDING FOR THE EXPENDITURE OF FUNDS RECEIVED BY THE BOARD OF COUNTY COMMISSIONERS; REQUIRING PUBLISHED ACCOUNTS OF THE RECEIPTS AND EXPENDITURES; PROVIDING FOR THE OUSTER FROM OFFICE AND CREATING A LIABILITY ON OFFICIAL BONDS FOR WRONGFUL EXPENDITURE OF FUNDS APPORTIONED AND THE MANNER OF ENFORCING AND COLLECTING SAME; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. (a) There is hereby levied and imposed an excise tax of one cent (1c) per gallon on special fuel as defined by Title 68, O. S. 1941, Sec. 713, as amended by House Bill No. 353, of the Acts of the Twenty-first Legislature, on and after June 1, 1949, and to and including May 31, 1951, which tax shall be in addition to all other taxes of whatsoever nature heretofore or hereafter laid on such special fuel, to be paid by all users upon the use within this State of fuel only when used for the generation of power to propel motor vehicles upon the highways.

(b) The special fuel use tax of one cent (1c) per gallon herein levied, including interest and penalties thereon, shall be reported to and collected by the Oklahoma Tax Commission at the same time, in the same manner, by the same method, and under the same conditions as the other special fuel use excise tax levied by the existing special fuel use tax laws of Oklahoma, and laws amendatory thereof, is reported and collected.

SECTION 2. It is hereby declared to be the purpose of this Act to provide funds for the construction of permanent bridges and culverts, located on school bus routes and mail routes, and for the surfacing and resurfacing of rural roads consisting of school bus routes and mail routes, and for these purposes it is hereby expressly provided that the special fuel use tax levied by Section 1 hereof shall be apportioned monthly by the Oklahoma Tax Commission and paid to the various County Treasurers of the State of Oklahoma, and by them deposited in a Special Fund separate and apart from the County Highway and Construction Fund of the several counties as hereinafter provided, to be used exclusively by the Board of County Commissioners of said counties, for the purpose of constructing permanent bridges and culverts, located on school bus routes and mail routes, and for the surfacing and resurfacing of school bus routes and mail routes in the several counties, as hereinafter provided. Provided further that the portion of such funds used for surfacing and resurfacing of such roads shall be used onily for gravel and graveling, or some other forms of surfacing materials to be approved by the State Highway Commission. None of these funds may be used for the lease, rental, or purchase of machinery or equipment, except as hereinafter provided. One (1) gravel loader may be purchased by each county, if said county does not possess a gravel loader; provided further that the counties may hire trucks for hauling gravel. The funds herein provided for the construction of permanent bridges and culverts, and for the surfacing and resurfacing of county rural roads consisting of school bus routes and mail routes, shall be distributed to several counties in the following manner: One-third (1/3) on area, one-third (1/3) on rural population (defined as including the population of all municipalities with a popula-

tion of less than five thousand (5000), according to the last Federal Decennial Census), one-third (1/3) on county road mileage, as certified by the State Highway Department as of July 1, 1947, as each county bears to the entire area, rural population and road mileage of the State. When Federal funds are available for assistance in constructing county roads, the funds herein provided, when distributed and deposited in the Special County Highway Fund, are authorized to be used by the Board of County Commissioners, by majority action thereof, in matching such Federal funds on any County Highway notwithstanding any other limitation of this Act as to the type or class of roads on which funds shall be used, and for the purpose of securing such Federal assistance the Boards of County Commissioners by majority action thereof, are authorized to enter into agreements with the Federal Government through the State Highway Commission and deposit, from the proceeds of the tax levied herein, cash with the State Highway Commission necessary to fulfill said agreement, for the extension of the present Federal Aid Farm-to-Market System, or for the creation of new Federal Systems, and to enter into such other contracts and agreements as may be necessary to secure Federal assistance in the construction or improvement of any County road.

SECTION 3. From other funds available for that purpose, each of the several Boards of County Commissioners of the State of Oklahoma shall comply with their respective contracts with the State Highway Commission and through the Commission, with the Public Roads Administration of the Federal Government, for the construction or maintenance of Farm-to-Market roads constructed by them in their respective counties with Federal participation, and in the event that the Board of County Commissioners of any such county fails to comply with any such contract and the State Highway Commission is required to do any construction or maintenance work thereon to comply with the contract with the Public Roads Administration of the Federal Government, upon the completion of such work it shall certify the actual cost thereof to the Tax Commission of the State of Oklahoma. When such certification is received, the Tax Commission is hereby authorized and directed to withhold from the allocation to any such county the sum so expended by the State Highway Commission for the benefit of such county, and shall deposit the same in the State Treasury to the credit of the State Highway Maintenance and Construction Fund. Provided, however, when funds shall be withheld from any county under provisions of this Section, said withholding shall be made from funds provided said counties other than the funds authorized by this Act.

SECTION 4. The various County Commissioners of the State of Oklahoma shall, within three (3) months after the receipt of funds under the terms of this Act, and upon the 2nd day of January, 1950, and quarter-annually thereafter, publish in a legal newspaper in their respective counties, an itemized statement accurately reflecting the amount of monies received under the terms of this Act, the items expended thereunder, a description of the project completed, or in the process of construction, a description of the materials used thereon and the amount remaining in the Special Fund received pursuant to the provisions of this Act.

SECTION 5. Any County Commissioner violating any of the provisions of this Act by using funds transferred to the Special Fund of his county, or voting therefor, for any purpose other than that specifically authorized here in or by failing to properly publish within the time provided an account of his expenditures and construction, as

herein provided, shall be subject to removal from office at an action instituted by the County Attorney or the Attorney General of this State, and shall be liable upon his official bond for any such wrongful expenditure in an amount double such wrongful expenditure, which amount may be recovered as a credit to the Special Fund, as described herein, in an action to be brought by the County Attorney, Attorney General, or any interested taxpayer of the County involved.

SECTION 6. The provisions of this Act shall be severable and if any Section, or part of any Section of this Act is declared to be unconstitutional, the remainder of the Act shall not be invalidated.

SECTION 7. It being immediately necessary for the preservation of public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

By unanimous consent, upon request of Senator Nance, sub-section (a) of Rule 30, was suspended and **HB 536,** as amended in Conference, was placed upon final passage.

HB 536, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Medlock.—1.

Not Voting: Binns, Carrier, Cartwright, Ginder, Hope.—5.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Medlock.—1.

Not Voting: Binns, Carrier, Cartwright, Ginder, Hope.—5.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

The emergency was declared passed.

HB 536, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 299 correctly engrossed.

Engrossed **SB 299** was properly signed and ordered transmitted to the Honorable House for consideration.

President Berry presiding.

GENERAL ORDER

HB 134, by Smith, et al of the House, and Medlock of the Senate, was read and considered.

Senator Rogers moved to amend **HB 134,** line 16, page 2, by striking the period, and inserting a comma, and adding the following: "or to any producer who sells less than two hundred (200) pounds of pecans annually," which amendment was declared failed of adoption.

Senators Cobb and Cowden moved to amend **HB 134,** line 18, page 10, by adding a new section and renumbering the succeeding sections: "Counties of Lin-

coln, Pottawatomie, Johnston and Murray are exempt from the provisions of this Act;" which amendment was declared failed of adoption.

Senators Cobb and Cowden moved to amend **HB 134,** line 18, page 10, by adding a new section and renumbering the succeeding sections: "There is hereby created a board, known as the Wheat Growers' Board, and a tax of five (5) cents a bushel is hereby levied for advertising," which amendment was declared failed of adoption.

Upon motion of Senator Medlock, **HB 134** was advanced to engrossment and third reading.

Upon motion of Senator Medlock, the rules of the Senate were suspended, and **HB 134** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 134 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Connell, Counts, Dacus, Emery, Grim, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Waller, White, Worthington.—19.

Nays: Baldwin, Cartwright, Cobb, Collins, Cook, Cowden, Fine, Ginder, Hope, Howell, McClendon, Rogers, Thompson, Walker.—14.

Not Voting: Anderson, Binns, Carrier, Gary, Gooldy, Jarman, Leonard, Mahan, Seaman.—9.

Absent: Speck.—1.

Excused: Ritzhaupt.—1.

The bill was declared failed of adoption.

Senator Medlock moved to reconsider the vote by which **HB 134** failed to pass.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 57, 119, 127, 341, 396.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 35, by Larason, was read and considered.

Senator Gary moved to amend **HB 35,** page 23, by inserting after Section 18 a new section to read as follows: "For a period of two (2) years from the effective date of this Act, nothing in this Act shall be construed insofar as axle weight limitations are concerned to prevent the operation over the public highways of this state of motor vehicles manufactured or licensed in Oklahoma during the calendar year of 1947 or prior years; however, this section shall not be construed to permit such vehicles to operate at a gross weight in excess of forty-seven thousand (47,000) pounds unless a sufficient number of proper axles are installed to permit them to comply with Section 1 of this Act," which amendment was declared failed of adoption.

Senator Ritzhaupt asked to be recorded present, which was the order.

Upon motion of Senator Porter, **HB 35** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **HB 35** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 35 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Cook, Counts, Dacus, Emery, Fine, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson,

Walker, Waller, White, Worthington.—30.

Nays: Carrier, Collins, Connell, Cowden, Gary, Howell, McClendon, Medlock.—8.

Not Voting: Anderson, Binns, Gooldy, Mahan, Price.—5.

Absent: Speck.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Cartwright, Cobb, Cook, Counts, Dacus, Emery, Fine, Ginder, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Carrier, Collins, Connell, Cowden, Gary, Howell, McClendon, Medlock.—8.

Not Voting: Anderson, Binns, Gooldy, Mahan, Price.—5.

Absent: Speck.—1.

The emergency was declared passed.

HB 35 was referred for engrossment.

GENERAL ORDER

HB 163, by Langley (Muskogee), was read and considered.

Senator Counts moved to amend **HB 163,** line 5, page 21, by adding after the word "of" and before the word "Commissioner" the word "the," which amendment was declared adopted.

Senator Counts moved to amend **HB 163,** pages 34 and 35, by striking subsection 21e and substituting therefor the following: "(e) Such motor vehicle liability policy need not insure any liability under any Workmen's Compensation Law nor any liability on account of bodily injury to or death of a guest passenger or member of the family of the insured residing in the same household nor any liability on account of bodily injury to or death of an employee of the insured while engaged in the employment, other than domestic, of the insured, or while engaged in the operation, maintenance or repair of any such motor vehicle nor any liability for damage to property owned by, rented to, in charge of or transported by the insured", which amendment by unanimous consent he withdrew.

Senator Counts moved to amend **HB 163,** line 18, page 50, by adding after the sentence ending with the words "health insurance" a new section, to be designated Section 35, consisting of the remainder of the presently designated Section 34," which amendment was declared adopted.

Upon motion of Senator Nance, **HB 163,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 163,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 163 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Jelks, Leonard, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—27.

Nays: Cobb, Ginder, Hope, Howell, McClendon, Medlock, Waller.—7.

Not Voting: Binns, Boecher, Collins, Gooldy, Jarman, Logan, Lowery, Mahan, Walker.—9.

Absent: Speck.—1.

The bill was declared passed.

HB 163 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported

by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 421—Appropriations.

DO PASS, as amended:

HB 129—Local, State and Federal Government.

Senator Gary asked unanimous consent, which was granted, that **SB 30** be re-referred to the Committee on Appropriations for further consideration, retaining its place on the Calendar.

GENERAL ORDER

HB 549, by Davidson and Smalley of the House and Rinehart of the Senate, was read and considered.

Upon motion of Senator Nance, **HB 549** was advanced to engrossment and Third Reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 549** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 549 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—34.

Nays: Waller.—1.

Not Voting: Boecher, Cartwright, Cobb, Gooldy, Jelks, Porter, Rinehart Walker.—8.

Absent: Speck.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—34.

Nays: Waller.—1.

Not Voting: Boecher, Cartwright, Cobb, Gooldy, Jelks, Porter, Rinehart Walker.—8.

Absent: Speck.—1.

The emergency was declared passed.

HB 549 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 424, by Langley (Muskogee), was read and considered.

Upon motion of Senator Worthington, **HB 424** was advanced to engrossment and third reading.

By unanimous consent, **HB 424** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 424 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart, Walker.—9.

Absent: Speck.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—33.

Nays: Grim.—1.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart, Walker.—9.

Absent: Speck.—1.

The emergency was declared passed.

HB 424 was properly signed and ordered returned to Honorable House.

President Pro Tempore Logan presiding.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 22** was read and adopted, upon motion of Senator Gary:

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. 22 and Engrossed House Amendment thereto, by Gary of the Senate and Harkey of the House, entitled:

AN ACT RELATING TO THE STATE ELECTION BOARD, THE SECRETARY AND EMPLOYEES THEREOF; MAKING AN APPROPRIATION FROM THE GENERAL REVENUE FUND OF THE STATE FOR THE OPERATION OF SAID BOARD AND EXPENSES THEREOF, INCLUDING THE PURCHASE OF ELECTION SUPPLIES AND PAYMENT OF COMPENSATION, MILEAGE AND PER DIEM OF SECRETARIES AND MEMBERS OF COUNTY ELECTION BOARDS, FOR THE BIENNIUM BEGINNING JULY 1, 1949, AND ENDING JUNE 30, 1951; MAKING APPROPRIATIONS NON-FISCAL FOR CONTRACTUAL AND EXPENDITURE PURPOSES; FIXING THE SALARY OF THE SECRETARY OF THE STATE ELECTION BOARD; AUTHORIZING THE SECRETARY OF THE STATE ELECTION BOARD TO EMPLOY AND FIX THE SALARY OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; REPEALING SECTION 35, HOUSE BILL 438, R.S., TWENTY-FIRST LEGISLATURE; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 22 recommends that the House insert the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

We recommend that Engrossed Senate Bill No. 22 be adopted in conformity with this report.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
COOK,
CARRIER,
MEDLOCK,
DACUS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:
HARKEY, Chairman,
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
MEIGS,
BULLARD,
HAWORTH,
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule

30 was suspended and **SB 22,** as amended in Conference, was placed on final passage.

SB 22, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The bill, as amended, in conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The emergency was declared passed.

SB 22, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 27** was read and adopted upon motion of Senator Gary:

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. 27 and Engrossed House Amendment thereto, by Waller of the Senate and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE WILL ROGERS MEMORIAL COMMISSION FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE WILL ROGERS MEMORIAL COMMISSION TO EMPLOY AND FIX THE SALARY OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 27 recommends that the House insert the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA".

We recommend that Engrossed Senate Bill No. 27 be adopted in conformity with this report.

SENATE CONFEREES:
GARY, Chairman,
LOWERY,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:
HARKEY, Chairman,
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
BULLARD,
HAWORTH,
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30 was suspended and **SB 27,** as amended in Conference, was placed upon final passage.

SB 27, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The emergency was declared passed.

SB 27, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 92** was read and adopted upon motion of Senator Gary:

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 92 and Engrossed House Amendment thereo, by Gary, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CHIEF MINE INSPECTOR FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CHIEF MINE INSPECTOR TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SECTION 18 OF HOUSE BILL 438, R. S., TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949; REPEALING ALL OTHER LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 92 recommends that the House insert the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

We recommend that Engrossed Senate Bill No. 92 be adopted in conformity with this report.

SENATE CONFEREES:
GARY, Chairman.
LOWERY,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:
HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
BULLARD,
HAWORTH,
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30 was suspended and **SB 92,** as amended in Conference, was placed upon final passage.

SB 92, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Connell, Gooldy, Jelks, Lowery, McClendon, Mahan, Rinehart.—8.

Absent: Speck.—1.

The emergency was declared passed.

SB 92, together with Conference Committee Report thereon, was transmitted to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 473**—By Field—An Act amending 36 O. S. 1941 § § 184, 186, 187 and 218 (Seventh), (Eighth) and (Ninth), relating to the valuation of life insurance policies, deficiency reserves, non-forfeiture provisions, reserves, and provisions contained in policies; providing that this Act shall apply to life insurance companies and certain other insurance companies and associations; repealing conflicting acts; and declaring an emergency.

Engrossed **HB 466**—By Anglin—An Act repealing Sections 401, 402, 403 and 404, Title 64, Oklahoma Statutes 1941, relating to oil and gas mining leases and leases for construction of permanent improvements of lands of counties, towns, school districts, cities or townships; and declaring an emergency.

Engrossed **HB 467**—By Anglin—An Act relating to oil and gas leases of lands belonging to abandoned municipalities and to county separate schools; defining "abandoned municipalities" to include certain cities, towns, and school districts; providing for appointment of a receiver by the district court to enter into such leases for abandoned municipalities; making failure to pay moneys to which abandoned municipalities are entitled under such leases a misdemeanor and fixing a penalty; prescribing the duties of the county attorney and the county treasurer in connection therewith; providing for the leasing for oil and gas purposes of county separate school lands; providing that such leases shall be for the term, conditioned, and sold as provided by Chapter 8, Title 64, Session Laws 1943; repealing conflicting laws; and declaring an emergency.

Engrossed **HB 492**—By Smalley—An Act assessing an additional One Dollar ($1.00) court cost in each conviction for the violation of any State law in addition to other court costs in justice courts, and all courts of record within the State; requiring the transmittal thereof to the State Treasurer for de-

posit in a special fund designated as "The Parole Fund"; appropriating the parole fund without fiscal year limitation to the Pardon and Parole Board to be used as other appropriations thereto; authorizing the appointment of not to exceed six (6) assistant pardon and parole officers to be paid from said fund; fixing the salaries of such officers and defining their duties; requiring consideration of recommendations for clemency by the Pardon and Parole Board; expressing the intent of the Legislature for supervision of youthful offenders; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 60, 194 and 283.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 273** as amended.

HAs to **SB 273** read as follows, and consideration deferred for this day:

AMENDMENT NO. 1—Page 1, Section 1, Line 10 of Engrossed Senate Bill No. 273, by striking the words and figures "Twenty-five Thousand Dollars ($25,000.00)".

AMENDMENT NO. 2—Page 1, Section 1, Line 11, adding a comma after the word "station", and striking the words "in Lincoln County, Oklahoma".

AMENDMENT NO. 3—Page 1, Section 3, Lines 22 and 23, by striking the words and figures "Five Thousand Dollars ($5,000.00)".

AMENDMENT NO. 4—By adding the following names as Co-authors: "BERRY, BROWN (Pottaw.), FORSYTHE, TOLBERT, and WAGNER of the House."

RESOLUTION

By unanimous consent, upon request of Senator Nance, the following Senate Resolution was introduced, read at length and adopted upon motion of Senator Nance:

SENATE RESOLUTION NO. 23—By NANCE.

WHEREAS, the Honorable Randell S. Cobb, Attorney General of the State of Oklahoma from 1943 to 1946, First Assistant Attorney General from 1933 to 1943, Assistant Attorney General from 1920 to 1933, and legal counsel of the State Senate during the Twenty-first Session of the Oklahoma Legislature, departed this life in Oklahoma City, Oklahoma, at the age of 51 on the 13th day of May, 1948; and

WHEREAS, Randell S. Cobb served as Post Commander of Oklahoma City Post No. 35 of the American Legion during the years 1928 and 1929, and as Departmental Commander of the American Legion for the State of Oklahoma during the years 1940 and 1941; and

WHEREAS, his official services, as well as his many civic activities in behalf of his city and state, as well as his personal life, were such as to deservedly win the admiration, respect and warm personal regard of all those who were privileged to know him.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Senate of the Twenty-second Legislature of the State of Oklahoma, and the members thereof, hereby express their deepest appreciation of the outstanding official and personal life and activities of Randell S. Cobb, and extend their warmest sympathy to his wife, Mrs. Mary Cobb; his daughter, Mrs. Betty Jane Harris; and his mother, Mrs. Lillian L. Benson, and direct that this resolution be printed in the journals of the Senate and duly authenticated copies thereof transmitted by the

Secretary of the Senate to the above members of his family.

SR 23 was ordered referred for engrossment.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 93.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 93** was read and consideration deferred for this day:

TO THE HONORABLE
SPEAKER OF THE HOUSE
OF REPRESENTATIVES, AND
TO THE HONORABLE
PRESIDENT OF THE SENATE:

We, your Conference Committee to whom was referred Engrossed House Bill No. 93, by Reynolds (Ottawa), Bailey (Kay), Boatman, Fronterhouse, Nix, Russell, and Stipe, entitled:

AN ACT PROVIDING FOR WORKMEN'S DEATH BENEFITS TO DEPENDENTS OF DECEASED EMPLOYEES FATALLY INJURED IN HAZARDOUS INDUSTRIES, PLACING THE SUPERVISION OF THE ACT UNDER THE STATE INDUSTRIAL COMMISSION AND ADOPTING PROCEDURAL AND OTHER RULES APPLICABLE IN WORKMEN'S COMPENSATION CASES; FIXING LIABILITY OF EMPLOYERS TO PROCURE, SECURE, AND PAY COMPENSATION, PROVIDING FOR SCHEDULES OF SUCH PAYMENTS BASED ON SURVIVING DEPENDENTS, AND DEFINING SUCH DEPENDENTS; PROVIDING FUNERAL AND BURIAL EXPENSES, MEDICAL ATTENTION AND EXPENSES OF LAST SICKNESS AND DISABILITY PAYMENTS FROM PERIOD OF INJURY TO DEATH; PRESERVING RIGHT OF ACTION IN COURTS FOR DAMAGES AND PROVIDING ELECTION OF REMEDIES AND LIMITING COURT DEFENSES ON FAILURE TO SECURE OR OTHERWISE PROVIDE INSURANCE OF BENEFITS; DIRECTING PAYMENTS TO THE ESTATE OF THE DECEASED IN ABSENCE OF DEPENDENTS, AND OUTLINING CERTAIN PROCEDURE AND AUTHORIZING PROMULGATION OF ADDITIONAL RULES AND REGULATIONS TO EFFECT PURPOSES OF ACT,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

Respectfully submitted,

HOUSE CONFEREES:
REYNOLDS
BOATMAN
STIPE.

SENATE CONFEREES:
BALLINGER
ROGERS.

Senator Nevins moved that the Senate adjourn to meet at 1:30 p. m., tomorrow.

Senate Nance, as a substitute, moved that the Senate adjourn to meet at 1:00 p. m., tomorrow, which motion prevailed.

SEVENTY-EIGHTH LEGISLATIVE DAY

Tuesday, May 17, 1949

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by President Pro Tempore Logan.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Gooldy.—1.

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.

Senator Rogers asked unanimous consent that Walter Mason Moore II, young son of Dr. and Mrs. Walter M. Moore, New Orleans, Louisiana, formerly of Muskogee, and friends of Senator Rogers, be made an Honorary Page for this legislative day, which was the order.

PENDING ACTION ON HAs to SB 273:

Upon motion of Senator Cowden, the Senate refused to concur in **HA** to **SB 273,** and asked for a conference, the President Pro Tempore appointing as Senate Conferees: Senators Cowden, Collins, Walker, White and Gary.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 466**—Oil and Gas.

Engrossed **HB 467**—Oil and Gas.

Engrossed **HB 473**—Insurance.

Engrossed **HB 492**—

Senator Rinehart asked unanimous consent, which was granted, that **HB 492,** by Smalley, be ordered printed and placed upon the calendar without reference to a committee.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 323—Agriculture.

HB 454—Agriculture.

HB 460—Public Health.

DO PASS, as amended:

SB 30—Appropriations.

HB 214—Agriculture.

HB 364—Social Welfare.

WITHOUT RECOMMENDATION:

HB 281—Public Health.

GENERAL ORDER

SB 298, by Cartwright, was read and considered.

Upon motion of Senator Cartwright, **SB 298** was advanced to engrossment and third reading.

By unanimous consent, **SB 298** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 298 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers,

Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Gooldy.—1.

Not Voting: Binns, Carrier, Cobb, Collins, Counts, Ginder, Jarman, McClendon, Mahan, Nance, Seaman.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Gooldy.—1.

Not Voting: Binns, Carrier, Cobb, Collins, Counts, Ginder, Jarman, McClendon, Mahan, Nance, Seaman.—11.

The emergency was declared passed.

SB 298 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 28** was read and adopted upon motion of Senator Gary:

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. **28**, and Engrossed House Amendment thereto, by Gary of the Senate and Harkey of the House, entitled:

"AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OKLAHOMA LIBRARY COMMISSION FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE OKLAHOMA LIBRARY COMMISSION TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,"

beg leave to report that we make the following recommendations:

We recommend that Conference Committee Substitute for Engrossed Senate Bill No. 28 be adopted.

SENATE CONFEREES:

GARY, Chairman,
DACUS,
RITZHAUPT,
MEDLOCK,
WALLER,
McCLENDON,
CARRIER,
LOWERY.

HOUSE CONFEREES:

HARKEY, Chairman,
HERT,
SMITH,
PAZOURECK,
TOLBERT,
BULLARD,
FIELD,
HAWORTH,
LARASON.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 28—By GARY of the Senate and HARKEY of the House.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OKLAHOMA LIBRARY COMMISSION FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE OKLAHOMA LIBRARY COMMISSION TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the ap-

propriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
OKLAHOMA LIBRARY COMMISSION		
For expenses of personal services in accordance with the following schedule	$24,900.00	$24,900.00
S C H E D U L E		
Secretary	$ 3,600.00	$ 3,600.00
Assistant Secretary	2,400.00	2,400.00
Director of Traveling Libraries	2,400.00	2,400.00
Cataloger	2,400.00	2,400.00
Director of Individual Loans	2,400.00	2,400.00
Braille Librarian	2,400.00	2,400.00
Braille Assistant	1,800.00	1,800.00
Order and Accessions Clerk	2,100.00	2,100.00
Stenographer	1,800.00	1,800.00
File and Record Clerk	1,800.00	1,800.00
Packer and Shipper	1,800.00	1,800.00
TOTAL OF SCHEDULE	$24,900.00	$24,900.00
For expenses of maintenance and operation in accordance with the following schedule	$19,850.00	$20,050.00
S C H E D U L E		
Traveling expense	$ 600.00	$ 600.00
Other operating expense	18,650.00	18,850.00
Equipment	600.00	600.00
TOTAL OF SCHEDULE	$19,850.00	$20.050.00
TOTAL OKLAHOMA LIBRARY COMMISSION	$44,750.00	$44,950.00

SECTION 2. The Oklahoma Library Commission, created by Section 1, Title 65, Oklahoma Statutes 1941, shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Oklahoma Library Commission by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, including Section 3, Title 65, Oklahoma Statutes 1941, insofar as it relates to salary limitations, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 30, House Bill 438, Regular Session Twenty-First Legislature, is hereby specifically repealed.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 28**, as amended in Conference, was placed upon final passage.

SB 28, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Binns, Cobb, Collins, Counts, Dacus, Ginder, Jarman, McClendon, Mahan, Nance.—10.

Excused: Gooldy.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Binns, Cobb, Collins, Counts, Dacus, Ginder, Jarman, McClendon, Mahan, Nance.—10.

Excused: Gooldy.—1.

The emergency was declared passed.

SB 28, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

HB 129, by House Committee on Appropriations, was read and considered.

Upon motion of Senator Anderson, **HB 129** was advanced to engrossment and third reading.

By unanimous consent, **HB 129** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 129 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Binns, Howell.—2.

Not Voting: Ballinger, Cobb, Collins, Counts, Ginder, Jarman, Mahan, Nance, Porter.—9.

Excused: Gooldy.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Binns, Howell.—2.

Not Voting: Ballinger, Cobb, Collins, Counts, Ginder, Jarman, Mahan, Nance, Porter.—9.

Excused: Gooldy.—1.

The emergency was declared passed.

HB 129 was referred for engrossment.

GENERAL ORDER

SB 51, by Senate Committee on Appropriations, was read and considered.

Senator Gary moved to amend **SB 51** by substituting therefor the following:

"AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF VOCATIONAL EDUCATION FROM THE GENERAL REVENUE FUND OF THE STATE FOR THE RESPECTIVE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951 FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF TITLE 70, O. S. 1941, CHAPTER 30, RELATING TO VOCATIONAL EDUCATION AND COOPERATING WITH THE UNITED STATES

OFFICE OF EDUCATION IN THE PROMOTION OF VOCATIONAL EDUCATION, PROVIDING THAT SAID APPROPRIATION SHALL BE NON-FISCAL, AND DECLARING AN EMERGENCY,

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. APPROPRIATION. There is hereby appropriated to the State Board of Vocational Education from any moneys in the General Revenue Fund in the State Treasury not otherwise appropriated for the fiscal year ending June 30, 1950 and the fiscal year ending June 30, 1951 the following amounts, to be expended by the State Board of Vocational Education, for the following purposes:

	Fiscal Year ending June 30, 1950	Fiscal Year ending June 30, 1951
VOCATIONAL EDUCATION: For the purpose of cooperating with the United States Office of Education in the promotion of Vocational Education according to the terms of the Smith-Hughes Federal Act and Acts amendatory thereof or supplemental thereto: Commonly known and referred to as the "Smith-Hughes Act" and provided for under Act of Acceptance, Title 70, Section 1061 Oklahoma Statutes 1941 and Act of Administration under Title 70, Section 1063, Oklahoma Statutes 1941.		
Administration	$ 5,600.00	$ 5,600.00
Agriculture	321,000.00	349,000.00
Home Economics	100,000.00	110,000.00
Trade & Industrial	100,000.00	110,000.00
Distributive Education	23,400.00	25,400.00
Total	$550,000.00	$600,000.00

SECTION 2. The appropriations made by Section One of this act shall not be subject to fiscal year limitations and may be contracted or expended from thirty (30) months from date this act is passed.

SECTION 3. EMERGENCY. 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." Which amendment was declared adopted.

Upon motion of Senator Gary, **SB 51,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, **SB 51,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 51 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Ballinger, Cartwright, Cobb, Collins, Counts, Jarman, Jelks, Mahan, Porter, Rinehart, Seaman.—11.

Excused: Gooldy.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Speck, Thomp-

son, Walker, Waller, White, Worthington.—32.

Not Voting: Ballinger, Cartwright, Cobb, Collins, Counts, Jarman, Jelks, Mahan, Porter, Rinehart, Seaman.—11.

Excused: Gooldy.—1.

The emergency was declared passed.

SB 51 was referred for engrossment.

GENERAL ORDER

SB 29, by Gary of the Senate and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 29** was advanced to engrossment and third reading.

By unanimous consent, **SB 29** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 29 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Cartwright, Cobb, Counts, Ginder, Jarman, Jelks, Rinehart, Seaman.—9.

Excused: Gooldy.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Cartwright, Cobb, Counts, Ginder, Jarman, Jelks, Rinehart, Seaman.—9.

Excused: Gooldy.—1.

The emergency was declared passed.

SB 29 was referred for engrossment.

GENERAL ORDER

Senator Collins asked unanimous consent that **SB 72,** by Collins, be ordered re-referred to the Committee on Oil and Gas, which was the order.

SB 25, by Dacus, et al, was read and considered.

Senator Gary moved to amend **SB 25,** lines 8 to 18, page 7, by striking all of Section 2 and inserting in lieu thereof the following: "The supervision of instruction in the public schools of Oklahoma shall be vested in the State Board of Education, and subject to the limitations otherwise prescribed by law. The State Superintendent of Public Instruction shall be the Executive Officer of the State Board of Education and have the responsibility of administering the State Department of Education and shall perform such other administrative duties as are from time to time delegated to him by the State Board of Education. The State Board of Education shall appoint qualified persons to the positions set forth in the schedules of personal services in Section One of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the State Department of Education by law, payable from the appropriations made by this Act for expenses of personal services."

Senator Lowery, as a substitute, moved to amend **SB 25** by striking Sections 2 and 3 and renumbering the balance of the sections.

Senator Counts moved that the previous question be now put, which motion prevailed.

The vote occurring on the Lowery amendment, it was declared failed of adoption.

The vote occurring on the Gary amendment, it was declared adopted, the roll call being as follows:

Ayes: Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Hope, Howell, Jelks, Leonard, McClendon, Medlock, Nevins, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—23.

Nays: Baldwin, Binns, Boecher, Carrier, Cobb, Ginder, Grim, Jarman, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman.—16.

Not Voting: Anderson, Ballinger, Fine, Mahan.—4.

Excused: Gooldy.—1.

Senator Gooldy asked to be recorded present, which was the order.

Senator Ritzhaupt moved to amend **SB 25,** line 1, page 2, by striking the words on lines 1 and 2 and inserting the words: "to the State Department of Education to be allocated by the State Board of Education for the several purposes as needed and not to exceed the amounts herein set forth which shall be available for," which amendment was declared adopted.

Senator Nevins moved to strike the enacting clause of **SB 25,** which motion was tabled upon motion of Senator Gary.

Upon motion of Senator Gary, **SB 25,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 25** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 25 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Hope, Howell, Jelks, Leonard, McClendon, Mahan, Medlock, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—28.

Nays: Baldwin, Binns, Carrier, Cobb, Grim, Jarman, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, White.—14.

Not Voting: Ginder, Gooldy.—2.

The bill was declared passed.

Senator Lowery moved that the Emergency Clause be stricken from **SB 25,** which motion was tabled upon motion of Senator Gary.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, McClendon, Mahan, Medlock, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—31.

Nays: Binns, Carrier, Cobb, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, White.—11.

Not Voting: Ginder, Gooldy.—2.

The emergency was declared passed.

Senator Cobb moved to reconsider the vote by which **SB 25** was passed.

Senator Gary moved that the Cobb motion be tabled.

Senator Lowery raised a point of order against the Gary motion, citing Rule 12, which point of order was sustained by the President Pro Tempore.

Senator Gary moved that the rules of the Senate be suspended for the purpose of tabling the Cobb motion, which motion failed of adoption.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 16, 23, 36, 45, 46, 48, 53, 60, 88 and **90,** each, correctly enrolled.

Enrolled **SBs 16, 23, 36, 45, 46, 48, 53, 60, 88** and **90,** after fouth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 139, 259.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 6, 325, 536** and **463.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Thompson moved that the Senate operate under a Call, which motion was adopted.

Upon roll call, the following were noted absent: Ginder, Fine, Rogers and Waller.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

GENERAL ORDER

HB 197, by Klinglesmith of the House and Binns of the Senate, was read and considered.

Senators Rogers, Ginder and Waller asked to be recorded present, which was the order.

Senators Collins, Cowden and Waller moved to amend **HB 197,** by adding a new section on page 1 and providing a new section to be numbered "Section 1" and renumbering the remaining sections and insert therein the following section; "Section 1. Section 3, Chapter 6, Title 69, pages 479, 480, 481, 482 and 483, Session Laws 1947, the same being **SB 225** of the 1947 Legislative session be, and the same is hereby amended to read as follows: "Section 3. Power and Authority—Members. There is hereby created a body corporate and politic to be known as the "Oklahoma Turnpike Authority", and by that name the Authority may sue and be sued, and plead and be impleaded. The Authority is hereby constituted an instrumentality of the State, and the exercise by the Authority of the powers conferred by this Act, in the construction, operation and maintenance of turnpike projects shall be deemed and held to be an essential governmental function of the State. Provided, however, this shall not be construed to relieve said Authority from liability for personal injuries or property damages incurred by it through its negligence or the negligence of its servnats or agents, and in addition thereto it shall be subject to Workmen's Compensation Laws of the State the same as a private construction project.

The Oklahoma Turnpike Authority shall consist of five (5) members, including the Governor of the State, who shall be a member ex officio, and four (4) other members appointed by the Governor, by and with the consent of the Senate. The appointed members shall be residents of the State and one (1) a resident from each of the following four (4) counties: Oklahoma, Lincoln, Creek and Tulsa. The appointive members shall be residents of the State, and shall have been qualified electors therein for a period of at least one (1) year next preceding their appointment. The members of the Authority first appointed shall continue in office for terms expiring on July 1, 1951; July 1, 1953; July 1, 1955; and July 1, 1957; respectively, the term of each such member to be designated by the Governor, and until their respective successors shall be duly appointed for a term of eight (8) years, except that any person appointed to fill a vacancy shall be appointed to serve only for the unexpired term, and a member of the Authority shall be eligible for reappointment. Each appointed member of the Authority before entering upon his duties shall take an oath as provided by Section 1 of Article XV of the Constitution of the State of Oklahoma. The appointive members of the Authority may be re-

moved by the Governor at any time with or without cause.

The Authority shall elect one (1) of the appointed members as Chairman and another as Vice Chairman, and shall also elect a Secretary and Treasurer. Three (3) members of the Authority shall constitute a quorum and the vote of three (3) members shall be necessary for any action taken by the Authority. No vacancy in the membership of the Authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the Authority.

Before the issuance of any turnpike revenue bonds under the provisions of this Act, each appointed member of the Authority shall execute a surety bond in the penal sum of Twenty-five Thousand Dollars ($25,000.00) and the Secretary and Treasurer shall execute a surety bond in the penal sum of One Hundred Thousand Dollars ($100,000.00), each such surety bond to be conditioned upon the faithful performance of the duties of his office to be executed by a surety company authorized to transact business in the State of Oklahoma as surety and to be approved by the Governor and filed in the office of the Secretary of State.

The members of the Authority shall be entitled to compensation of Six Thousand Dollars ($6,000.00) annually, payable monthly for their services. Each member shall be reimbursed for his actual traveling expenses necessarily incurred in the performance of his duties. All salaries and necessary traveling expenses incurred in carrying out the provisions of this Act shall be payable solely from funds provided under the authority of this Act no liability or obligation shall be incurred by the Authority hereunder beyond the extent to which moneys shall have been provided under the authority of this Act", which amendment was tabled upon motion of Senator Rinehart.

Senator Cowden moved to amend **HB 197,** line 9, page 3, by striking after the comma and before the word "Chandler" the word "and" and inserting in lieu thereof the word "Davenport," and inserting after the word "Chandler" the words "and Wellston" (semi-colon)," which amendment was tabled upon motion of Senator Rinehart.

Senator Collins moved to amend **HB 197,** lines 8 and 9, page 3, by inserting after the comma and before the word "Bristow" the word "Kellyville,".

Senator Baldwin moved to table the Collins' amendment, which motion failed of adoption.

The vote occurring on the Collins' amendment, it was declared adopted.

Senators Collins, Cowden and Waller moved to amend **HB 197,** lines 10 to 18, page 4, lines 1 to 3, page 5, by striking lines 10 to 18, page 4, and lines 1 to 3, page 5, and inserting the following: "(g) Subject to the approval of the Corporation Commission of the State of Oklahoma, as hereinafter provided, to fix and revise from time to time tolls for the use of any turnpike projects; provided that the tolls when so fixed plus revenues derived from other sources shall, when applied to the estimated amount of traffic, produce sufficient revenue (a) to pay for the annual cost of the operation, maintenance, and repair of such project, (b) to pay as and when due the principal and interest on the bonds issued to pay for such project, and (c) to accumulate and maintain such reserves as are provided for in the resolution or trust indenture under which such bonds are issued or secured. The Authority before making effective any toll charges so fixed or revised shall file an application with the Corporation Commission requesting it approve said toll charges. Said application shall set forth the toll charges so fixed or revised by it and all relevant facts. The Corporation Commission shall set said application for hearing and shall

give such notice thereof that it shall deem sufficient. If from the facts developed at said hearing the Corporation Commission finds that the said toll charges will not produce more revenue than is necessary to meet the requirements of (a), (b) and (c) above after taking into consideration the revenue, if any, to be derived from other sources it shall approve said toll charges, plus revenues from other sources, will be less than or exceed the requirements of (a), (b), and (c) above, the Corporation Commission shall increase or reduce such charges so that the revenues resulting therefrom, together with said revenues from other sources, will approximately meet the requirements of (a), (b) and (c) above. The toll charges so approved, or increased, or reduced, shall become effective immediately. An appeal may be taken by the Authority or any other interested party from the order of the Corporation Commission to the Supreme Court of Oklahoma in the same manner and under the same conditions as are prescribed by law for an appeal from an order of the Corporation Commission fixing a rate for a public utility. The Corporation Commission and the Supreme Court, respectively, in exercising the jurisdiction vested in them hereunder shall give precedence to the rate questions coming before them and shall pass upon them as speedily as possible" which amendment failed of adoption.

Senator Cowden moved to amend **HB 197,** line 1, page 11, by inserting the following section: "Section 2. Section 6, Chapter 6, Title 69, pages 483-484, Session Laws 1947; the same being **SB** 225 of the 1947 legislative session, be, and the same is hereby amended to read as follows: Section 6. Grade Separations—Change of Location—Damages. The Authority shall have authority and it shall be its duty to construct grade separations at intersections of any Turnpike project with State and Federal Highways and to chcange and adjust the lines and grades of such highways so as to accommodate the same to the design of such grade separation. The cost of such grade separations and any damage incurred in changing and adjusting the lines and grades of such highways shall be ascertained and paid by the authority as a part of the cost of such Turnpike project. The Turnpike Authority is hereby directed to construct grade separations at all intersections of Turnpike projects with county highways.

If the Authority shall find it necessary to change the location of any portion of any State or county highways or city street, it shall cause the same to be reconstructed in substantially the same type and in as good condition as the original highway at such location as may be designated by the agency having control over the highways or street being relocated, provided such new location is reasonable. The cost of such reconstruction and any damage incurred in changing the location of any such highway or street shall be ascertained and paid by the Authority as a part of the cost of such Turnpike project.

Any public road or highway affected by the construction of any Turnpike project may be vacated or relocated by the Board of County Commissioners in the manner now provided by law for the vacation or relocation of public roads, and any damages awarded on account thereof shall be paid by the Authority as a part of the cost of such project. Damages to the various counties for the relocation of county roads shall be assessed against the Authority as in condemnation proceedings.

In addition to the foregoing powers the Authority and its authorized agents and employees may enter upon any lands, waters, and premises in the State for the purpose of making surveys, sonudings, drillings, and examinations as it may deem necessary or convenient

for the purposes of this Act, and such entry shall not be deemed a trespass, nor shall an entry for such purposes be deemed an entry under any condemnation proceedings which may be then pending. The Authority shall make reimbursement for any actual damages resulting to such lands, waters, and premises as a result of such activities.

The State of Oklahoma hereby consents to the use of all lands owned by it, including lands lying under water, which are deemed by the Authority to be necessary for the construction or operation of any Turnpike project; and the State of Oklahoma shall be paid reasonable compensation for the lands or property used, such compensation to be determined in the manner now provided by law for condemnation proceedings."

Senator Fine asked to be recorded present, which was the order.

Senator Rinehart moved to table the Cowden amendment, which motion was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Connell, Counts, Dacus, Fine, Ginder, Gooldy, Grim, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson.—27.

Nays: Boecher, Cobb, Collins, Cook, Cowden, Emery, Gary, Hope, Howell, Medlock, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—17.

Senators Collins, Cowden and Waller moved to amend **HB 197,** line 6, page 9, by inserting after the period on line 6 and before the word "no" the following and renumbering the remaining lines: "It is further provided that said Turnpike Authority shall furnish bid blanks only to contractors that are qualified to do work for the State Highway Department effective date of this Act. Provided further that present qualified contractors shall have completed a project in the last 18 months; provided further state resident contractors can qualify to bid provided that said Oklahoma resident contractors shall have been residents of the State of Oklahoma for a period of two (2) years prior to the effective date of this Act," which amendment was tabled upon motion of Senator Rinehart, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Counts, Fine, Ginder, Gooldy, Grim, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Worthington.—28.

Nays: Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Hope, Howell, Jelks, Rogers, Seaman, Speck, Walker, Waller, White.—16.

Senator Rinehart moved that the vote be reconsidered by which the Collins' amendment to lines 8 and 9, page 3, of **HB 197** was adopted.

Senator Collins moved to table the Rinehart motion, which motion failed of adoption, the roll call resulting as follows:

Ayes: Collins, Cook, Cowden, Dacus, Emery, Gary, Grim, Hope, Howell, Medlock, Rogers, Seaman, Walker, Waller, White.—15.

Nays: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Fine, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Thompson, Worthington. —29.

The vote occurring on the Rinehart motion, it was declared adopted.

Upon motion of Senator Rinehart, the Collins' amendment to lines 8 and 9, page 3, was tabled.

Upon motion of Senator Rinehart, **HB 197** was advanced to engrossment and third reading.

By unanimous consent, **HB 197** was

considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 197 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Connell, Cook, Counts, Dacus, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Worthington.—33.

Nays: Boecher, Carrier, Collins, Cowden, Emery, Gary, Jelks, Rogers, Walker, Waller, White.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Connell, Cook, Counts, Dacus, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Worthington.—33.

Nays: Boecher, Carrier, Collins, Cowden, Emery, Gary, Jelks, Rogers, Walker, Waller, White.—11.

The emergency was declared passed.

HB 197 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 23, HBs 35 and **163,** each correctly engrossed.

SR 23, and **SBs 19, 87, 194,** and **283,** each correctly enrolled.

Engrossed **SR 23** was properly signed and referred for enrollment.

Engrossed **SAs** to and Engrossed **HBs 35** and **163,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 19, 87, 194** and **283,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 23** was properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 409—Local, State and Federal Government.

DO PASS, as amended:

SB 72—Oil and Gas.

MOTION LODGED TO RECONSIDER—THIRD READING

Referring further to **HB 134,** by Smith (Rogers) et al:

Senator Medlock moved to reconsider the vote by which **HB 134** failed of passage.

Senator Cobb moved that the Medlock motion be tabled, which motion was declared failed of adoption.

The vote occurring on the Medlock motion, it was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Counts, Dacus, Emery, Gary, Gooldy, Grim, Jelks, Logan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Seaman, Waller, White.—23.

Nays: Baldwin, Carrier, Cobb, Connell, Cook, Cowden, Fine, Ginder, Hope, Howell, Jarman, Leonard, Lowery, McClendon, Mahan, Porter, Rogers, Speck, Thompson, Walker, Worthington.—21.

Senator Cobb raised a point of order against the declaration of adoption of the Medlock motion stating it would require twenty-three (23) affirmative votes to reconsider the vote, which point

of order was overruled by the President Pro Tempore who declared only a majority of those voting necessary to reconsider a vote by which a bill failed of passage.

On the question of passage of **HB 134,** the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Connell, Counts, Dacus, Emery, Gary, Gooldy, Grim, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Waller, White, Worthington.—24.

Nays: Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Fine, Ginder, Hope, Howell, Jarman, Leonard, McClendon, Mahan, Rogers, Speck, Thompson, Walker.—20.

The bill was declared passed.

Senator Cowden moved to reconsider the vote by which **HB 134** was passed.

PENDING ACTION ON HOUSE AMENDMENTS

Senator Rinehart moved that the Senate refuse to concur in **HAs** to **SB 31** and ask for a conference, which motion prevailed, the Presiding Officer naming Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller as Senate Conferees thereunder.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 29, 51, and **298,** each correctly engrossed.

SBs 139 and **259,** each correctly enrolled.

Engrossed **SBs 29, 51** and **298** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 139** and **259,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 474—Business and Industry.

PENDING CONSIDERATION OF MOTION LODGED TO RECONSIDER VOTE:

Senator Lowery raised a point of order against reconsideration of the vote today by which **HB 223,** by Dunlap, was passed, citing Rule 12, which point of order was sustained by the President Pro Tempore, following which **HB 223,** as amended, was ordered referred for engrossment.

Senator Nevins presiding.

GENERAL ORDER

Senator Gary asked unanimous consent that **SB 32,** by Collins and Counts of the Senate and Harkey of the House, and **SB 61** by Nevins and Dacus, be re-referred to the Committee on Appropriations for the purpose of re-drafting, which was the order.

Senator Anderson asked unanimous consent that **SB 181,** by Anderson of the Senate and Bullard and Box of the Houshe, and **SB 286,** by Anderson and Rinehart of the Senate, and Williams and Smalley of the House, be stricken from the calendar, which was the order.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 411,** conference requested, House Conferees named as follows: Langley (Adair), Biles and Boatman.

Further consideration of **HB 411** was deferred for this day.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 110,** as amended.

MESSAGES FROM HOUSE

Returning following Bills and/or

Resolutions, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: **SBs 22, 28, 27, 92.**

The above numbered Bills and/or Resolutions, as amended in Conference, were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 273,** House Conferees named as follows: Pitman, Russell, Wagner, Boatman, Berry.

President Pro Tempore announced the appointment of Senator Nevins as a Senate Conferee under Engrossed **SB 273,** in the place of Senator White.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HJR 25**—By Trent, Dyer, Brannon, Duke, Harkey, Haworth, Lance, McColgin, McGahey, Roberson, Shibley, Stipe, Tate of the House, and Emery of the Senate—A Resolution advocating that movie makers have an end at making the American Indian the villian in pactures and that, as substitute, the valor, courage and statesmanship of Indian citizens of any generation of American peoples be extolled and lauded in historic pageantry as true as can ever be portrayed of any native sons of this our country; and urging those in position so to do to bring an end to prejudices and further the beginning of an understanding and comradeship with our first Americans, the Indians.

Engrossed **HB 390**—By Stipe, Brown (Pittsburg), Boatman, and Russell of the House, and Counts of the Senate—An Act relating to mines and mining; amending 45 O. S. 1941 § § 1, 2, 3, 4, 5, 6, 8, 65, 111, 116, 118, 131, 151, 171, 172, 181, 201, as amended; 241, 251, 281, 291, 292, 293, as amended; 301, 311, 331, 341, and 361; providing for compilation of Oklahoma mining laws by Attorney General, and fixing duties of Chief Mine Inspector and coal mine operators in distributing compilations of mining laws; providing an appropriation therefor; and declaring an emergency.

Engrossed **HB 506**—By Billingsley and Anglin—An Act authorizing any class "A" motor carrier of passengers, subject to the approval of the Corporation Commission, to lease all or any part of the route covered by the certificate of convenience and necessity held by such class "A" motor carrier; providing for a hearing before the Corporation Commission on an application to approve a proposed lease; repealing all laws or parts thereof in conflict with this Act; and declaring an emergency.

Engrossed **HB 468**—By Oliver, Brickell, Disney, and Stipe—An Act relating to blind passengers of common carriers accompanied by a leader dog, seeing eye dog or other guide dog; providing that such dogs shall be transported without extra fare; providing that such persons shall observe certain rules and regulations, shall carry and produce certain certificates, shall keep such dogs out of the aisles of transportation facilities and shall muzzle such dogs upon demand; and declaring an emergency.

Engrossed **HB 546**—By Romang and Camp—An Act amending 57 O. S. 1941 § 56; and declaring an emergency.

Engrossed **HB 185**—By Committee on Education—An Act making appropriations to the State Board of Education to carry out the terms and provisions of Chapter 31, Title 70, page 537, Session Laws 1947, for the audio-visual education program; subject to the terms and provisions of House Bill No. 120, R. S., Twenty-second Legislature; authorizing the State Board of Education to employ and fix the salary of officials and employees necessary to carry out the purposes of this Act; making appropriations nonfiscal; and declaring an emergency.

Engrossed **HB 562**—By Russell and Box—An Act making a supplemental

appropriation to the Adjutant General; and declaring an emergency.

Engrossed **HB 186**—By Morris, Dunlap, Brannon, Griffin, Biles, Henry, Eubanks, Roberson and Munson—An Act making an appropriation to the State Board of Education to carry out the terms and provisions of Chapter 31a, Title 70, Page 538, Session Laws 1947, for aid to mentally and physically handicapped children; subject to the terms and provisions of House Bill 122, R.S., Twenty-Second Legislature; making appropriation non-fiscal; and declaring an emergency.

Engrossed **HB 26**—By Committee on Appropriations—An Act making appropriations for the support of the Oklahoma Tax Commission for the fiscal year ending June 30, 1950, and June 30, 1951; authorizing the Oklahoma Tax Commission to appoint qualified persons to positions authorized herein; authorizing said commission to create positions, make appointments and fix the salary of persons required to perform the duties of the Oklahoma Tax Commission which are not specifically authorized herein; authorizing the transfer of funds; making the provisions of this Act severable; and declaring an emergency.

Engrossed **HB 62**—By Committee on Appropriations—An Act making appropriations for the support of the Oklahoma Planning and Resources Board for the fiscal years ending June 30, 1950, and June 30, 1951; creating certain positions therein and fixing the salaries therefor; authorizing the Oklahoma Planning and Resources Board to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; making appropriations non-fiscal; repealing all laws in conflict herewith; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 88, 48, 46, 36, 23, 16, 45, 53, 60, 90.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrosed **SJR 11,** as amended.

HAs to **SJR 11** read as follows, rejected upon motion of Senator Rinehart, conference requested, Senate Conferees to be appointed later:

Amendment No. 1: Page 1, Section 5, Line 32 of Engrossed Senate Joint Resolution No. 11, by striking the words and figures "seven (7) years" and substituting the words and figures "one (1) year".

Amendment No. 2: Page 3, by striking all of Section 12 (lines 13 to 33 inclusive).

Amendment No. 3: By striking the Emergency Clause in the title, and the Emergency Section (Section 13, page 3, line 34).

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 20,** as amended.

HA to **SB 20** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 20—By HOUSE COMMITTEE ON APPROPRIATIONS.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE DEPARTMENT OF PUBLIC SAFETY, STATE OF OKLAHOMA, FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE STATE COMMISSIONER OF PUBLIC SAFETY TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; THE APPROPRIATIONS MADE HEREIN

SHALL NOT BE SUBJECT TO FISCAL YEAR LIMITATIONS; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SECTION 1. There is hereby appropriated to the Department of Public Safety from any monies in the General Revenue Fund in the State Treasury the sum of One Million, Six Hundred Eighty Thousand, Eight Hundred Ninety-five Dollars ($1,680,895.00) for the fiscal year ending June 30, 1950, and there is hereby appropriated from the General Revenue Fund in the State Treasury the sum of One Million, Nine Hundred Twenty-one Thousand, Eight Hundred Ninety-five Dollars ($1,921,895.00) for the fiscal year ending June 30, 1951, to be expended by the Department of Public Safety to carry out the duties imposed upon said department by law. The amou ts herein appropriated shall constit te lump sum appropriations and the i' ms l.sted hereafter in Section 1 are for administrative guidance only and do not constitute line item appropriations.

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
DEPARTMENT OF PUBLIC SAFETY		
For expenses of personal services in accordance with the following schedule	$1,152,880.00	$1,348,440.00
SCHEDULE		
ADMINISTRATIVE DIVISION:		
Commissioner of Public Safety	$ 6,000.00	$ 6,000.00
Assistant Commissioner	4,800.00	4,800.00
Executive Assistant 1	3,900.00	3,900.00
Clerk 2	2,100.00	2,100.00
Stenographer Clerk 2 (2 @ $2,220)	4,440.00	4,440.00
Stenographer Clerk 2	2,400.00	2,400.00
HIGHWAY PATROL DIVISION:		
Chief of Patrol	4,800.00	4,800.00
Assistant Chief of Patrol, Captain	4,200.00	4,200.00
District Patrol Captains (2 @ $4,200)	8,400.00	8,400.00
Personnel and Training Officer, Captain	4,200.00	4,200.00
Highway Patrol Lieutenant (11 @ $3,600)	39,600.00	39,600.00
Highway Patrol Supervisors, with rank of Trooper (23 @ $3,300)	75,900.00	75,900.00
State Highway Patrolmen (119 @ $3,000 57 @ $2,400 first year 57 @ $2,700 second year additional 67 @ $2,400 second year	493,800.00	671,700.00
Longevity Pay	31,000.00	33,000.00
Clerks 3 (10 @ $2,700)	27,000.00	27,000.00
Clerk 3	2,820.00	2,820.00
Patrol Clerk (20 @ $2,520)	50,400.00	50,400.00
Stenographer Clerk 2 (2 @ $2,220)	4,440.00	4,440.00
Typist Clerk 2	1,920.00	1,920.00
RADIO DIVISION:		
Radio Engineer	3,900.00	3,900.00
Radio Operator 1 (3 @ $2,640)	7,920.00	7,920.00
Radio Operator 2 (2 @ $2,940)	5,880.00	5,880.00
Radio Operator 2 (3 @ $3,000)	9,000.00	9,000.00
Radio Technician	3,120.00	3,120.00
INVESTIGATION DIVISION:		
Head of Investigation Division	4,500.00	4,500.00
Assistant Head of Investigation Division	3,300.00	3,300.00
Ballistician	3,300.00	3,300.00
Clerk 3	2,400.00	2,400.00
Fingerprint Identifier	2,700.00	2,700.00
Fingerprint Identifier	3,000.00	3,000.00

Investigator (12 @ $3,000)	36,000.00	36,000.00
Stenographer Clerk 2	2,220.00	2,220.00
Typist Clerk 2 (2 @ $1,920)	3,840.00	3,840.00
Typist Clerk 2	2,040.00	2,040.00
REGISTRATION DIVISION:		
Chief of Registration Division	3,900.00	3,900.00
Assistant Chief of Registration Division	2,700.00	2,700.00
Clerk 1 (14 @ $1,740-16 @ $1,740 second year)	24,360.00	27,840.00
Clerk 2 (4 @ $1,920)	7,680.00	7,680.00
Stenographer Clerk 2	2,220.00	2,220.00
Typist Clerk 1 (3 @ $1,920)	5,760.00	5,760.00
TRAFFIC CONTROL DIVISION:		
Chief of Traffic Control Division	3,900.00	3,900.00
Clerk 1 (5 @ $1,740-6 @ $1,740 second year)	8,700.00	10,440.00
Clerk 2	2,040.00	2,040.00
Key Punch Operator	1,92.00	1,920.00
Key Punch Operator	2,040.00	2,040.00
Photographer 2	2,220.00	2,220.00
Statistician 2	3,300.00	3,300.00
Stenographer Clerk	2,220.00	2,220.00
Typist Clerk 1 (3 @ $1,920)	5,760.00	5,760.00
DRIVERS LICENSE DIVISION:		
License Examiners (8 @ $2,820)	22,560.00	22,560.00
License Examiners (9 @ $2,640)	23,760.00	23,760.00
License Examiners (25 @ $2,400 first year 25 @ $2,640 second year)	60,000.00	66,000.00
Stenographer Clerk 2	2,220.00	2,220.00
TRANSPORTATION DIVISION:		
Automotive Mechanic 2 (5 @ $2,700 6 @ $2,700 second year)	13,500.00	16,200.00
Automotive Shop Supt. 1	3,000.00	3,000.00
Mechanic Helper (3 @ $2,040)	6,120.00	6,120.00
Stock Clerk 3	2,700.00	2,700.00
LICENSE ENFORSEMENT DIVISION:		
Clerk 1	1,920.00	1,920.00
Clerk 1 (2 @ $1,740) (3 @ $1,740 second year)	3,480.00	5,220.00
License Enforcement Officer	1,920.00	1,920.00
Stenographer Clerk 2	2,220.00	2,220.00
Typist Clerk 1 (3 @ $1,920)	5,760.00	5,760.00
AUDITING AND PURCHASING DIVISION:		
Executive Assistant 2	4,500.00	4,500.00
Account Clerk 2	2,640.00	2,640.00
Accountant 2	3,120.00	3,120.00
Duplicating Machine Operator 2	2,700.00	2,700.00
Janitor 1 (2 @ $1,500)	3,000.00	3,000.00
Janitor 1	1,620.00	1,620.00
Printer	2,700.00	2,700.00
Stenographer Clerk 2	2,220.00	2,220.00
Stock Clerk 2	2,400.00	2,400.00
Switchboard Operator 2	1,920.00	1,920.00
Typist Clerk 2	1,920.00	1,920.00
Typist Clerk 2	2,040.00	2,040.00
CAPITOL POLICE DIVISION:		
Watchman Supervisor	2,100.00	2,100.00
Watchman 2 (14 @ $1,920)	26,880.00	26,880.00
TOTAL OF SCHEDULE	$1,152,880.00	$1,348,440.00

For expenses of maintenance and operation in accordance with the following schedule	$628,015.00	$673,455.00

S C H E D U L E

Traveling Expenses	$103,940.00	115,600.00
Training Schools	5,000.00	5,400.00
Other operating expense, including purchase, repair and cleaning of uniforms and shoes	331,575.00	388,955.00
Repair and replacement of Equipment	187,500.00	163,500.00
TOTAL OF SCHEDULE	$628,015.00	673.455.00
TOTAL DEPARTMENT OF PUBLIC SAFETY	$1,680,895.00	$1,921,895.00

SECTION 2. Effective July 1, 1949, the salary of the State Commissioner of Public Safety shall be Six Thousand Dollars ($6,000.00) per annum, payable monthly from the appropriation made by this Act. The State Commissioner of Public Safety shall create positions, fix the salary and make the appointment of personnel, to be paid from the lump sum appropriations made by this Act, which are necessary to perform the duties imposed upon the State Department of Public Safety by law.

SECTION 3. The appropriations made by this Act shall not be subject to fiscal year limitations and may be contracted or expended for thirty (30) months from date this Act is passed.

SECTION 4. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed or superseded and effective July 1, 1949, Section 28 of House Bill 438, R.S., Twenty-first Legislature, is hereby specifically 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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 95** and **271**, each as amended.

HA to **SB 95** read as follows and consideration deferred for this day:

AMENDMENT NO. 1—Page 2, Section 3, Line 8, of Engrossed Senate Bill No. 95, by striking all the rest of the Section after the word "to," and inserting in lieu thereof the following: "a state hospital for the insane having facilities for the care and treatment of the criminally insane. It shall be the duty of the Superintendent of said hospital to receive, care for and treat the said insane prisoner. When and if said prisoner is deemed to be restored to mental health by the Superintendent of said hospital, he shall so certify to the warden of the institution from which the prisoner was received, and said prisoner shall be returned to the custody of the warden of that institution to await further reclassification by the Classification Committee."

HA to **SB 271** read as follows and consideration deferred for this day:

Amendment No. 1: Page 1, line 8 of Engrossed Senate Bill No. 271, renumbering Section 1 to Section 2 and Section 1 to read as follows: This Act shall apply only to those counties which have a population of over two hundred thirty thousand (230,000) according to the last preceding Federal Census.

Amend the title to conform with bill.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 136** and **138**, each as amended.

HA to **SB 136** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 136—By Counts.

AN ACT RELATING TO INVESTMENTS BY TRUSTEES AND REPEALING 60 O. S. 1941, SECTION 175.46.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Unless otherwise authorized, directed or restricted by order of court or by will, trust agreement or other document which is the source of the trust, the trustee may invest trust funds in any property, real, personal or mixed, in which an individual may invest his own funds. In making investments, the trustee shall exercise the judgment and care in the circumstances then prevailing, which men of prudence, discretion and intelligence exercise in the management of their own affairs, not in regard to speculation but in regard to the permanent disposition of their funds, considering the probable income as well as the probable safety of their capital. The provisions of this Section shall not be construed to authorize a trustee to buy or sell property and investments from or to himself personally or to comingle trust funds with his individual funds.

SECTION 2. Any national bank or trust company acting in a fiduciary capacity may create and maintain a common trust fund, with the approval of the State Bank Commissioner or State Banking Board, provided that no such common trust fund shall be created until the plan thereof shall be submitted to the Bank Commissioner and the same be approved. If the State Bank Commissioner disapprove said plan, any interested party may appeal to the State Banking Board, and its decision in the matter shall be final.

SECTION 3. A trustee may retain in trust any property originally received into the trust and any substitution therefor without liability for such retention.

SECTION 4. 60 O. S. 1941, § 175.46 is hereby repealed.

HA to SB 138 read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 138—By Counts.

AN ACT AMENDING SECTION 1, CHAPTER 4, TITLE 60, PAGE 364 OKLAHOMA SESSION LAWS OF 1947, RELATIVE TO EXPRESS TRUSTS, HOW CREATED, DURATION AND EXTENSION OF TERM.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Capter 4, Title 60, Page 364, Oklahoma Session Laws of 1947 be and the same is hereby amended to read as follows:

"Section 1. No such express trust shall be valid unless created, first, by a written instrument subscribed by the grantor or grantors duly acknowledged, as conveyances of real estate are acknowledged, and recorded in the office of the county clerk of each county wherein is situated any real estate conveyed to such trustee, as well as in the county where the principal property is located or business conducted; or, second, by a will duly executed, as required by th law of the State. Such express trusts shall be limited in the duration thereof either to a definite period of not to exceed twenty-one (21) years, or to the period of life or lives of the beneficiary or beneficiaries thereof *in being at the time of the creation of the trust.* The instrument creating the trust shall specify the period of duration thereof within the limitations herein provided. When such express trust has originally been created for a definite term of years by a writing other than a will, the time of the existence of such express trust may be extended for a period of not exceeding twenty-one (21) years at

any one time, by a written instrument subscribed by all beneficiaries of such express trust, duly acknowledged as are conveyances of real estate, and recorded in the office of the county clerk of the county where is located the principal office of said trust, and in each county where is situated any real estate owned by such express trust. *Provided the provisions of this Section shall be applicable and limited to business trusts and shall have no application to personal trusts."*

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 133,** as amended.

HA to **SB 133** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 133—By Langley (Adair), Taylor, and Smith (Cherokee).

AN ACT RELATING TO COMMERCIAL MINNOW DEALERS; AMENDING SECTION 1, CHAPTER 6, TITLE 29, PAGE 255, OKLAHOMA SESSION LAWS 1947, SO AS TO PROVIDE THAT A COMMERCIAL MINNOW DEALERS LICENSE SHALL NOT PERMIT THE HOLDER THEREOF TO SEINE MINNOWS FROM THE SALT FORK OF THE ARKANSAS RIVER OR FROM ANY OF THE TRIBUTARIES THEREOF; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Chapter 6, Title 29, page 255, Oklahoma Session Laws 1947, is hereby amended to read as follows:

Section 1. A commercial minnow dealer may procure a license as such for a fee of Twenty-five Dollars ($25.00), which license will permit him to seine and catch non-game minnows for bait with a minnow seine of a mesh not to exceed one-fourth inch (¼") and the seine not to exceed forty feet (40') in length. Provided that a license shall not be issued to a non-resident, of the State or transported without the county of the residence of said licensee. *Provided further, that such commercial license shall not permit the holder thereof to seine or take minnows under the provisions of this Act from that portion of the Salt Fork of the Arkansas River and the tributaries thereto that lies west of the line dividing Kay County and Grant County, Baron Fork Creek, Ballard Creek, Clear Fork Creek, Flint Creek, Caney Creek, Sallisaw Creeks, Lees Creeks. Spring Creek, Tyner Creek and Fourteen Mile Creek.*

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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 15** and **17,** each as amended.

HA to **SB 15** read as follows and consideration deferred for this day:

AMENDMENT NO. 1—Page 1, Section 1, Line 20, of Engrossed Senate Bill No. 15, by striking the figures $36,200.00-$36,200.00 and insert in lieu thereof the figures $21,200.00-$21,200.00.

HAs to **SB 17** read as follows and consideration deferred for this day:

AMENDMENT NO. 1—Section 1, Page 2, Line 1 of Engrossed Senate Bill No. 17 by striking the figures, $75,000.00-$75,000.00 and insert in lieu thereof and figures, $25,000.00-$25,000.00.

AMENDMENT NO. 2—Section 1, Page 2, Line 4 by striking all of Line 4.

AMENDMENT NO. 3—Section 1, Page 2, Line 6 by striking the figures, $347,250.00-$347,250.00 and insert in lieu thereof the figures, $277,250.00-$277,250.00.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 24** and **197**, each as amended.

HA to **SB 24** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 24—By DACUS, NEVINS and GARY.

AN ACT APPROPRIATING MONEYS TO THE TEACHERS RETIREMENT SYSTEM OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; SHOWING THE PURPOSE OF SUCH APPROPRIATION; PRESCRIBING THE METHOD FOR THE ISSUANCE OF WARRANTS AND FIXING THE EFFECTIVE DATE OF THIS ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated for the use and benefit of the Teachers Retirement System of the State of Oklahoma, from the General Revenue Fund of the State of Oklahoma for the fiscal years ending June 30, 1950, and June 30, 1951, the same as set forth in Section 2 of this Act.

SECTION 2. In order to meet the requirements of Chapter 27, Title 70, Oklahoma Statutes 1943 Supplement, the sums of money set forth are for the purposes hereinafter stated:

	Fiscal Year ending June 30, 1950	Fiscal Year ending June 30, 1951
State Contribution for Prior Service	$800,000.00	$800,000.00
State Matching of Teachers Contribution	163,380.00	163,380.00
Costs of Administration	36,620.00	36,620.00
TOTAL	$1,000,000.00	$1,000,000.00

SECTION 3. The above appropriations shall be disbursed to the Board of Trustees of the Teachers Retirement System on claims filed with the State Budget Director, properly executed and approved by the Trustees of the Teachers Retirement System for the purposes herein stated and no other.

SECTION 4. The appropriations contained herein shall be available at the beginning of the respective fiscal years subject to the restrictions placed thereon by the Statutes of the State of Oklahoma.

SECTION 5. It is hereby declared by the 22nd Oklahoma Legislature that to maintain a teachers' retirement system on a sound actuarial basis would require an appropriation by the 22nd Oklahoma Legislature of One Million, Five Hundred Seven Thousand, Eight Hundred and Seventy-three Dollars ($1,507,873) for each of the fiscal years ending June 30, 1950 and June 30, 1951. This was primarily caused by the failure of the 21st Oklahoma Legislature to appropriate sufficient funds during the fiscal year ending June 30, 1949, to maintain the reserve of the teachers' retirement system on a sound actuarial basis. The 22nd Oklahoma Legislature further declares that it did inaugurate the bulk of a free text book program and provided the funds for desirable expansion of a number of other educational services which should reflect in decreased appropriation requests of the 23rd Oklahoma Legislature. Whereas, premises considered, it is requested by the 22nd Oklahoma Legislature that the 23rd Oklahoma Legislature place the reserve funds of the teachers' retirement system on a sound actuarial basis by appropriating sufficient money to overcome the deficiency caused by lack of appropriation by the 21st Oklahoma Legislature and the lack of funds available for appropriation by the 22nd Oklahoma Legislature.

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.

HA to SB 197 read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 197—By House Appropriations Committee.

AN ACT AUTHORIZING AND DIRECTING THE STATE LIBRARIAN TO PURCHASE FOR THE OKLAHOMA LIBRARY A BIBLIOGRAPHY OF RARE BOOKS ON AGRICULTURE FROM THE GROLIER SOCIETY, INC.; MAKING AN APPROPRIATION FOR THAT PURPOSE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF TH ESTATE OF OKLAHOMA:

SECTION 1. The State Librarian is hereby authorized and directed to purchase for the Oklahoma Library a bibliography of rare books on agriculture from the Grolier Society, Inc., and to pay Fourteen Thousand Five Hundred Ninety Dollars ($14,590.00) therefor from the appropriation hereinafter made.

SECTION 2. There is hereby appropriated to the State Librarian out of any surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ended June 30, 1948, the sum of Fourteen Thousand Five Hundred Ninety Dollars ($14,590.00) to purchase the bibliography referred to in Section 1.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Ritzhaupt presiding.

RESOLUTION

By unanimous consent, the following Resolution was introduced and consideration deferred for this day:

SENATE RESOLUTION NO. 24—By Gary—A SENATE RESOLUTION AUTHORIZING THE PRESIDENT PRO TEMPORE OF THE OKLAHOMA STATE SENATE TO APPROVE CLAIMS FOR THE PRINTING OF CERTAIN CONSTITUTIONAL STUDIES TO BE PAID OUT OF APPROPRIATIONS PROVIDED IN COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 61 OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE, AND/OR ANY OTHER APPROPRIATIONS FOR CURRENT OPERATION OF THE OKLAHOMA STATE SENATE.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:00 p. m., tomorrow.

SEVENTY-NINTH
LEGISLATIVE DAY
Wednesday, May 18, 1949

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by President Pro Tempore Logan.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

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 Cartwright asked unanimous consent that Judy Ann Scott, niece of Senator Binns, be made an Honorary Page for this legislative day, which was the order.

Senator Waller asked unanimous consent that Terry Young, Nowata, be made an Honorary Page for this legislative day, which was the order.

RESOLUTION

Senator Porter asked unanimous consent, which was granted, that **SR 24,** by Gary, be ordered printed and placed upon the calendar without reference to a committee.

SR 24, by unanimous consent, was taken up for immediate consideration.

SR 24 was read at length as follows, and adopted upon motion of Senator Porter:

SENATE RESOLUTION NO. 24—By GARY.

A SENATE RESOLUTION AUTHORIZING THE PRESIDENT PRO TEMPORE OF THE OKLAHOMA STATE SENATE TO APPROVE CLAIMS FOR THE PRINTING OF CERTAIN CONSTITUTIONAL STUDIES TO BE PAID OUT OF APPROPRIATIONS PROVIDED IN COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 61 OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE, AND/OR ANY OTHER APPROPRIATIONS FOR CURRENT OPERATION OF THE OKLAHOMA STATE SENATE.

WHEREAS, the constitutional research studies authorized and prepared under the provisions of Senate Resolution No. 17 of the Twenty-First Oklahoma Legislature are considered to be of such value to the State of Oklahoma, and particularly to any future Constitutional Convention which may be called by vote of the people.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That it is the consensus of the State Senate that the constitutional studies referred to should be consolidated and published in permanent form for distribution to schools, interested organizations and individuals, to members of the Oklahoma Legislature, and for the information and use of any future Constitutional Convention.

SECTION 2. That the President Pro Tempore of the State Senate be, and he is hereby authorized to approve claims for the printing and distribution of such constitutional studies, to be paid out of appropriations provided in Committee Substitute for House Bill No. 61 of the Twenty - Second Legislature, and / or from any other appropriations for the current operation of the State Senate.

SECTION 3. That, in addition to the one hundred (100) volumes of the printed studies required by law to be deposited in the State Library, the State Librarian shall receive two hundred and fifty (250) additional volumes to be preserved for the use of any future Constitutional Convention.

SR 24 was referred for engrossment.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 26**—

Upon motion of Senator Gary, **HB 26,** by Committee on Appropriations, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 62**—Appropriations.

Engrossed **HB 185**—

Upon motion of Senator Gary, **HB 185,** by Committee on Education, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 186**—

Upon motion of Senator Gary, **HB 186,** by Morris, et al, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 390**—Labor Relations.

Engrossed **HB 468**—

Upon motion of Senator Rinehart, **HB 468,** by Oliver, et al, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 506**—Roads and Highways.

Engrossed **HB 546**—Judiciary.

Engrossed **HB 562**—

Upon motion of Senator Gary, **HB 562,** by Russell and Box, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HJR 25**—

Upon motion of Senator Emery, **HJR 25,** by Trent, et al, of the House, and Emery of the Senate, was ordered printed and placed upon the calendar without reference to a committee.

PENDING REQUEST FOR CONFERENCE

Senator Fine moved that the request of the Honorable House for a conference on **HB 411,** by Langley, be granted, which motion was declared adopted, the President Pro Tempore appointing as Senate Conferees thereunder: Senators Fine, McClendon and Binns.

PENDING APPOINTMENT OF SENATE CONFEREES

The President Pro Tempore appointed as Senate Conferees on **SJR 11,** by Logan, the following: Senators Logan, Porter and Medlock.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 63—Appropriations.

HB 252—Education.

DO PASS, as amended:

SB 61—Appropriations.

HB 175—Local, State and Federal Government.

HB 477—Appropriations.

HB 496—Local, State and Federal Government.

DO NOT PASS:

HB 121—By Education, re-referred to Judiciary.

SB 238—Education.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 566**—By Forsythe—An Act prohibiting the use, utilization or employment of any property, real or personal, for or in connection with the manufacture, sale, rental or distribution of any article of merchandise commonly sold for profit, unless such property, real or personal, so used, utilized or employed shall have been duly returned for ad valorem assessment and

taxation; prescribing duties of county assessors with respect to assessment of such property, real or personal; providing penalties for violation and establishing presumption in proceedings relating to such assessment; making this Act severable and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 3** and **SBs 13, 217, 94, 239, 103, 240** and **215.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 19, 87, 194, 283, 139** and **259.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 110, 424,** and **549.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 492, by Smalley, was read and considered.

Upon motion of Senator Nance, **HB 492** was advanced to engrossment and third reading.

By unanimous consent, **HB 492** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 492 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Leonard, Logan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Connell, Howell, Price.—3.

Not Voting: Cartwright, Cobb, Gary, Hope, Jarman, Jelks, Lowery, McClendon, Mahan, Seaman.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Leonard, Logan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Connell, Howell, Price.—3.

Not Voting: Cartwright, Cobb, Gary, Hope, Jarman, Jelks, Lowery, McClendon, Mahan, Seaman.—10.

The emergency was declared passed.

HB 492 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Rinehart moved that **SB 44,** by Waller, et al, be stricken from the calendar, which motion was declared adopted.

SB 72, by Committee on Oil and Gas of the Senate, was read and considered.

Upon motion of Senator Collins, **SB 72** was advanced to engrossment and third reading.

By unanimous consent, **SB 72** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 72 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin; Ballinger, Cartwright, Collins, Connell, Cook, Cowden, Gooldy, Grim, Hope, Logan, Mahan, Medlock, Price, Speck.—15.

Nays: Anderson, Binns, Boecher, Carrier, Cobb, Dacus, Emery, Fine, Gary, Ginder, Howell, Jelks, Leonard, Lowery, McClendon, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—23.

Not Voting: Counts, Jarman, Porter, Seaman, Thompson, Waller.—6.

The bill was declared failed of passage.

Senator Ballinger moved to reconsider the vote by which **SB 72** failed of passage.

Senator Nance moved that **HB 405,** by Boatman, be withdrawn from the Judiciary Committee, and ordered printed and placed upon the calendar.

Senator Cook moved to table the Nance motion, which motion was declared failed of adoption.

The vote occurring on the Nance motion, it was declared adopted.

GENERAL ORDER

Senator Rinehart moved that **SB 115,** by Cowden and Collins, be stricken from the calendar, which motion prevailed.

Upon motion of Senator Fine, **SB 146,** by Thompson, was stricken from the calendar.

Upon motion of Senator Leonard, **SB 189,** by Leonard, et al, was stricken from the calendar.

SB 100, by Public Health Committee of the Senate, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 100** was advanced to engrossment and third reading.

By unanimous consent, **SB 100** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 100 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White.—43.

Not Voting: Worthington.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White.—43.

Not Voting: Worthington.—1.

The emergency was declared passed.

SB 100 was referred for engrossment.

GENERAL ORDER

Upon motion of Senator Ballinger, **SB 161,** by Seaman, was stricken from the calendar.

Upon motion of Senator Leonard, **SB 169,** by Leonard, was stricken from the calendar.

Upon motion of Senator Fine, **SB 42,** by Thompson, was stricken from the calendar.

SB 73, by Lowery, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 73** was advanced to engrossment and third reading.

By unanimous consent, **SB 73** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 73 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins,

Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—37.

Nays: Hope, Thompson.—2.

Not Voting: Cartwright, Ginder, Grim, McClendon, Speck.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—37.

Nays: Hope, Thompson.—2.

Not Voting: Cartwright, Ginder, Grim, McClendon, Speck.—5.

The emergency was declared passed.

SB 73 was referred for engrossment.

GENERAL ORDER

SB 188, by Ritzhaupt of the Senate, and Seids and Oliver of the House, was read and considered.

Senator Rinehart moved to amend **SB 188,** page 5, by striking Section 4, which amendment was declared adopted.

Senator Mahan presiding.

Upon motion of Senator Ritzhaupt, **SB 188,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 188,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 188 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Gary, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Thompson, Walker, Waller, Worthington.—31.

Nays: Boecher, Carrier, Dacus, Fine, Hope, Mahan, Nevins, Rinehart, Rogers, White.—10.

Not Voting: Ginder, Gooldy, Speck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Gary, Grim, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Thompson, Walker, Waller, Worthington.—31.

Nays: Boecher, Carrier, Dacus, Fine, Hope, Mahan, Nevins, Rinehart, Rogers, White.—10.

Not Voting: Ginder, Gooldy, Speck.—3.

The emergency was declared passed.

SB 188 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 164** was read and adopted upon motion of Senator Gary:

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. **164** and Engrossed House Amendment thereto, by Anderson of the Senate and Carmichael of the House, entitled:

AN ACT APPROPRIATING OUT

OF THE EMERGENCY APPROPRIATION FUND $10,000.00 FOR THE REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1949, TO SUPLEMENT THE FUNDS APPROPRIATED BY HOUSE BILL NO. 9, TITLE 4, CHAPTER 1, PAGE 31 SESSION LAWS OF 1947, FOR PAYMENT OF BOUNTY BY THE STATE OF OKLAHOMA FOR WOLVES, COYOTES AND BOBCATS KILLED IN THE STATE OF OKLAHOMA, ACCORDING TO THE TERMS OF SAID HOUSE BILL NO. 9; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that Engrossed Senate Bill No. **164** and Engrossed House Amendment thereto be adopted in conformity with this report.

SENATE CONFEREES:

GARY, Chairman,
LOWERY,
PORTER,
COOK,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
NEVINS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:

HARKEY, Chairman,
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MEIGS,
MUNSON,
BULLARD,
HAWORTH,
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 164,** as amended in Conference, was placed upon final passage.

SB 164, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Not Voting: Dacus, Ginder, Gooldy.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Not Voting: Dacus, Ginder, Gooldy.—3.

The emergency was declared passed.

SB 164, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

SB 206, by Price, was read and considered.

Senator Price moved to amend **SB 206,** line 12½, page 4, by adding a new section, to be known as Section 3, as follows: "All ordinances duly passed by the legislative bodies of cities and

towns shall be published in a newspaper having general circulation in said city or town. Unless published or posted as required by law, same shall be null and void. Renumber emergency section," which amendment was declared adopted.

Upon motion of Senator Price, **SB 206,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **SB 206,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 206 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Gary, Ginder, Jarman, Nevins, Seaman, Thompson.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—38.

Not Voting: Gary, Ginder, Jarman, Nevins, Seaman, Thompson.—6.

The emergency was declared passed.

SB 206 was referred for engrossment.

GENERAL ORDER

By unanimous consent, **SB 199,** by Worthington, was stricken from the calendar.

SB 205, by Price, was read and considered.

Upon motion of Senator Price, **SB 205** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **SB 205,** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 205 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Binns, Grim, Mahan, Price.—4.

Nays: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington. —34.

Not Voting: Collins, Gary, Howell, Porter, Rinehart, Walker.—6.

The bill was declared failed of passage.

GENERAL ORDER

SB 153, by Price of the Senate, and Andrews of the House, was read and considered.

Upon motion of Senator Price, **SB 153** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **SB 153** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 153 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—38.

Nays: Waller.—1.

Not Voting: Counts, Howell, Porter, Rinehart, Thompson.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—38.

Nays: Waller.—1.

Not Voting: Counts, Howell, Porter, Rinehart, Thompson.—5.

The emergency was declared passed.

SB 153 was referred for engrossment.

GENERAL ORDER

Senator Cartwright moved that consideration of **SB 231,** by Cartwright, be deferred temporarily.

Senator Cobb, as a substitute, moved that **SB 231** be stricken from the calendar, which motion failed of adoption.

The vote occurring on the Cartwright motion, it was declared adopted.

SB 232, by Carrier, et al, was read and considered.

Upon motion of Senator Carrier, **SB 232** was advanced to engrossment and third reading.

Upon motion of Senator Carrier, the rules of the Senate were suspended, and **SB 232** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 232 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Boecher, Gooldy, Nance, Porter, Rinehart, Speck.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Boecher, Gooldy, Nance, Porter, Rinehart, Speck.—7.

The emergency was declared passed.

SB 232 was referred for engrossment.

GENERAL ORDER

SB 237, by Lowery, was read and considered.

Senator Ballinger moved that **SB 237** be stricken from the calendar, which motion he withdrew.

Upon motion of Senator Lowery, **SB 237** was advanced to engrossment and third reading.

Upon motion of Senator Lowery, **SB 237** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 237 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Logan, Lowery, Nevins, Price, Speck, Walker, Waller, Worthington.—23.

Nays: Baldwin, Collins, Counts, Ginder, Grim, Hope, Jarman, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, White.—16.

Not Voting: Ballinger, Binns, Boecher, McClendon, Nance.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, Worthington.—32.

Nays: Baldwin, Collins, Counts, Ginder, Hope, Jarman, Mahan, Rinehart, Thompson, White.—10.

Not Voting: Binns, Nance.—2.

The emergency was declared passed.

SB 237 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 129 and **223** correctly engrossed.

SBs 27 and **28** correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 129** and **223,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 27** and **28,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 231—Agriculture.

Senator Gooldy asked unanimous consent, which was granted, that notwithstanding the adverse committee report on **HB 319,** by Committee on Game and Fish, the bill be re-referred to the Committee on Game and Fish for further consideration.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 11,** House Conferees named as follows: Langley (Muskogee), Peak and Easterly.

GENERAL ORDER

Upon motion of Senator Thompson, **SB 43,** by Thompson, was ordered stricken from the Calendar.

SB 236, by Lowery, was read and considered.

Upon motion of Senator Lowery, **SB 236** was advanced to engrossment and third reading.

By unanimous consent, **SB 236** was considered engrossed and placed upon third reading and final passage.

Senator Rinehart presiding.

THIRD READING

SB 236 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan,

Lowery, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—31.

Nays: Howell, McClendon, Rogers, Waller, White.—5.

Not Voting: Ballinger, Binns, Connell, Cowden, Jarman, Leonard, Nance, Porter.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan, Lowery, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Worthington.—31.

Nays: Howell, McClendon, Rogers, Waller, White.—5.

Not Voting: Ballinger, Binns, Connell, Cowden, Jarman, Leonard, Nance, Porter.—8.

The emergency was declared passed.

SB 236 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 197 correctly engrossed.

SBs 22 and **92** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 197,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 22** and **92** were, after fourth readings, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Mahan presiding.

GENERAL ORDER

SB 211, by Ritzhaupt, was read and considered.

Senator Counts moved that **SB 211** be stricken from the Calendar, which motion by unanimous consent he withdrew.

Senator Ritzhaupt moved to amend **SB 211,** line 2, page 4, by adding after the word "detention" and before the word "If" the following: "any animal which has a licensed tag indicating name of its owner or a registration number it shall be the duty of the pound manager to notify the owner and keep the animal for fifteen (15) days after notification", which amendment was declared adopted.

Senator Worthington moved to amend **SB 211,** line 16, page 3, after the word "least" and before the word "days" by striking the word "five" and inserting the word "ten", which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **SB 211,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SB 211,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 211 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—31.

Nays: Baldwin, Counts, Porter, Price, Seaman.—5.

Not Voting: Binns, Collins, Fine, Gary, Logan, McClendon, Rogers, Walker.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Ginder,

Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Lowery, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Speck, Thompson, Waller, White, Worthington.—31.

Nays: Baldwin, Counts, Porter, Price, Seaman.—5.

Not Voting: Binns, Collins, Fine, Gary, Logan, McClendon, Rogers, Walker.—8.

The emergency was declared passed.

SB 211 was referred for engrossment.

GENERAL ORDER

SB 248, by Lowery, was read and considered.

Upon motion of Senator Ballinger, **SB 248** was advanced to engrossment and third reading.

By unanimous consent, **SB 248** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 248 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Baldwin, Fine, Gary, Leonard, Nance, Rinehart, White.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—37.

Not Voting: Baldwin, Fine, Gary, Leonard, Nance, Rinehart, White.—7.

The emergency was declared passed.

SB 248 was referred for engrossment.

GENERAL ORDER

SB 250, by Jelks, was ordered stricken from the Calendar, upon motion of Senator Jelks.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 345—Judiciary.
HB 494—Re-Districting.

DO PASS, as amended:

SB 219—Appropriations.

WITHOUT RECOMMENDATION:

HB 319—Game and Fish.
HB 280—Appropriations.

PENDING CONSIDERATION OF HA to SB 20:

Upon motion of Senator Gary, the Senate concurred in **HA** to **SB 20.**

SB 20, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—36.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Nance, Porter, Rinehart, Speck, White.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—36.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Nance, Porter, Rinehart, Speck, White.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HA to SB 15:

Upon motion of Senator Gary, the Senate concurred in **HA to SB 15.**

SB 15, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Not Voting: Binns, Nance, Porter, Rinehart, Speck, White.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Not Voting: Binns, Nance, Porter, Rinehart, Speck, White.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HA to SB 197:

Upon motion of Senator Gary, the Senate refused to concur in **HA to SB 197** and requested the Honorable House to grant a conference thereon, the Presiding Officer naming as Senate Conferees thereunder Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

PENDING CONSIDERATION OF HA to SB 17:

Upon motion of Senator Gary, the Senate refused to concur in **HA to SB 17** and requested the Honorable House to grant a conference thereon, the Presiding Officer naming as Senate Conferees thereunder Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

GENERAL ORDER

SB 228, by Collins of the Senate, and Speakman, et al, of the House, was ordered stricken from the Calendar, upon motion of Senator Collins.

Upon motion of Senator Lowery, **SB 254,** by Lowery, was ordered stricken from the Calendar.

SB 269, by Rogers, et al, was ordered stricken from the Calendar upon motion of Senator Rogers.

SB 229, by Binns and Counts, was ordered stricken from the Calendar, upon motion of Senator Counts.

SB 278, by Leonard, was read and considered.

Upon motion of Senator Leonard, **SB 278** was advanced to engrossment and third reading.

By unanimous consent, **SB 278** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 278 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Connell, Counts, Dacus, Gary, Ginder, Gooldy, Jarman, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Waller.—24.

Nays: Cook, Cowden, Emery, Fine, Grim, Hope, Howell, Jelks, Lowery, Mahan, Rinehart, Thompson, Walker, White, Worthington.—15.

Not Voting: Boecher, Collins, Nance, Seaman, Speck.—5.

The bill was declared passed.

Upon motion of Senator Anderson, the emergency section to **SB 278** was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY."

SB 278 was ordered referred for engrossment.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 465.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 465** was read and adopted upon motion of Senator Rinehart:

TO THE SPEAKER
OF THE HOUSE OF
REPRESENTATIVES AND THE
PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 465 and Engrossed Senate Amendment thereto, by Harkey, entitled:

AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 31; AUTHORIZING ENACTMENT OF LAW WHEREBY THE STATE MAY BECOME INDEBTED IN AN AMOUNT NOT TO EXCEED THIRTY-SIX MILLION DOLLARS ($36,000,000.00) FOR THE PURPOSE OF CONSTRUCTING, REMODELING AND REPAIRING STATE BUILDINGS; RELATING TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID DEBT; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed House Bill No. 465 recommends that the Senate recede from Amendment No. 1.

Amendment No. 2: The Conference Committee on Engrossed House Bill No. 465 recommends on Page 2, Section 4, Line 35½, change the election date from 3rd of May to the 27th day of September, 1949.

We recommend that Engrossed House

Bill No. 465 be adopted in conformity with this report.

HOUSE CONFEREES:

HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MEIGS,
BULLARD,
TOLBERT.

SENATE CONFEREES:

NANCE, Chairman.
GOOLDY,
BALDWIN,
RINEHART,
JARMAN,
ROGERS,
MAHAN,
PORTER.

HB 465, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Cobb, Collins, Cook, Counts, Fine, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—25.

Nays: Ballinger, Carrier, Connell, Cowden, Dacus, Emery, Gary, Howell, Leonard, Medlock, Price, Thompson, Waller.—13.

Not Voting: Boecher, Ginder, Gooldy, Nance, Seaman, Speck.—6.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Baldwin, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—30.

Nays: Ballinger, Carrier, Cowden, Emery, Gary, Howell, Leonard, Speck, Thompson.—9.

Not Voting: Boecher, Ginder, Gooldy, Nance, Seaman.—5.

The emergency was declared passed.

The question being, "Shall HOUSE BILL NO. 465, by Harkey, entitled:

"AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS SECTION 31; AUTHORIZING ENACTMENT OF LAW WHEREBY THE STATE MAY BECOME INDEBTED IN AN AMOUNT NOT TO EXCEED THIRTY-SIX MILLION ($36,000,000.00) FOR THE PURPOSE OF CONSTRUCTING, REMODELING AND REPAIR OF STATE BUILDINGS; RELATING TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID DEBT; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION; AND DECLARING AN EMERGENCY,"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 27th day of September, 1949, as provided in Section 4 of said Bill, which Special Election is hereby ordered and authorized on the 27th day of September, 1949, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?" the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker, White, Worthington.—30.

Nays: Ballinger, Carrier, Cowden,

Emery, Howell, Leonard, Medlock, Seaman, Speck, Thompson, Waller.—11.

Not Voting: Boecher, Ginder, Gooldy. —3.

The Presiding Officer declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

HB 465, together with Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SJR 11** was read and adopted upon motion of Senator Logan:

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your Conference Committee, to whom was referred Engrossed Senate Joint Resolution No. 11, with Engrossed House Amendments thereto, by Logan, entitled:

A JOINT RESOLUTION CALLING A CONSTITUTIONAL CONVENTION ON THE FIRST TUESDAY IN SEPTEMBER, 1951, FOR THE PURPOSE OF ALTERING, REVISING OR AMENDING THE PRESENT 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 DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that Conference Committee Substitute for Engrossed Senate Joint Resolution No. 11 do pass.

SENATE CONFEREES:
LOGAN,
PORTER,
MEDLOCK.

HOUSE CONFEREES:
LANGLEY, (Muskogee),
EASTERLY,
PEAK.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE JOINT RESOLUTION NO. 11—BY LOGAN.

A JOINT RESOLUTION CALLING A CONSTITUTIONAL CONVENTION ON THE FIRST TUESDAY IN SEPTEMBER, 1951, 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 SELECTION AND THE AMOUNT OF THEIR COMPENSATION; AND PROVIDING FOR THE SUBMISSION OF THIS ACT TO THE PEOPLE FOR THEIR APPROVAL.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby called a Constitutional Convention for the purpose of altering, revising or amending the present Constitution, or to propose a new Constitution for the State of Oklahoma, to be submitted to the people for their approval or rejection.

SECTION 2. Said Constitutional Convention shall convene on the first Tuesday of September, 1951, at Twelve (12) o'clock, noon.

SECTION 3. The basis of representation in said Convention shall be the same as provided by law for representation in the House of Representatives

of the State Legislature for the Twenty-Second regular Session.

SECTION 4. For the purpose of nominating delegates to said Convention, there shall be held a special primary election throughout the State on the First Tuesday in January, 1951. Any person desiring to be nominated as an independent candidate or by any political party as a delegate to said Convention shall file his or her application with the Secretary of the State Election Board not later than forty (40) days before said primary election. For the purpose of electing such delegates as may be nominated, a special election is hereby called throughout the State to be held on the fourth Tuesday in January, 1951.

SECTION 5. No person shall be eligible as a delegate unless he be a qualified elector of the State of Oklahoma for a period of one (1) year, and shall have resided in the county or district which he seeks to represent as such delegate at least three (3) years prior to the time of filing as such candidate.

SECTION 6. It shall be the duty of the State Election Board to prepare and furnish to the County Election Board of every county in the State all ballots, certificates and forms necessary for the holding of both said elections, and the law applicable to the nominations and election of State Officers shall be applicable to said elections in so far as the same may not be inconsistent herewith.

SECTION 7. Any vacancy in the representation to said Convention shall be filled by appointment by the Governor.

SECTION 8. It shall be the duty of the delegates elected as aforesaid, to assemble at the Capitol Building, in Oklahoma City, on the first Tuesday in September, 1951, at Twelve (12) o'clock noon. It shall be the duty of the Secretary of State to call said Convention to order and submit a list of delegates so elected. Said delegates shall take an oath to support the Constitution of the United States and to faithfully discharge their duties as delegates. They shall then organize by electing one of their members as President and selecting such other officers and employees as may be needed in the transaction of business. A majority of the delegates authorized by this Act shall constitute a quorum and a majority of those elected to and constituting the Convention shall be necessary to an election or to the adoption of any measure. The Convention shall be the judge of the election and qualification of its members.

SECTION 9. The delegates to said Convention shall receive the same mileage given members of the Legislature and Ten ($10.00) Dollars, per day, for each day the Convention is in session, and in addition the delegates shall receive Five ($5.00) Dollars per day to be evidenced by receipts for money expended therefor.

SECTION 10. The per diem, mileage and expenses of members of said Convention shall be paid by the Auditor of the State of Oklahoma by warrants of the State drawn upon an appropriation made for that purpose upon vouchers signed by the President and Secretary of said Convention.

SECTION 11. Any alteration, revision or amendment of the present Constitution or new Constitution proposed by the Convention herein provided for shall be submitted to the electors of the State for adoption or rejection at an election to be held on a day to be designated by the Convention, said date to be not less than Sixty (60) days nor more than One Hundred Twenty (120) days from the date of adjournment of said Convention. Said election shall be held in the several voting precincts throughout the State.

The Governor of this State shall within Ten (10) days after the designation of the date of said election, by said Convention, issue his proclamation ordering such special election throughout the State.

As far as they are applicable and not inconsistent herewith, the general election laws of this State shall apply to said special election. Returns shall be made by the County Election Board in each county to the Secretary of the State Election Board and the same canvassed and the results declared by the State Election Board and certified to the Governor, who shall thereupon issue his proclamation declaring the result of said election.

SECTION 12. Pursuant to Section 2, Article XXIV of the Constitution of Oklahoma, this Act shall be submitted to the people by the State Election Board, for their approval at the general election held throughout the State on the Seventh day of November, 1950. The form of such submission shall be as follows:

"Shall Senate Joint Resolution No. 11, passed by the Legislature and signed by the Governor on the _____ day of _____, 1949 (here insert date on which this Act is signed by the Governor) be approved? The substance of said Act is as follows:

An Act calling a Constitutional Convention on the first Tuesday in September, 1951, 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 declaring an emergency."

Shall the Act be approved?

☐ YES

☐ NO

Unless this Act shall be approved by the people at such general election, this Act shall be null and void.

SJR 11, as amended in Conference, was read at length.

On the question of passage of Resolution, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Dacus, Gary, Ginder, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, White, Worthington.—29.

Nays: Ballinger, Cobb, Cowden, Emery, Fine, Grim, Hope, McClendon, Seaman, Speck, Walker.—11.

Not Voting: Binns, Gooldy, Nevins, Waller.—4.

The Resolution, as amended in Conference, was declared passed.

SJR 11, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING MOTION LODGED TO RECONSIDER VOTE:

Senator Cowden moved that the vote be reconsidered by which **HB 134,** by Smith (Rogers), et al, was passed.

Senator Medlock moved to table the Cowden motion, which motion failed of adoption, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Counts, Dacus, Gary, Grim, Jelks, Logan, Lowery, Medlock, Price, Rinehart, Ritzhaupt, Waller, White.—17.

Nays: Baldwin, Boecher, Cobb, Connell, Cook, Cowden, Emery, Fine, Ginder, Hope, Howell, Jarman, Leonard, McClendon, Mahan, Porter, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—22.

Not Voting: Cartwright, Collins, Gooldy, Nance, Nevins.—5,

Senator Cobb moved that the Senate operate under a Call, which motion was declared adopted.

Upon the roll being called, the following were noted absent: Senators Gooldy and Nance.

The Sergeant-at-Arms was instructed to notify absent members of the Senate's order.

The vote occurring on the Cowden motion, it was declared adopted, the roll call resulting as follows:

Ayes: Baldwin, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Emery, Fine, Ginder, Hope, Howell, Jarman, Leonard, McClendon, Mahan, Rogers, Seaman, Speck, Thompson, Walker, Worthington.—23.

Nays: Anderson, Ballinger, Binns, Boecher, Collins, Dacus, Gary, Grim, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Waller, White.—20.

Absent: Gooldy.—1.

Senator Medlock moved to reconsider the vote by which the Cowden motion was adopted.

Senator Cowden, as a substitute, moved, that the consideration of **HB 134** be indefinitely postponed.

Senator Medlock moved to table the Cowden motion, which motion was declared failed of adoption.

The vote occurring on the Cowden motion to postpone consideration of **HB 134** indefinitely, it was declared adopted.

The Presiding Officer announced matters were on the President's desk for the consideration of the Senate in executive session.

Senator Rinehart moved that the Senate close its doors and go into executive session, which motion prevailed.

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The Senate re-assembled in open session with Senator Mahan presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Cartwright, advised and consented to the Executive nomination of THOMAS. J. O'DEA, Calera, Oklahoma, as a Member of the State Board of Agriculture, to serve for a period beginning April 26, 1949, and ending April 26, 1950.

The Senate, in executive session and upon the motion of Senator Cook, advised and consented to the executive nomination of HAROLD HUTTON, Clinton, Oklahoma, as a Member of the State Board of Agriculture, to serve for a period beginning April 26, 1949, and ending April 26, 1954.

The Senate, in executive session and upon motion of Senator Logan, seconded by Senator Lowery, advised and consented to the executive nomination of J. W. DOWLEN, Temple, Oklahoma, as a Member of the State Board of Agriculture, to serve for a period beginning April 26, 1949, and ending April 26, 1952.

The Senate, in executive session and upon motion of Senator Nevins, advised and consented to the executive nomination of W. B. LUMPKIN, Coweta, Oklahoma, as a Member of the State Board of Agriculture, to serve for a period beginning April 26, 1949, and ending April 26, 1953.

The Senate, in executive session and upon motion of Senator Boecher, advised and consented to the executive nomination of PETER ADAMS, Okeene, Oklahoma, as a Member of the State Board of Agriculture, to serve for a period beginning April 26, 1949, and ending April 26, 1951.

Senator Fine moved that the vote be reconsidered by which **SB 278,** by Leonard, was passed.

Upon motion of Senator Cobb, the Call of the Senate was ordered lifted.

Senators Cowden and Rogers asked to be excused for the remainder of this legislative day, which was the order.

Senator Rinehart moved that when the Senate adjourns on Thursday it adjourn to meet at 11:00 a. m., on Friday, May 20, urging those who do not have

previous commitments to vote AYE on the motion.

Senator Logan moved to amend the Rinehart motion to provide for the convening of the Senate at 10:00 a. m., Friday, May 20, which motion was adopted.

The vote occurring on the Rinehart motion, as amended, it was declared adopted, the roll call resulting as follows:

Ayes: Boecher, Carrier, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Walker, White, Worthington.—26.

Nays: Baldwin, Binns, Cobb, Counts, Ginder, McClendon, M a h a n, Seaman, Thompson.—9.

Excused: Cowden, Rogers.—2.

Not Voting: Anderson, Ballinger, Cartwright, Gooldy, J e l k s, Medlock, Waller.—7.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 242.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 21**—By Bailey (Craig) of the House, and Gooldy of the Senate—A House Concurrent Resolution relating to the appointment of the Honorable Henry Sixkiller Knight as Principal Chief of the Cherokee Nation.

By unanimous consent, **HCR 21** was ordered printed and placed upon the Calendar without reference to a committee.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 360**—By Brown (Pittsburg), Stipe, Easterly, Laing, Boatman, Ownby, Seids, Harkey, Cannon, Oliver, Reynolds (Ottawa), Shibley, Cunningham and Russell—An Act relating to welfare and correctional institution administration; creating a State Board of Welfare and Correctional Institutions and defining the powers, functions and duties of such board; placing all State penal and corrective institutions under the control of said board; abolishing the State Board of Public Welfare and consolidating the duties formerly imposed on the State Board of Public Welfare with the duties assigned to the State Board of Welfare and Correctional Institutions; creating positions in the administrative organization of the State Board of Welfare and Correctional organization; creating a reception and classification committee and defining its powers, duties and functions; requiring that newly sentenced felons be sent to reception center at McAlester for classification and commitment to particular institution; providing for transfer of inmates among institutions governed by the board; providing for transfer to mental health board of inmates who become "mentally ill"; providing for submission of budget to Legislature and appropriation in consolidated form; appropriating the sum of Fifteen Thousand Dollars ($15,000.00) to carry out the provisions of this Act; providing for liberal construction of this Act; making provisions of this Act severable; repealing 56 O. S. 1941, Section 1, 57 O. S. 1941, Sections 105 and 133 and conflicting laws; and declaring an emergency.

Engrossed **HB 505**—By Harkey and Smalley—An Act making appropriation to pay expenses of special elections held in Oklahoma during the fiscal year ending June 30, 1949, and of the State Election Board; providing for the expenditure thereof; making appropria-

tion non-fiscal, and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 163,** as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 23,** as amended.

HA to **SJR 23** read as follows and consideration deferred for this day:

AMENDMENT NO. 1: Section 3, Page 2, Line 25 to 34 inclusive by striking all of Section 3. Amend the Title to conform.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 33,** as amended.

HA to **SB 33** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 33—By House Appropriations Committee.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CRIMINAL COURT OF APPEALS FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE CRIMINAL COURT OF APPEALS TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
CRIMINAL COURT OF APPEALS		
For expenses of personal services in accordance with the following schedule	$46,500.00	$46,500.00
SCHEDULE		
Judges (3 @ $12,500)	$37,500.00	$37,500.00
Legal Assistant	3,000.00	3,000.00
Marshal	3,000.00	3,000.00
Court Reporter	3,000.00	3,000.00
TOTAL SCHEDULE	$46,500.00	$46,500.00
For expenses of maintenance and operation in accordance with the following schedule	$ 1,500.00	$ 1,500.00
SCHEDULE		
Operating expenses	$ 1,000.00	$ 1,000.00
Equipment	500.00	500.00
TOTAL OF SCHEDULE	$ 1,500.00	$ 1,500.00
TOTAL OF a CRIMINAL COURT OF APPEALS	$48,000.00	$48,000.00

SECTION 2. The Criminal Court of Appeals shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Criminal Court of Appeals by law, payable from the

appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 14, House Bill No. 438, R. S., Twenty-first Legislature, is hereby specifically repealed.

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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 35, 47, 49** and **137**, as amended.

HA to **SB 35** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 35—By APPROPRIATIONS COMMITTEE.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE OFFICE OF THE ATTORNEY GENERAL FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE ATTORNEY GENERAL TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amount shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
ATTORNEY GENERAL:		
For expenses of personal services, in accordance with the following schedule	$97,020.00	$97,020.00
SCHEDULE		
Attorney General	$ 6,000.00	$ 6,000.00
First Assistant Attorney General	7,200.00	7,200.00
Assistant Attorneys General (3 @ $6480)	19,440.00	19,440.00
Assistant Attorneys General (4 @ $6180)	24,720.00	24,720.00
Assistant Attorneys General (3 @ $5880)	17,640.00	17,640.00
Assistant Attorney General	4,680.00	4,680.00
Legal Secretary	2,880.00	2,880.00
Legal Secretary	2,820.00	2,820.00
Legal Stenographers (2 @ $2580)	5,160.00	5,160.00
Legal Stenographer	2,340.00	2,340.00
Legal Stenographer	2,160.00	2,160.00
Telephone Operator	1,980.00	1,980.00
TOTAL OF SCHEDULE	$97,020.00	$97,020.00
For expenses of maintenance and operation in accordance with the following schedule	$ 7,760.00	$ 7,760.00
SCHEDULE		
Traveling expense	$ 3,300.00	$ 3,300.00
Other operating expense	3,460.00	3,460.00
Equipment	1,000.00	1,000.00
TOTAL SCHEDULE	$ 7,760.00	$ 7,760.00

TOTAL ATTORNEY GENERAL	$104,780.00	$104,780.00

SECTION 2. The salary of the Attorney General shall be Six Thousand Dollars ($6,000.00) per annum, payable monthly, from the appropriation for personal services made by Section 1 of this Act unless otherwise provided by law.

SECTION 3. The Attorney General shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Attorney General's office by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 4. All acts, or parts of acts, in conflict with the provisions of this Act are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 12, H. B. 438, R.S., Twenty-First Legislature, is hereby specifically 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.

HAs to **SB 47** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 47—By GARY.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE DISTRICT COURTS AND THE SUPERIOR COURTS OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE DISTRICT COURT AND SUPERIOR COURT JUDGES TO EMPLOY COURT REPORTERS AND TO APPROVE CLAIMS FOR TRAVELING EXPENSES AND OTHER EXPENSES WHICH ARE NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State and authorized to be paid as hereinafter provided to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years as indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
DISTRICT COURTS		
For expenses of personal services in accordance with the following schedule	$344,000.00	$344,000.00
SCHEDULE		
District Court Judges (43 @ $5,000 each annually	$215,000.00	$215,000.00
Court Reporters (43 @ $3,000 each annually)	129,000.00	129,000.00
TOTAL OF SCHEDULE	$344,000.00	$344,000.00
For expenses of maintenance and operation in accordance with the following schedule	$ 33,000.00	$ 33,000.00
SCHEDULE		
Travel Expense	$ 33,000.00	$ 33,000.00
TOTAL OF SCHEDULE	$ 33,000.00	$ 33,000.00

SUPERIOR COURTS		
For expenses of personal services in accordance with the following schedule ------	$ 24,000.00	$ 24,000.00
S C H E D U L E		
Superior Court Judges (3 @ $5,000 each annually) -----	$ 15,000.00	$ 15,000.00
Superior Court Reporters (3 @ $3,000 each annually) -----	9,000.00	9,000.00
TOTAL OF SCHEDULE -	$ 24,000.00	$ 24,000.00
For expenses of maintenance and operation in accordance with the following schedule ------	$ 1,000.00	$ 1,000.00
S C H E D U L E		
Travel Expense ------	$ 1,000.00	$ 1,000.00
TOTAL OF SCHEDULE -	$ 1,000.00	$ 1,000.00

SECTION 2. Each of the District Judges and Superior Court Judges is hereby authorized and empowered to appoint a suitable, qualified and competent court reporter to serve the court over which he presides and who shall possess such qualifications as may now or hereafter be prescribed by law.

SECTION 3. District Courts and Superior Courts shall make reports to the Supreme Court in such manner as the Supreme Court may require to permit the Supreme Court to prepare a consolidated payroll for all District Judges and Court Reporters and for all Superior Court Judges and reporters in lieu of individual claims filed by judges and reporters. Said consolidated payrolls to be approved by the Chief Justice of the Supreme Court or by someone designated by the Supreme Court to approve said payrolls. Travel claims of District Judges and Court Reporters and Superior Court Judges and reporters shall also be filed with the Supreme Court for audit and approval prior to being filed for payment.

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.

HA to SB 49 read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 49—By House Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CORPORATION COMMISSION FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CORPORATION COMMISSION TO EMPLOY SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; FIXING SALARIES; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from funds in the State Treasury as indicated herein, and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified,

which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
CORPORATION COMMISSION		
There is hereby appropriated from the General Revenue Fund of the State for expenses of personal services, including salary of Chairman of Commission and members thereof as provided by law, in accordance with the following schedule	$252,080.00	$252,080.00
SCHEDULE		
ADMINISTRATION:		
Commissioners (3 at $5,000)	$ 15,000.00	$ 15,000.00
Executive Secretary	4,000.00	4,000.00
Assistant Secretary and Marshal	2,100.00	2,100.00
Secretaries to Commissioners (3 at $2700)	8,100.00	8,100.00
Financial Secretary	3,000.00	3,000.00
Record Clerk	2,280.00	2,280.00
P. B. X. Operator	1,920.00	1,920.00
LEGAL DIVISION:		
General Counsel	6,600.00	6,600.00
Assistant General Counsel's (2-, 1 at $4800 and 1 at $4200)	9,000.00	9,000.00
Legal Secretary	2,400.00	2,400.00
Legal Stenographer	2,100.00	2,100.00
Court Reporters (2 at $2400)	4,800.00	4,800.00
PUBLIC UTILITIES DIVISION:		
Director	6,600.00	6,600.00
Public Utility Engineers (2 at $5000)	10,000.00	10,000.00
Assistant Public Utility Engineers (2 at $3,000)	6,000.00	6,000.00
Engineering Clerk and Draftsman	2,400.00	2,400.00
Accountants (3-, 1 at $4000, 1 at $3300, 1 at $3000)	10,300.00	10,300.00
Chief Cotton Gin Inspector	2,700.00	2,700.00
Cotton Gin Inspectors (2 at $2400)	4,800.00	4,800.00
Secretary to Director	2,400.00	2,400.00
Stenographers (2 at $2100)	4,200.00	4,200.00
COMMON CARRIER RATE DIVISION:		
Special Interstate Rate Counsel	6,600.00	6,600.00
Director Rate Division	4,200.00	4,200.00
Rate Clerk	3,300.00	3,300.00
Secretary to Rate Counsel	2,400.00	2,400.00
Secretary to Director Rate Division	2,100.00	2,100.00
MOTOR CARRIER DIVISION:		
Director Motor Carrier Division	4,200.00	4,200.00
Assistant Director Motor Carrier Division	3,600.00	3,600.00
Bookkeeper	1,980.00	1,980.00
Insurance Clerk	2,400.00	2,400.00
Stenographer	2,100.00	2,100.00
Enforcement Officers (5 at $2400)	12,000.00	12,000.00
FUEL INSPECTION DIVISION:		
State Fuel Inspector	$ 5,000.00	$ 5,000.00
Chief Chemist	4,500.00	4,500.00
Assistant Chemist	2,700.00	2,700.00
Secretary to State Fuel Inspector	2,400.00	2,400.00
Clerk	2,100.00	2,100.00

Laboratory Operators (2 at $2700)	5,400.00	5,400.00
Fuel Inspectors (31 at $2400)	74,400.00	74,400.00
TOTAL	$252,080.00	$252,080.00

There is hereby appropriated from the General Revenue Fund of the State for expenses of maintenance and operation of the Corporation Commission, except the Fuel Inspection Division, in accordance with the following schedule ____$ 38,820.00 $ 38,820.00

SCHEDULE

Traveling Expense	15,000.00	15,000.00
Other Operating Expense	22,820.00	22,820.00
Equipment	1,000.00	1,000.00
TOTAL	$ 38,820.00	$ 38,820.00

There is hereby appropriated from the General Revenue Fund of the State for expenses of maintenance and operation of the Fuel Inspection Division of the Corporation Commission in accordance with the following schedule ____$ 44,100.00 $ 44,100.00

SCHEDULE

Traveling Expense	41,500.00	41,500.00
Other Operating Expense	1,900.00	1,900.00
Equipment	700.00	700.00
TOTAL	$ 44,100.00	$ 44,1000.00
GRAND TOTAL (General Revenue Fund)	$335,000.00	$335,000.00

OIL AND GAS CONSERVATION DEPARTMENT:

There is hereby appropriated from the Conservation Fund, created by Section 133, Title 52, O. S. 1941, as amended by Section 81, Title 52, O. S. 1941, the following amounts or so much thereof as may be necessary for the operation of the Oil and Gas Conservation Department under the administrative control of the Corporation Commission for expenses of personal services of the Oil and Gas Conservation Department, including salary of the members of the Commission, authorized by Section 2, Chapter 3C, Title 52, Session Laws 1947, Page 332, payable from the Conservation Fund, and for the salary of the Director of Conservation, in accordance with the following schedule ____$146,900.00 $146,900.00

SCHEDULE

Commissioners (3 at $2500)	7,500.00	7,500.00
Director of Conservation	6,600.00	6,600.00
Conservation Attorney	6,600.00	6,600.00
Assistant Conservation Attorney	4,200.00	4,200.00
Field Supervisors (15 at $3600)	54,000.00	54,000.00
Engineer-Geologist (3 at $4500)	13,500.00	13,500.00
Assistant Director (Office)	4,500.00	4,500.00
Assistant Director (Field)	4,500.00	4,500.00
Statistician (3 at $3300)	9,900.00	9,900.00
Court Reporter (2 at $2400)	4,800.00	4,800.00
Secretary to Conservation Director	2,400.00	2,400.00
Secretary to Conservation Attorney	2,400.00	2,400.00
Stenographer-Clerk (3 at $2100)	$ 6,300.00	$ 6,300.00
Secretary to Assistant Director (Office)	2,100.00	2,100.00
Mimeograph Operator	2,100.00	2,100.00
Trial Examiner	6,000.00	6,000.00
Secretary to Trial Examiner	2,400.00	2,400.00

Senior Engineer ____	5,000.00	5,000.00
Clerk _____	2,100.00	2,100.00
TOTAL ____	$146,900.00	$146,900.00

There is hereby appropriated from the Conservation Fund for expenses and maintenance and operation in accordance with the following schedule _____ $ 62,500.00 $ 62,500.00

SCHEDULE

Traveling Expense _____	40,000.00	40,000.00
Other operating expense _____	20,000.00	20,000.00
Equipment _____	2,500.00	2,500.00
TOTAL ___	$ 62,500.00	$ 62,500.00
Total Oil and Gas Conservation	$209,400.00	$209,400.00

SECTION 2. The Corporation Commission shall appoint qualified persons to the positions set forth in the schedule of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Corporation Commission by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby repealed and effective July 1, 1949, Section 36, House Bill 438, R. S., Twenty-first Legislature, is hereby specifically repealed.

SECTION 4. If any sentence, part, clause, or section, of this Act shall be held invalid for any reason, the invalidity thereof shall not affect the validity of any other parts, clauses, sentences or sections of this Act, and the same shall be and remain in force and effect to the same extent as if such invalid parts, clauses, sentences, or sections had been omitted.

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.

HAs to SB 137 read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 137—By House Appropriations Committee.

AN ACT MAKING APPROPRIATION FROM DESIGNATED STATE FUNDS TO PAY DEFINED PAST DUE OBLIGATIONS OF THE STATE; MAKING SAID APPROPRIATIONS NONFISCAL; PROVIDING THAT PROVISIONS OF ACT SHALL BE SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated out of the state funds hereinafter set forth (said appropriations to be nonfiscal) the following amounts for the following purposes, said appropriations being made out of any surplus accruing to the credit of the Emergency Appropriation Fund for the fiscal year ended June 30, 1948, except where otherwise provided.

SOUTHWESTERN BELL TELEPHONE COMPANY

For the payment of past due claims for local and long distance telephone calls of the House of Representatives of the Legislature of Oklahoma during the period beginning December 18, 1944, and ending May 21, 1947 _____ $421.99

PITTSBURG COUNTY, OKLAHOMA

For the reimbursement of Pittsburg County for Court costs incured during the fiscal year ending June 30, 1948, in a grand jury investigation of the Oklahoma State Penitentiary Canteen Fund _____ $985.21

WARRANTS NO. 112271 AND 7593

For the payment to the legal owner or owners of Warrant No. 112271 payable to Ferris Dean Caldwell in the sum of Twelve Dollars and fifty cents ($12.50), and Warrant No. 7593 payable to Aaron Hart in the sum of Five Dollars ($5.00) (which warrants were cancelled, before payment, pursuant to Section 19, Chapter 1c, Title 62, page 378, Oklahoma Session Laws 1947) ----------$17.50

WARRANT NO. 186532

For the payment to the legal owner of Warrant No. 186532 payable to Jim Herford in the sum of Eleven Dollars ($11.00) (which warrant was cancelled, as aforesaid), said appropriation being made from the State Highway Construction and Maintenance Fund ----------$11.00

WARRANT NO. 10936

For the payment to the legal owner of Warrant No. 10936 to the Southwestern Association Telephone Company in the sum of Two Dollars and seventy-five cents ($2.75) (which warrant was cancelled, as aforesaid), said appropriation being made from the Administration Fund of the Oklahoma Public Welfare Commission $2.75

DRAINAGE ASSESSMENTS AND INTEREST

For the payment to the Deep Fork Drainage District No. 14 Oklahoma County, Oklahoma, the sum of Three Thousand Two Hundred Seventy Eight Dollars and thirty-seven cents ($3278.37), to satisfy past due drainage assessments and interest to said district by reason of the inclusion therein of the Northeast Quarter and the Southwest Quarter of Section 16, Township 13 North, Range 2 West, I. M., Oklahoma County, Oklahoma, said land belonging to the Commissioner of the Land Office of the State of Oklahoma, said appropriation being made from the Depletion, Management and Sale Fund of the Commissioners of the Land Office ----------$3,278.37

SECTION 2. 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 decision 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 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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 104, 159** and **213,** as amended.

HA to **SB 104** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 104—By NANCE.

AN ACT AUTHORIZING THE EXCHANGE, TRADE-IN OR SALE OF STATE-OWNED EQUIPMENT THAT IS OUTWORN, OUTMODED, OBSOLESCENT OR OBSOLETE, FOR THE PURPOSE OF ACQUIRING SUITABLE EQUIPMENT OF COMPARABLE KIND AND PURPOSE; LIMITING SUCH AUTHORIZATION TO A CERTAIN CLASS OF DEPARTMENTS, INSTITUTIONS AND AGENCIES; PROVIDING FOR THE DEPOSIT OF PROCEEDS OF SUCH SALES AND LIMITING THE USE OF SUCH

AMOUNTS TO THE PURCHASE OF EQUIPMENT OF COMPARABLE KIND AND PURPOSE; REQUIRED THAT BIDS BE TAKEN IN CONNECTION WITH SUCH SALE; AND PROVIDING FOR A METHOD OF PROPERTY ACCOUNTING IN CONNECTION WITH THE SALE OR EXCHANGE OF EQUIPMENT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Each State department, institution or agency which is empowered by law to purchase supplies and equipment, and which also is authorized by law to maintain a revolving fund and make expenditures therefrom for purchase of supplies and equipment is hereby authorized to dispose of outworn, outmoded, obsolescent, or obsolete equipment solely for the purpose of acquiring suitable equipment of comparable kind and purpose, by any of the following methods or combinations of methods: (1) By exchange; (2) By trade-in to cover part of the cost of equipment to be acquired by purchase; and (3) By separate cash sale in cases where it appears that a greater amount can be recovered than could be realized by exchange or trade-in; provided that nothing in this Act shall apply to the Grand River Dam Authority.

SECTION 2. All cash amounts received by such State department, institution or agency from the sale of outworn, outmoded, obsolescent, or obsolete equipment shall be immediately deposited in the revolving fund of the department, institution or agency, to be used for the purchase of equipment comparable in kind and purpose to that sold.

SECTION 3. In connection with every cash sale of State equipment, for the purpose stated in this Act, the purchasing officer of the department, institution or agency shall either publicly advertise the sale of equipment or secure at least three (3) bids in writing, unless the estimated sale value is less than Fifty Dollars ($50.00). The record sale, including all the bids received, shall be considered a matter of public record and shall be so maintained for a period of not less than ten (10) years.

SECTION 4. The property accounts set up, maintained and kept as provided by law, for tangible property and equipment, other than expendable supplies, shall be maintained on cost basis, representative of capital values of invested State moneys, and never charged with appreciation nor credited with depreciation; but on sale or exchange and re-acquisition or properties of comparable function as hereinbefore provided, the capital account thereof shall be credited with the first or capital cost of the item disposed of and charged with the gross cost of the item disposed of and charged with the gross cost of the substitute item acquired; unless and until the Legislature shall require that the depleted or depreciated value shall be charged to expense.

SECTION 5. The Legislature hereby declares that it intended to enact every sentence, part, clause, or section of this Act and if any part thereof shall be held invalid for any reason, the invalidity thereof shall not affect the validity of any other parts, clauses, sentences or sections of this Act, but the same shall be and remain in force and effect to the same extent as if such invalid parts, clauses, sentences, or sections had been omitted.

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.

HA to **SB 159** read as follows and consideration deferred for this day:

AMENDMENT NO. 1. By adding the following members of the House of Representatives as Co-Authors of Engrossed Senate Bill No. 159: Larason, Ownby, Bohannon, Douglas (Harper), Lance, Stipe.

HA to **SB 213** read as follows and consideration deferred for this day:

AMENDMENT NO. 1: Page 1, Section 1, Lines 24, 25, 26, and 27, of Engrossed Senate Bill 213, Amend by striking the following language:

"The office of said Board shall be located in the State Capitol Building in rooms or quarters provided by the State Board of Affairs, *provided, however, that said Board is hereby authorized to hold special meetings at any of the constituent institutions.*"

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 139**—By Langley (Adair)—An Act repealing Section 1, Chapter 6, Title 19, Page 190, Oklahoma Session Laws 1947; relating to and providing for the election and terms of office of the officers of the several counties of the State; and declaring an emergency.

Engrossed **HB 483**—By Harkey and Russell—An Act providing for the liability of proprietor, manager or operator of any hotel, apartment hotel or inn, for automobiles or other vehicles and the contents thereof belonging to guests, and declaring an emergency.

Engrossed **HB 336**—By Reynolds (Oklahoma)—An Act relating to the creation, organization and operation of fire protection districts in unincorporated areas; providing for their area and changes therein; providing for the acquisition and disposal of property, for their officers, government, finances, elections and powers; providing for the issuance of bonds and the sale and payment thereof; providing for the making of special assessments for the payment of bond principal and interest and for the operation of the district; creating a lien of special assessments, penalties for non-payment, and for enforcement; conferring additional powers and duties on certain county officers; and providing for the dissolution of such districts.

Engrossed **HB 430**—By Anderson—An Act levying on and after January 1, 1950, an additional annual license fee upon all commercial motor vehicles; providing for collections and apportionment of the revenues derived therefrom; providing certain exemptions; amending Subsections D and E of Section 22.2, Title 47, O. S. 1941, as amended by the Session Laws of 1947; amending Subsection 8 of Section 22.5, Title 47, O. S. 1941, as amended by the Session Laws of 1947; amending Section 22.9, Title 47, O. S. 1941, relating to penalties and additional license fees; declaring legislative intent; providing for severability; and declaring an emergency.

By unanimous consent, **HB 430** was ordered printed.

Engrossed **HB 470**—By Brickell, Harkey and Johnston—An Act prescribing maximum hours for employees of the State of Oklahoma.

Engrossed **HB 487**—By Burton—An Act known as the "Oklahoma Ground Water Law"; defining ground water basins; exempting water used for domestic purposes and watering of stock; providing for claims of priority to be filed with the Oklahoma Planning and Resources Board; providing for surveys and adjudication of beneficial uses for municipal, industrial, irrigation and other uses; authorizing planning and resources board to issue permits and regulate the withdrawal of water in the interest of conservation of ground water resources; providing legal procedure for adjudication of ground water

areas, and for appeal; and providing penalties for violations.

Engrossed **HB 555**—By Cannon, Langley (Muskogee), Brickell, McCarty, Brown (Pottawatomie), Haworth, Pazoureck, Seids, Tolbert and Wagner—An Act to prohibit the use of certain canes, except by blind persons; providing protection against accidents to such persons; and providing penalties for violation hereof; and declaring an emergency.

Engrossed **HB 560** — By Langley (Adair)—An Act relating to the Department of Public Safety; amending Section 1, Chapter 10a, Title 47, page 151, Oklahoma Session Laws 1945, so as to provide that the cost of any vehicle purchased for the use of said Department, its Commissioner and other officers and employees thereunder shall not exceed the sum of $1,900.00; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 492.**

The above numbered Enrolled Bills and/or resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 27, 28, 22,** and **92.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

Upon motion of Senator Logan, the Senate adjourned to meet at 1:00 p. m. tomorrow.

EIGHTIETH LEGISLATIVE DAY
Thursday, May 19, 1949

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by President Pro Tempore Logan.

Upon motion of Senator Lowery, the Senate recessed to meet at 1:30 p. m.

The Senate re-assembled at 1:30 p. m. with the President Pro Tempore presiding.

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Baldwin, Jelks, McClendon. —3.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Rinehart, Mary Elizabeth Nance, granddaughter of Senator Nance, was made an Honorary Page for this legislative day.

Upon motion of Senator Lowery, Nancy, Bob, Dick and Harry Coleman, children of Representative Coleman, were made Honorary Pages for this legislative day.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HJR 24—Revenue and Taxation.
HB 122—Revenue and Taxation.
HB 403—Revenue and Taxation.
HB 466—Oil and Gas.
HB 467—Oil and Gas.
HB 473—Insurance.

DO PASS, as amended:

HB 224—Revenue and Taxation.

WITHOUT RECOMMENDATION:

HB 423—Judiciary.
HB 442—Revenue and Taxation.

DO NOT PASS:

HJR 26—Revenue and Taxation.
SJR 17—Judiciary.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 17, 31** and **197**, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert, Larason.

MESSAGES FROM HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **SJR 11.**

The above numbered Resolution as amended in Conference was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 31** was read and adopted upon motion of Senator Gary:

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. **31** and Engrossed House Amendment thereto, by Collins, Counts of the Senate and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CLERK OF THE SUPREME COURT FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE CLERK OF THE SUPREME COURT TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations: That the House of Representatives recede from Engrossed House Amendment No. 1 and reinstate the following:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA".

We recommend that Engrossed Senate Bill No. 31 be adopted in conformity with this report.

SENATE CONFEREES:
GARY,
LOWERY,
COOK,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:
HARKEY,
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MUNSON,
BULLARD,
TOLBERT.

By unanimous consent upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 31,** as amended in Conference, was placed upon final passage.

SB 31, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, White, Worthington. —30.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Carrier, Cobb, Connell, Fine, Ginder, Grim, Howell, Jarman, Seaman, Walker, Waller.—11.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, White, Worthington. —30.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Carrier, Cobb, Connell, Fine, Ginder, Grim, Howell, Jarman, Seaman, Walker, Waller.—11.

The emergency was declared passed.

SB 31, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Rinehart moved that the records, files and correspondence of the Oklahoma Turnpike Authority relating to the construction of the turnpike or highway between Oklahoma City and Tulsa, Oklahoma, authorized by Chapter 6, Title 69, page 478, Session Laws 1947, be released from the provisions of **SR 15,** by Collins, et al, of the Senate, which motion was declared adopted.

Senator Worthington moved that **HJR 26,** by Laing, et al, be ordered printed and placed upon the calendar, despite

the adverse report of the Revenue and Taxation Committee, which motion the President Pro Tempore ruled not to be in order as said resolution had not been reported.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 139**—Local, State and Federal Government.

Engrossed **HB 336**—Local, State and Federal Government.

Engrossed **HB 360**—Penal Institutions.

Engrossed **HB 483**—Roads and Highways.

Engrossed **HB 555**—

Senator Rinehart asked unanimous consent that **HB 555,** by Cannon, et al, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 470**—Local, State and Federal Government.

Senator Nance asked unanimous consent that **HB 470,** by Brickell, et al, be ordered printed and placed upon the calendar without reference to a committee, to which Senator Rinehart objected.

Engrossed **HB 487**—Planning and Resources.

Senator Price asked unanimous consent that **HB 487** be referred to the Oil and Gas Committee for consideration, to which Senator Dacus objected.

Senator Price moved that **HB 487** be referred to the Oil and Gas Committee following the report by the Committee on Planning and Resources.

Senator Lowery, as a substitute, moved that **HB 487** be ordered printed and placed upon the calendar without reference to a committee, which motion prevailed.

Engrossed **HB 505**—

Upon motion of Senator Gary, **HB 505,** by Harkey and Smalley, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 560**—

Upon motion of Senator Rinehart, **HB 560,** by Langley, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 566**—Revenue and Taxation.

Engrossed **HB 430**—

By unanimous consent, **HB 430,** by Logan, was ordered printed and placed upon the calendar without reference to a committee.

Senator Rinehart moved that the Senate resolve itself into a Committee of the Whole for the purpose of considering **HB 430,** which motion was declared adopted, Senator Gary presiding.

REPORT OF THE COMMITTEE OF THE WHOLE

That **HB 430** Do Pass.

Senator Ritzhaupt presiding.

Upon motion of Senator Rinehart, the Report of the Committee of the Whole was declared adopted.

Senator Nance moved that **HB 430** be advanced to engrossment and third reading, which motion was declared adopted.

GENERAL ORDER

Senator Rinehart moved that **SB 231,** by Cartwright, be stricken from the calendar, which motion prevailed.

Senator Lowery moved that **SB 277,** by Lowery, be stricken from the calendar, which motion prevailed.

SB 30, by Gary of the Senate, and Harkey of the House, was read and considered.

Upon motion of Senator Gary, **SB 30** was advanced to engrossment and third reading.

By unanimous consent, **SB 30** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 30 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White.—33.

Not Voting: Binns, Cartwright, Cobb, Ginder, Porter, Rinehart, Speck, Worthington.—8.

Excused: Baldwin, Jelks, McClendon. —3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White.—33.

Not Voting: Binns, Cartwright, Cobb, Ginder, Porter, Rinehart, Speck, Worthington.—8.

Excused: Baldwin, Jelks, McClendon. —3.

The emergency was declared passed.

SB 30 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 24, and **SBs 188, 211, 232, 237,** and **248,** each correctly engrossed.

SR 24, SJR 3, and **SBs 15, 20, 94, 215** and **242,** each correctly enrolled.

Engrossed **SR 24** was properly signed and referred for enrollment.

Engrossed **SBs 188, 211, 232, 237,** and **248,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 24** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SJR 3,** and **SBs 15, 20, 94, 215** and **242,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 163** and **465.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 18** was read and adopted upon motion of Senator Gary:

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. 18 and Engrossed House Amendments thereto, by Gary of the Senate, and Harkey of the House, entitled:

AN ACT RELATING TO RELIEF; MAKING APPROPRIATIONS FOR THE STATE BOARD OF PUBLIC WELFARE; PRESCRIBING THE PURPOSES FOR WHICH SAID APPROPRIATION SHALL BE EXPENDED; PROVIDING PROCEDURE FOR DISBURSING SAID FUNDS; AUTHORIZING DIRECT AND TEMPORARY RELIEF TO BE GRANTED; PROVIDING FOR A GENERAL RELIEF FUND ACCOUNT; AUTHORIZING STATE BOARD OF PUBLIC WELFARE TO PROMULGATE RULES AND REGULATIONS; AUTHORIZING USE OF EQUIPMENT OF OTHER DEPARTMENTS OR INSTITUTIONS OR MUNICIPALITIES; PRESCRIBING PENALTY FOR VIOLATION OF CERTAIN PROVISIONS; DEFINING CERTAIN TERMS, PRESCRIBING OTHER DETAILS; PROVIDING FOR AN ADMINISTRATOR, PRESCRIBING HIS DUTIES, POWERS AND COMPENSATION; REPEALING ALL LAWS AND PARTS OF LAWS IN CONFLICT

HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: That the House recede from Engrossed House Amendment No. 4 and reinstate the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

Amendment No. 2: That the House recede from Engrossed House Amendment No. 1.

Amendment No. 3: The Conference Committee recommends that Engrossed House Amendment No. 2 be adopted.

Amendment No. 4: The Conference Committee recommends that Engrossed House Amendment No. 3 be adopted.

We recommend that Engrossed Senate Bill No. 18 be adopted in conformity with this report.

SENATE CONFEREES:

GARY, Chairman.
PORTER,
COOK,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
NEVINS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:

HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MEIGS,
MUNSON,
BULLARD,
TOLBERT.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 18,** as amended in Conference, was placed upon final passage.

SB 18, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Binns, Cartwright, Cobb, Ginder, Grim, Rinehart.—6.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Binns, Cartwright, Cobb, Ginder, Grim, Rinehart.—6.

The emergency was declared passed.

SB 18, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING ACTION ON HA TO SB 24:

Senator Gary moved that the Senate refuse to concur in **HAs** to **SB 24,** by Dacus, et al, and request the Honorable House to grant a conference thereon, which motion was declared adopted, the Presiding Officer appointing as

Senate Conferees thereunder the following: Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller.

Senator Nance presiding.

GENERAL ORDER

SB 202, by Leonard, was read and considered.

Upon motion of Senator Fine, consideration of **SB 202** was deferred temporarily.

PENDING ACTION ON HA TO SB 35:

Upon motion of Senator Gary, the Senate concurred in **HA** to **SB 35.**

SB 35, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington. —36.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Binns, Carrier, Connell, Logan, Thompson.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington. —36.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Binns, Carrier, Connell, Logan, Thompson.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 62—Appropriations.

SB 32—Appropriations.

WITHOUT RECOMMENDATION:

HB 443—Revenue and Taxation.

PENDING ACTION ON HA TO SB 47:

Upon motion of Senator Gary, the Senate concurred in **HA** to **SB 47.**

SB 47, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—35.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Boecher, Connell, Counts, Grim, Speck, Thompson.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman,

Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—35.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Boecher, Connell, Counts, Grim, Speck, Thompson.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HA TO SB 49:

Upon motion of Senator Gary, the Senate concurred in **HA to SB 49.**

SB 49, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—38.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Anderson, Connell, Thompson.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—38.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Anderson, Connell, Thompson.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HA TO SB 33:

Senator Gary moved that the Senate refuse to concur in **HA** to **SB 33,** by Collins and Counts, and request the Honorable House to grant a conference thereon, which motion was declared adopted, the Presiding Officer appointing as Senate Conferees thereunder the following: Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt, and Waller.

GENERAL ORDER

Referring further to **SB 202,** by Leonard:

Upon motion of Senator Leonard, **SB 202** was advanced to engrossment and third reading.

Upon motion of Senator Leonard, **SB 202** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 202 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, Waller, White, Worthington.—37.

Nays: Cobb, Fine.—2.

Not Voting: Rogers, Thompson.—2.

Excused: Baldwin, Jelks, McClendon. —3.

The bill was declared passed.

SB 202 was referred for engrossment.

PENDING ACTION ON HA TO SB 137:

Upon motion of Senator Gary, the Senate concurred in **HA** to **SB 137.**

SB 137, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Baldwin, Jelks, McClendon. —3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Baldwin, Jelks, McClendon. —3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 206 and **236,** each correctly engrossed.

SBs 13, 239 and **240,** each correctly enrolled.

Engrossed **SBs 206** and **236** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 13, 239** and **240,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 257, by Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 257** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, **SB 257** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 257 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, H o p e, Howell, Jarman, Leonard, Lowery, M a h a n, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Ballinger, Cobb, Ginder, Gooldy, Logan, Porter, Thompson.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, H o p e, Howell, Jarman, Leonard, Lowery, M a h a n, Medlock,

Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Ballinger, Cobb, Ginder, Gooldy, Logan, Porter, Thompson.—7.

The emergency was declared passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 208, by Rogers, was read and considered.

Upon motion of Senator Rogers, **SB 208** was advanced to engrossment and third reading.

By unanimous consent, **SB 208** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 208 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Cobb, Connell, Cook, Gary, Ginder, Gooldy, Porter, Rinehart. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Cobb, Connell, Cook, Gary, Ginder, Gooldy, Porter, Rinehart. —8.

The emergency was declared passed.

SB 208 was referred for engrossment.

GENERAL ORDER

SB 241, by Anderson of the Senate, and Box of the House, was read and considered.

Upon motion of Senator Anderson, **SB 241** was advanced to engrossment and third reading.

By unanimous consent, **SB 241** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 241 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Logan, Medlock, Nance, Nevins, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Cobb, Gary, Ginder, Gooldy, Jarman, Leonard, Lowery, Mahan, Porter, Rinehart, Rogers.—11.

Excused: Baldwin, Jelks, McClendon. 3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Grim, Hope, Howell, Logan, Medlock, Nance, Nevins, Price, Ritzhaupt, Seaman, Speck, Thompson,

Walker, Waller, White, Worthington.—30.

Not Voting: Cobb, Gary, Ginder, Gooldy, Jarman, Leonard, Lowery, Mahan, Porter, Rinehart, Rogers.—11.

Excused: Baldwin, Jelks, McClendon. 3.

The emergency was declared passed.

SB 241 was referred for engrossment.

GENERAL ORDER

SB 282, by Nevins, was read and considered.

Upon motion of Senator Nevins, **SB 282** was advanced to engrossment and third reading.

By unanimous consent, **SB 282** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 282 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Counts, Dacus, Ginder, Grim, Logan, Lowery, Mahan, Nevins, Price, Ritzhaupt, Worthington.—15.

Nays: Boecher, Carrier, Connell, Cook, Cowden, Emery, Fine, Gary, Hope, Howell, Jarman, Medlock, Nance, Seaman, Speck, Walker, Waller, White.—18.

Excused: Baldwin, Jelks, McClendon. —3.

Not Voting: Cobb, Collins, Gooldy, Leonard, Porter, Rinehart, Rogers, Thompson.—8.

The bill was declared failed of passage.

Senator Cobb asked unanimous consent to be excused for the remainder of this legislative day and tomorrow, which was the order.

GENERAL ORDER

SB 289, by White, was read and considered.

Upon motion of Senator White, **SB 289** was advanced to engrossment and third reading.

SB 290, by White, was read and considered.

Upon motion of Senator White, **SB 290** was advanced to engrossment and third reading.

SB 291, by White, was read and considered.

Upon motion of Senator White, **SB 291** was advanced to engrossment and third reading.

By unanimous consent, **SB 289** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 289 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

Not Voting: Carrier, Collins, Gooldy, Jarman, Leonard, Porter, Rinehart, Thompson.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

Not Voting: Carrier, Collins, Gooldy, Jarman, Leonard, Porter, Rinehart, Thompson.—8.

The emergency was declared passed.

SB 289 was referred for engrossment.

By unanimous consent, **SB 290** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 290 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Carrier, Collins, Gooldy, Jarman, Leonard, Porter, Rinehart, Thompson.—8.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

The bill was declared passed.

SB 290 was referred for engrossment.

By unanimous consent, **SB 291** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 291 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Carrier, Collins, Gooldy, Jarman, Leonard, Porter, Rinehart, Thompson.—8.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Carrier, Collins, Gooldy, Jarman, Leonard, Porter, Rinehart, Thompson.—8.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

The emergency was declared passed.

SB 291 was referred for engrossment.

GENERAL ORDER

HB 319, by Game and Fish Committee, was read and considered.

Upon motion of Senator White, **HB 319** was advanced to engrossment and third reading.

By unanimous consent, **HB 319** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 319 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Ritzhaupt, Speck, Walker, Waller, White, Worthington.—26.

Nays: Ballinger, Cartwright, Emery, Fine, Ginder, Hope, Price, Rogers, Seaman, Thompson.—10.

Not Voting: Gary, Gooldy, Mahan, Rinehart.—4.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Collins, Connell, Cook, Counts, Cowden, Dacus, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Ritzhaupt, Speck, Walker, Waller, White, Worthington.—26.

Nays: Ballinger, Cartwright, Emery, Fine, Ginder, Hope, Price, Rogers, Seaman, Thompson.—10.

Not Voting: Gary, Gooldy, Mahan, Rinehart.—4.

Excused: Baldwin, Cobb, Jelks, McClendon.—4.

The emergency was declared passed.

HB 319 was properly signed and ordered returned to Honorable House.

Senator Cartwright asked unanimous consent that Senator Hope be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 292, by Committee on Public Health, was read and considered.

Senator Connell moved to amend **SB 292,** line 8, page 3, by striking the words, "Doctor licensed," and inserting before the words, "under the laws of the State of Oklahoma," the following words: Physician licensed to practice," which amendment was declared adopted.

Senator Connell moved to amend **SB 292,** lines 15 and 16, page 3, by striking the words, "licensed Doctor of medicine," and inserting before the words, "from a nearby or adjoining county," the following words, "Physician licensed to practice under the laws of Oklahoma, which amendment was declared adopted.

Senator Porter moved to amend **SB 292,** line 4, page 2, by adding after the words, "University of Oklahoma," and before the word, "The," the following: "And an osteophatic physician and surgeon to be appointed by the Governor," which amendment was declared failed of adoption.

Senator Porter moved to amend **SB 292,** line 16, page 3, by adding after the word, "Doctor," and before the word, "licensed," the following: "of medicine and/or osteopathy," which amendment he withdrew.

Upon motion of Senator Ritzhaupt, **SB 292** was advanced to engrossment and third reading.

By unanimous consent, **SB 292** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 292 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Connell, Cook, Counts, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Medlock, Nance, Nevins, Price, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—25.

Nays: Ballinger, Cartwright, Cowden, Dacus, Lowery, Porter, Rogers, Speck.—8.

Not Voting: Carrier, Collins, Ginder, Mahan, Rinehart, Seaman.—6.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The bill was declared passed.

Upon motion of Senator Ritzhaupt, the emergency section to **SB 292** was ordered stricken, and the title amended by striking the words, "AND DECLARING AN EMERGENCY."

SB 292 was referred for engrossment.

GENERAL ORDER

SB 132, by Committee on Local,

State and Federal Government, was read and considered.

Senator Anderson moved that **SB 132** be advanced to engrossment and third reading, which motion failed of adoption.

Upon motion of Senator Mahan, **SB 132** was ordered stricken from the Calendar.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 150** and **165**, each as amended.

HA to **SB 150** read as follows, and concurred in upon motion of Senator Cowden:

AMENDMENT NO. 1—By striking the Title of Engrossed Senate Bill No. 150, and all of Sections 1 and 2 and add in lieu thereof the following:

AN ACT RELATING TO SCHOOL DISTRICTS AFFECTED BY TORNADO OR DISASTER; AUTHORIZING THE GRANTING OF STATE AID; AUTHORIZING ADJUSTMENTS AND EXCEPTIONS TO BE MADE TO ENABLE SUCH DISTRICTS TO QUALIFY FOR STATE AID; AUTHORIZING THE ISSUANCE OF CERTIFICATES AND DIPLOMAS TO PUPILS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The State Board of Education is hereby authorized to grant State Aid for the school year 1948-49 and for the school year 1949-50 to school districts which have heretofore qualified for State Aid under existing law but by reason of tornado or other disaster their school building or buildings have been damaged or destroyed so that they are unable to hold school for the full number of days during the school year 1948-49 required for such school district to qualify for State Aid; or which as a result of such tornado or other disaster the average daily attendance has been reduced to such an extent that it cannot meet the requirements for teacher quota for the school year 1948-49. Said State Board of Education is authorized to make any other adjustments or exceptions necessary to enable such districts to qualify for State Aid, if such aid is necessary for such districts to finance their schools for the school year 1948-49, 1949-50 and 1950-51. In such schools students that would have been granted a certificate showing completion of a grade, or a diploma showing graduation, if the tornado or disaster had not occurred, shall be issued such certificate or diplomas as the case may be.

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 and effect from its passage and approval.

SB 150, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Binns, Boecher, Carrier, Cartwright, Counts, Rinehart, Speck.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Collins, Connell, Cook, Cowden, Dacus, Emery,

Fine, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Binns, Boecher, Carrier, Cartwright, Counts, Rinehart, Speck.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HA to SB 165 read as follows and consideration deferred temporarily:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 165—By COMMITTEE ON LOCAL, STATE AND FEDERAL GOVERNMENT.

AN ACT FIXING THE ANNUAL SALARIES OF ELECTIVE STATE OFFICERS HOLDING EXECUTIVE, ADMINISTRATIVE, AND JUDICIAL OFFICES; PROVIDING THE SAID EXECUTIVE AND ADMINISTRATIVE SALARIES SHALL NOT BE IN EFFECT DURING THE CURRENT CONSTITUTIONAL OR STATUTORY TERMS OF OFFICE OF SAID OFFICERS; MAKING CERTAIN EXCEPTIONS; REPEALING CONFLICTING LAWS; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Pursuant to Article XXIII, Section 10 of the Constitution of the State of Oklahoma, the elective or appointive officers of the State of Oklahoma holding executive or administrative offices shall receive annually, payable monthly, as compensation for their services, the following sums:

Governor	$15,000.00
Lieutenant Governor	3,600.00
Attorney General	12,000.00
Each Corporation Commissioner	9,000.00
State Treasurer	7,200.00
State Examiner and Inspector	7,200.00
Supt. of Public Instruction	7,200.00
President of Board of Agriculture	7,200.00
State Auditor	6,000.00
State Insurance Commissioner	6,000.00
Secretary of State	6,000.00
Commissioner of Charities and Correction	6,000.00
Commissioner of Labor	6,000.00
Clerk of Supreme Court	5,400.00
Chief Mine Inspector	5,400.00
Each District Mine Inspector	4,200.00

SECTION 2. The provisions of this Act relating to the annual salaries of Corporation Commissioners shall not operate to increase the annual salaries of said commissioners payable under the provisions of this Act and Section 2, Chapter 3c, Title 52, page 332, Oklahoma Session Laws 1947, to more than Nine Thousand Dollars ($9,000.00).

SECTION 3. Pursuant to the exception in Article XXIII, Section 10 and the provisions of Section 16 of the SCHEDULE (Article XXV) of the Constitution of the State of Oklahoma, the salary of the Justices of the Supreme Court and of the Judges of the Criminal Court of Appeals shall be Twelve Thousand Five Hundred Dollars ($12,500.00) per annum, each, payable monthly and that the Judges of the District Courts Seven Thousand Two Hundred Dollars ($7,200.00) per annum, each, payable monthly.

SECTION 4. The provisions of this Act fixing the annual salaries of District Court Judges at Seven Thousand Two Hundred Dollars ($7,200.00) shall not operate to increase or change the aggregate annual salaries of the District Court Judges fixed by Chapter

10c, Title 74, page 389, Oklahoma Session Laws 1945, and Chapter 10, Title 74, page 592, Oklahoma Session Laws 1947, but the salaries of each of said Judges payable by the State shall be Seven Thousand Two Hundred Dollars ($7,200.00) rather than Five Thousand Dollars ($5,000.00), and the salary thereof payable by the counties affected from county court funds shall be One Thousand Eight Hundred Dollars ($1,800.00) and Eight Hunder Dollars ($800.00), respectively, rather than Four Thousand Dollars ($4,000.00) and Three Thousand Dollars ($3,000.00), as provided in said Chapter 10.

SECTION 5. When the provisions of this Act become effective as to any of the judicial officers hereinbefore mentioned, the compensation provided by Senate Bill 84, 1949 Session of the Oklahoma Legislature, shall cease as to such officers.

SECTION 6. All acts or parts of acts in conflict herewith are hereby repealed.

SECTION 7. 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 act 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 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.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 245** and **246.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 3** and **SBs 15, 20, 94, 215, 239, 242, 240** and **13.**

Enrolled **SBs 15, 20, 94, 215, 239, 242, 240** and **13** referred to the Governor for consideration; Enrolled **SJR 3** referred to Secretary of State.

Senator Cowden presiding.

PENDING CONSIDERATION OF HA TO SB 104:

Upon motion of Senator Nance, the Senate concurred in **HA** to **SB 104.**

SB 104, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Counts, Ginder, Gooldy, Mahan, Rinehart, Seaman.—9.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Counts, Ginder, Gooldy, Mahan, Rinehart, Seaman.—9.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The emergency was declared passed.

House Amendments were properly

signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HA TO SB 159:

Upon motion of Senator Connell, the Senate concurred in **HA** to **SB 159.**

SB 159, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Counts, Ginder, Gooldy, Mahan, Rinehart, Seaman.—9.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Counts, Ginder, Gooldy, Mahan, Rinehart, Seaman.—9.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

Upon motion of Senator Nance, **SB 127,** by Committee on Local, State and Federal Government was ordered referred to the Committee on Revenue and Taxation for further study.

SB 167, by Rinehart of the Senate, and Smalley of the House, was read and considered.

Upon motion of Senator Thompson, **SB 167** was advanced to engrossment and third reading.

By unanimous consent, **SB 167** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 167 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The bill was declared passed.

Upon motion of Senator Thompson, the emergency section to **SB 167** was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY."

SB 167 was referred for engrossment.

GENERAL ORDER

SB 168, by Rinehart and Logan of the Senate and Smalley et al of the House, was read and considered.

Upon motion of Senator Thompson, **SB 168** was advanced to engrossment and third reading.

By unanimous consent, **SB 168** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 168 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus,

Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

The emergency was declared passed.

SB 168 was referred for engrossment.

Upon motion of Senator Medlock, little Miss Mary Curtis Christian, of Wewoka, was made an Honorary Assistant Journal Clerk for the remainder of this legislative day.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 470—Local, State and Federal Government.

HB 483—Roads and Highways.

DO PASS, as amended:

HB 139—Local, State and Federal Government.

GENERAL ORDER

SB 296, by Counts, was read and considered.

Upon motion of Senator Gary, **SB 296** was advanced to engrossment and third reading.

By unanimous consent, **SB 296** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 296 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

The emergency was declared passed.

SB 296 was referred for engrossment.

GENERAL ORDER

SB 61, by Nevins and Dacus, was read and considered.

Upon motion of Senator Gary, **SB 61** was advanced to engrossment and third reading.

By unanimous consent, **SB 61** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 61 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

Excused: Baldwin, Cobb, Hope, Jelks McClendon.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

Excused: Baldwin, Cobb, Hope, Jelks McClendon.—5.

The emergency was declared passed.

SB 61 was referred for engrossment.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 31.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 31** was read and adopted upon motion of Senator Gary:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE

We, your Conference Committee, to whom was referred Engrossed House Bill No. 31 and Engrossed Senate Amendment thereto, by the House Appropriations Committee, entitled:

AN ACT MAKING AN APPROPRIATION OUT OF THE EMERGENCY APPROPRIATION FUND OF THE STATE OF OKLAHOMA TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION TO BE ALLOCATED TO THE CONSTITUENT INSTITUTIONS OF THE OKLAHOMA STATE SYSTEM OF HIGHER EDUCATION FOR OPERATING EXPENSES FOR THE FISCAL YEAR ENDING JUNE 30, 1949; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that Conference Committee Substitute for Engrossed House Bill No. 31, attached hereto, be adopted.

HOUSE CONFEREES:

HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MUNSON,
TOLBERT.

SENATE CONFEREES:

GARY, Chairman.
LOWERY,
PORTER,
CARRIER,
McCLENDON,
MEDLOCK,
DACUS,
NEVINS,
RITZHAUPT.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE

BILL NO. 31—By House Appropriations Committee.

AN ACT MAKING APPROPRIATION FROM ANY SURPLUS ACCRUING TO THE CREDIT OF THE EMERGENCY APPROPRIATION FUND IN THE STATE TREASURY FOR THE FISCAL YEAR ENDED JUNE 30, 1948 TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION, TO BE ALLOCATED TO THE CONSTITUENT INSTITUTIONS OF THE OKLAHOMA STATE SYSTEM OF HIGHER EDUCATION FOR OPERATING EXPENSES FOR THE REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1949 AND FOR SPECIAL PURPOSES; AND MAKING AN APPROPRIATION TO THE CENTRAL STATE HOSPITAL, NORMAN, OKLAHOMA, FOR THE COMPLETION OF THE REHABILITATING OF HOPE HALL AND FOR THE PURCHASE OF EQUIPMENT AT CENTRAL STATE HOSPITAL; PROVIDING THAT SAID APPROPRIATIONS SHALL NOT BE SUBJECT TO FISCAL YEAR LIMITATIONS; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated from any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ended June 30, 1948, the sum of One Million Five Hundred and Sixty Five Thousand Eight Hundred and Eighty Six ($1,565,886.00) Dollars, to the Oklahoma State Regents for Higher Education to be allocated to the constituent institutions of the Oklahoma State System of Higher Education for the operation and maintenance of said institutions for the fiscal year ending June 30, 1949, and for special purposes. Said appropriation shall not be subject to fiscal year limitations and may be allocated, contracted or expended for thirty (30) months from date this Act is passed.

SECTION 2. For the information and consideration of the Oklahoma State Regents for Higher Education in allocating the money appropriated in Section One of this Act, the Legislature hereby declares that said appropriation was made after consideration of the need for emergency funds at the following institutions:

SCHEDULE

University of Oklahoma	$185,135.00
University Hospital	200,000.00
A & M College	165,668.00
A & M College, Extension Division	9,031.00
A & M College, Experiment Station	9,092.00
Total of Schedule	$568,926.00

The Legislature hereby declares that said appropriation was made after consideration of the need for the following specific purposes:

Oklahoma University Biological Survey	$110,000.00
Oklahoma University; for repairs and replacement of buildings and equipment destroyed by tornado	240,000.00
A & M Rerun Experiment Station	225,300.00
A & M College, Okmulgee Branch, for purchase of linotype machines and typesetting equipment	117,000.00
For additional assistant county agents for 4-H Club work to be expended by Extension Division of Oklahoma A & M College	150,000.00
Southeastern State College for heating plant	50,000.00
Central State College repairs and construction	35,000.00
A & M College, for purchase of the Red Plains Soil Conservation Experiment Sta-	

tion near Guthrie, Oklahoma, which consists of 279 acres, located in the county of Logan, State of Oklahoma, and other lands 59,800.00

Kiamichi Experiment Station _____ 9,860.00

SECTION 3. There is hereby appropriated from any surplus accruing to the credit of the Emergency Appropriations Fund in the State Treasury for the fiscal year ending June 30, 1949, the sum of Sixty Five Thousand ($65,000.00) Dollars, to the Central State Hospital, Norman, Oklahoma, to be used for the completion of the rehabilitating of Hope Hall, and for the purchase of equipment. Said appropriation shall not be subject to fiscal year limitations and may be contracted or expended for thirty (30) months from passage of this Act.

SECTION 4. The Legislature hereby declares that it intended to enact every part, clause, sentence, or section of this Act and if any part thereof shall be invalid for any reason, the invalidity thereof shall not affect the validity of any other parts, clauses, sentences, or sections of this Act, but the same shall remain in force and effect to the same extent as if such invalid parts, clauses, sentences or sections had been omitted.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30 was suspended and **HB 31,** as amended in Conference, was placed upon final passage.

HB 31, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Anderson, Carrier, Cartwright, Counts, Ginder, Rinehart.—6.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

The emergency was declared passed.

HB 31, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 73 correctly engrossed.

SBs 103 and **217** each correctly enrolled.

Engrossed **SB 73** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 103** and **217** were each, after fourth readings, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Upon motion of Senator Fine, **SB 260,** by Committee on Game and Fish, was ordered stricken from the Calendar.

PENDING MOTION LODGED TO RECONSIDER VOTE

Senator Ballinger moved that the vote be reconsidered by which **SB 72,** by Collins, failed of passage.

Senator Lowery, as a substitute, moved that all Senate Bills be stricken from the Calendar, which motion was tabled upon motion of Senator Mahan.

Senator Lowery moved to table the Ballinger motion, which motion failed of adoption.

The vote occurring on the Ballinger motion, it was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Fine, Gary, Gooldy, Grim, Jarman, Logan, Mahan, Medlock, Nevins, Porter, Price, Ritzhaupt, Rogers, Speck, Walker, Waller, Worthington.—26.

Nays: Dacus, Emery, Howell, Leonard, Lowery, Nance, Seaman.—7.

Excused: Baldwin, Cobb, Hope, Jelks, McClendon.—5.

Not Voting: Carrier, Counts, Ginder, Rinehart, Thompson, White.—6.

Senator Nance asked unanimous consent, to which Senator Ballinger objected, to defer further consideration of **SB 72** until another day.

Senator Nance moved that further consideration of **SB 72** be deferred until some future legislative day, convenient to the proponents of the bill, which motion was declared adopted.

PENDING CONSIDERATION OF HA TO SB 165:

Senator Nance asked that consideration of **SB 165,** as amended by the Honorable House, be deferred for this day, the bill as amended to be printed, which was the order.

Senator Dacus asked to be excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

Senator Leonard asked for consideration of **SJR 25,** by Lowery and Price of the Senate, and Field of the House, which was the order, the Resolution being read.

Upon motion of Senator Leonard, further consideration of **SJR 25** was deferred for this day.

MESSAGES FROM THE HOUSE

Transmitting following Bills and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 9.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 9** was read and consideration deferred for this day:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 9 and Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and return the same with the following recommendation:

1. That the House concur in all three of the Senate Amendments.

HOUSE CONFEREES:

SMALLEY, Chairman,
NIX,
WELCH.

SENATE CONFEREES:

COUNTS, Chairman,
NEVINS,
PORTER.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 201, SJR 22.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 141,** as amended.

HA to **SB 141** read as follows and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 141—By Binns and Counts of the Senate and Trent of the House.

AN ACT AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS TO SELL CERTAIN REAL PROPERTY DESCRIBED HEREIN; PROVIDING FOR THE MANNER OF SUCH SALE; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SUCH SALE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The State Board of Affairs is hereby authorized and directed to transfer to the State Game and Fish Department of the State of Oklahoma the following described real property located in Atoka County, Oklahoma, together with all buildings, fences, and other improvements thereon for a sum not to exceed Sixty Thousand Dollars ($60,000.00) or less, at the discretion of said Board, without advertisement or sale at public auction, and the State Game and Fish Department is hereby authorized to purchase with such funds as it may have available for that purpose, including Federal participation, providing that upon the failure of the State Game and Fish Department to consummate this acquirement, such lands will be retained by the State Board of Affairs.

The following property located in Township One (1) North, Range Thirteen (13) East of the Indian Meridian:

The South Half (S½), and the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section Eighteen (18).

The North Half (N½), and the Southwest Quarter (SW¼) and the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Nineteen (19).

The West Half (W½) of the Northwest Quarter (NW¼) of Section Twenty (20).

The Northwest Quarter (NW¼) of Section Thirty (30).

The following property located in Township One (1) North, Range Twelve (12) East of the Indian Meridian:

The South Half (S½) of Section Thirteen (13).

All portions of Sections Fourteen (14), Fifteen (15), Twenty-two (22), Twenty-seven (27), Thirty-three (33) and Thirty-four (34) lying east of the Missouri, Kansas and Texas Railroad right-of-way. The certain club grounds and the buildings thereon located in said portion of said Section 27 shall be included in said sale. Provided, however.

(a) All that portion of land within the high water mark of a certain lake, known as the Oklahoma Sub-penitentiary Lake, located east of said right-of-way and in the South Half (S½) of said Section Twenty-seven (27), together with the right of ingress and egress thereto, shall be reserved for the State of Oklahoma. The purchaser of any part of said South Half (S½) of Section Twenty-seven (27) lying adjacent to said lake shall acquire a permanent easement for the use of said lake for hunting, fishing and recreational purposes, but shall not contaminate said lake or interfere in any way with the use of said lake by the State as a water supply.

(b) Said Board is authorized to ex-

clude from said sale any additional part of said portions of Sections Twenty-seven (27), Thirty-three (33) and Thirty-four (34) which said Board, in its discretion, determines should be retained by the State Board of Affairs. Any land so excluded from said sale shall be surveyed and the boundaries thereof and the fact of such exclusion shall be set forth in notice hereinafter provided.

All of Section Twenty-four (24). All of Section Twenty-three (23).

The North Half (N½), and the Southwest Quarter (SW¼), and the West Half (W½) of the Southeast Quarter (SE¼), and the West Half (W½) of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼), and the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section Twenty-five (25). All of Section Twenty-six (26).

All of Section Thirty-five (35).

The West Half (W½), and the Northeast Quarter (NE¼), and the West Half (W½) of the Southeast Quarter (SE¼) of Section Thirty-Six (36).

SECTION 2. Said board shall procure abstracts of title covering said property which shall be delivered to the respective purchaser of said real estate upon payment of purchase price thereof.

SECTION 3. The deeds conveying said real property to the purchaser thereof shall be signed by the Chairman of the State Board of Public Affairs and attested by the Secretary of said Board, and shall contain no warranty of title.

SECTION 4. All proceeds of the sales of property herein authorized shall be placed in the Revolving Fund of the State Penitentiary at McAlester, Oklahoma, to be used for construction and equipping of a trusty building.

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.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 568**—By Black and Bailey (Kay)—An Act relating to cosmetology; amending 59 O. S. 1941 § 198.3 Sub-Section (E) so as to provide that beauty schools supported by public funds shall not be required to have more than one instructor; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

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

PENDING CONSIDERATION OF HA TO SB 165:

Senator Nevins moved that the Senate refuse to concur in **HA** to **SB 165** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

FIRST READING

By unanimous consent the following Bill was introduced and read the first time:

SB 301—By Cobb—An Act establishing a cancer control division or service in the Department of Public Health; providing its duties, powers and rights and the procedure to be following in carrying out the provisions of this Act; appropriating funds for the operation of the division of service and authorizing the payment by the department of public health to hospitals for service; authorizing the department of public health to cooperate with the federal government or any other agency for the purpose of securing funds to be ex-

pended in the operation of this division or service; and declaring an emergency.

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

EIGHTY-FIRST
LEGISLATIVE DAY
Friday, May 20, 1949

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—33.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

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.

Upon motion of Senator Speck, Harrell Armstrong, Oklahoma City, nephew of Miss Vivian McCullough, secretary to Senator Speck, was made an Honorary Page for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 100, 153, 202, 289, 290, 291, and **296,** each correctly engrossed.

SJR 11, SBs 35, 49, 104, 137 and **246,** each correctly enrolled.

Engrossed **SBs 30, 100, 153, 202, 289, 290, 291** and **296** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SJR 11, SBs 35, 49, 104, 137** and **246,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 336—Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 24** and **33,** House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 301—Public Health.

Engrossed **HB 568**—Local, State and Federal Government.

PENDING ACTION ON HA TO SB 95:

Senator Rinehart moved that the Senate refuse to concur in **HA** to **SB 95** and ask for a conference, which motion was declared adopted.

Senator Worthington moved that **HJR 26,** by Laing, et al, be ordered printed and placed upon the calendar, nothwithstanding the adverse report of the Revenue and Taxation Committee.

Senator Cook, as a substitute, moved that consideration of the Worthington motion on **HJR 26** be deferred to the next legislative day.

The vote occurring on the Cook motion, it was declared failed of adoption.

The vote occurring on the Worthington motion, it was declared failed of adoption.

THIRD READING

HB 430 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows·

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Walker, White, Worthington.—30.

Nays: Connell, Price, Speck.—3.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—32.

Nays: Price.—1.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The emergency was declared passed.

HB 430 was properly signed and ordered returned to Honorable House.

MOTION LODGED TO RECONSIDER VOTE:

Senator Anderson raised a point of order relating to further consideration of **SB 278.**

The President Pro Tempore cited Rule 12, ordering **SB 278** released and referred for engrossment.

PENDING REQUEST FOR CONFERENCE ON SB 165:

Senator Rinehart moved that the request made on the last legislative day for the Honorable House to grant a conference on **SB 165,** by Anderson, be withdrawn, which motion was declared adopted.

Upon motion of Senator Rinehart, the Senate concurred in **HA** to **SB 165.**

SB 165, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Walker, White, Worthington.—31.

Nays: Connell.—1.

Not Voting: Seaman.—1.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Speck, Walker, White, Worthington.—32.

Not Voting: Seaman.—1.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 24** was read and adopted upon motion of Senator Gary:

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. 24 and Engrossed House Amendment thereto, by Dacus, Nevins and Gary, entitled:

AN ACT APPROPRIATING MONEYS TO THE TEACHERS RETIREMENT SYSTEM OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; SHOWING THE PURPOSE OF SUCH APPROPRIATION; PRESCRIBING THE METHOD FOR THE ISSUANCE OF WARRANTS AND FIXING THE EFFECTIVE DATE OF THIS ACT; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

The Conference Committee Substitute, attached hereto, be adopted.

SENATE CONFEREES:
GARY, Chairman.
PORTER,
COOK,
CARRIER,
DACUS,
NEVINS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:
HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MEIGS,
MUNSON,
BULLARD,
TOLBERT.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 24—By DACUS, NEVINS and GARY.

AN ACT APPROPRIATING MONEYS TO THE TEACHERS RETIREMENT SYSTEM OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; SHOWING THE PURPOSE OF SUCH APPROPRIATION; PRESCRIBING THE METHOD FOR THE ISSUANCE OF WARRANTS AND FIXING THE EFFECTIVE DATE OF THIS ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated for the use and benefit of the Teachers Retirement System of the State of Oklahoma, from the General Revenue Fund of the State of Oklahoma for the fiscal years ending June 30, 1950, and June 30, 1951, the amounts as set forth in Section 2 of this Act for the purposes indicated.

SECTION 2. In order to meet the requirements of the laws of this state providing for the Teachers Retirement System, the sums of money set forth are for the purposes hereinafter stated:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
State Contribution for Prior Service	$800,000.00	$800,000.00
State Matching of Teachers Contribution	163,380.00	163,380.00
Costs of Administration	36,620.00	36,620.00
TOTAL	$1,000,000.00	$1,000,000.00

SECTION 3. The above appropriations shall be disbursed to the Board of Trustees of the Teachers Retirement System on claims filed with the State Budget Director, properly executed and approved by the Trustees of the Teachers Retirement System for the purposes herein stated and no other.

SECTION 4. The appropriations contained herein shall be available at the beginning of the respective fiscal years subject to the restrictions placed thereon by the Statutes of the State of Oklahoma.

SECTION 5. It is hereby declared by the 22nd Oklahoma Legislature that to maintain a teachers' retirement system on a sound actuarial basis would require an appropriation by the 22nd Oklahoma Legislature of One Million, Five Hundred Seven Thousand, Eight Hundred and Seventy-three ($1,507,-873.00) Dollars for each of the fiscal years ending June 30, 1950, and June 30, 1951. This was primarily caused by the failure of the 21st Oklahoma Legislature to appropriate sufficient funds during the fiscal year ending June 30, 1949, to maintain the reserve of the teachers' retirement system on a sound actuarial basis. The 22nd Oklahoma Legislature further declares that it did inaugurate the bulk of a free text book program and provided the funds for desirable expansion of a number of other educational services which should reflect in decreased appropriation requests of the 23rd Oklahoma Legislature. Whereas, premises considered, it is requested by the 22nd Oklahoma Legislature that the 23rd Oklahoma Legislature place the reserve funds of the teachers' retirement system on a sound actuarial basis by appropriating sufficient money to overcome the deficiency caused by lack of appropriations by the 21st Oklahoma Legislature and the lack of funds available for appropriation by the 22nd Oklahoma Legislature.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 24,** as amended in Conference, was placed upon final passage.

SB 24, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Walker, White, Worthington.—30.

Not Voting: Nevins, Seaman, Speck. —3.

Absent: Cowden, Goold y, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Walker, White, Worthington.—30.

Not Voting: Nevins, Seaman, Speck. —3.

Absent: Cowden, Goold y, Jelks, Thompson.—4.

Excused: Cobb, Cowden, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The emergency was declared passed.

SB 24, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

HB 421, by Welch and Smalley, was read and considered.

Upon motion of Senator Porter, **HB**

421 was advanced to engrossment and third reading.

By unanimous consent, **HB 421** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 421 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, White, Worthington.—30.

Not Voting: Baldwin, Nevins, Walker.—3.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows: Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, White, Worthington.—30.

Not Voting: Baldwin, Nevins, Walker.—3.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Rogers, Waller.—7.

The emergency was declared passed.

HB 421 was properly signed and ordered returned to Honorable House.

Senator Worthington served notice that on some future legislative day he would move to reconsider the vote by which his motion—to print and place **HJR 26** on the Calendar notwithstanding the adverse Committee Report thereon—failed of adoption.

The President Pro Tempore ruled the serving of notice to make a motion out of order.

Senator Nance asked unanimous consent, which was granted, that **HJR 26** be ordered printed and placed upon the Calendar, notwithstanding the adverse committee report thereon.

Senator Dacus asked that Senator Nevins be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HB 437, by Williams et al of the House and Rinehart of the Senate, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 437** was advanced to engrossment and third reading.

By unanimous consent, **HB 437** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 437 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Ritzhaupt, Speck, Walker, White, Worthington.—28.

Not Voting: Binns, Cartwright, Rinehart, Seaman.—4.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Collins, Connell, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—30.

Not Voting: Binns, Cartwright.—2.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The emergency was declared passed.

HB 437 was referred for engrossment.

Senators Medlock and Speck asked unanimous consent, which was granted, that the record show had they been present at the time of 3rd Reading and final passage of **SB 299** they would have each voted "NAY" on the bill.

GENERAL ORDER

HB 389, by Smalley of the House, and Anderson, et al, of the Senate, was read and considered.

Upon motion of Senator Anderson, **HB 389** was advanced to engrossment and third reading.

By unanimous consent, **HB 389** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 389 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—30.

Not Voting: Connell, Porter.—2.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—30.

Not Voting: Connell, Porter.—2.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The emergency was declared passed.

HB 389 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF HA TO SJR 23:

Upon motion of Senator Rinehart, the Senate concurred in **HA** to **SJR 23.**

SJR 23, as amended by the Honorable House, was read at length.

On question of passage of resolution, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Dacus, Emery, Fine, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—27.

Not Voting: Carrier, Collins, Connell, Gary, Porter.—5.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The resolution, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—30.

Not Voting: Connell, Porter.—2.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered Resolution, as amended, was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 319** and **430.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Lowery moved that **HB 440,** by Larason, be re-referred to the Committee on Agriculture for further consideration, which motion was declared adopted.

HB 359, by Committee on Insurance, was read and considered.

Senator Cook presiding.

Upon motion of Senator Baldwin, **HB 359** was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and **HB 359** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 359 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Emery, Fine, Hope, Howell, Leonard, Logan, Lowery, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, White.—25.

Nays: Dacus, Gary, Grim, Jarman, Medlock, Worthington.—6.

Not Voting: Walker.—1.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The bill was declared passed.

HB 359 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Gary asked that **HB 220,** by Russell, be re-referred to the Committee on Appropriations for correction, which was the order.

HB 356, by Committee on Insurance, was read and considered.

Upon motion by Senator Baldwin, **HB 356** was advanced to engrossment and third reading.

By unanimous consent, **HB 356** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 356 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Collins, Connell, Cook, Emery, Gary, Grim, Hope, Howell, Jarman, Leonard, Logan, Medlock, Nance, Porter, Price, Rinehart, Seaman, Speck.—24.

Nays: Dacus, Lowery, Worthington. —3.

Not Voting: Boecher, Fine, Ritzhaupt, Walker, White.—5.

Absent: Cowden, Gooldy, Jelks, Thompson.—4.

Excused: Cobb, Counts, Ginder, McClendon, Mahan, Nevins, Rogers, Waller.—8.

The bill was declared passed.

HB 356 was properly signed and ordered returned to Honorable House.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SR 25—By Lowery, Jarman, Nance, Porter, Connell—A RESOLUTION RELATING TO THE HONORABLE BILL LOGAN, PRESIDENT PRO TEMPORE OF THE STATE SENATE OF THE 22nd SESSION OF THE OKLAHOMA LEGISLATURE, HIS DESK, CHAIRS, OFFICE FIXTURES AND APPURTENANCES THERETO, AND GAVEL.

By unanimous consent, **SR 25** was taken up for immediate consideration, read at length, as follows, and adopted upon motion of Senator Lowery:

SENATE RESOLUTION NO. 25—By Lowery, Jarman, Nance, Porter and Connell.

A RESOLUTION RELATING TO THE HONORABLE BILL LOGAN, PRESIDENT PRO TEMPORE OF THE STATE SENATE OF THE 22nd SESSION OF THE OKLAHOMA LEGISLATURE, HIS DESK, CHAIRS, OFFICE FIXTURES AND APPURTENANCES THERETO, AND GAVEL.

WHEREAS, Honorable Bill Logan, being the President Pro Tempore of the State Senate of the 22nd Session of the Oklahoma Legislature, and it being the custom of the said State Senate at the close of their session to present the President Pro Tempore with his desk, chairs, office fixtures and appurtenances thereto, and gavel as a token of their appreciation for his services both to ourselves and to the people of the State of Oklahoma:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND SESSION OF THE OKLAHOMA LEGISLATURE ASSEMBLED IN REGULAR SESSION, that the desk, chairs, office fixtures and appurtenances thereto, and gavel used by the Honorable Bill Logan, as President Pro Tempore of the Senate, be committed to his care and custody as a token of our high esteem and appreciation of his services as such President Pro Tempore, both to ourselves and to the people of the State of Oklahoma.

SR 25 was ordered referred for engrossment.

Senator Carrier asked to be excused for the remainder of this legislative day, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 187,** as amended.

HAs to **SB 187** read as follows and consideration deferred for this day:

AMENDMENT NO. 1. Page 1, Line 11, Section 1 of Engrossed Senate Bill No. 187, by adding after the enacting clause and before Line 11, the following:

SECTION 1. Subdivision one (1) of Subsection (H) of Section or Paragraph 289 of Title 68, O. S. 1941, as amended by Chapter 10, Title 68, Oklahoma Session Laws 1943, is hereby amended to read as follows:

"(1) COUNTY GENERAL FUND. For each office, board, commission, and department:

"Salaries"; "Wages"; "Travel"; "Communications"; "S u p p l i e s ' '; "Equipment", including for offices such items as typewriters, adding and accounting machines, law books, etc., for county hospitals, all necessary laboratory and hospital equip-

ment, and for county libraries, all library books and library equipment; and "Maintenance".

Each Court of record, in addition to the foregoing, insofar as not provided for by the Court Fund, may have appropriation for "Fees and mileage of jurors and witnesses", and for any other lawful function of such Court; and the Court Clerk shall have an appropriation for "Per Diem of Jury Commissioners", "Foreign Service", and for such functions not hereinbefore enumerated but not chargeable to the Court Fund. Appropriations shall be provided for "Fees of Justices of the Peace", "Fees of Constables", for their supplies and for Jury and Witness fees in such courts.

In the department of county highways, the term "Equipment" shall include trucks, tractors, and all equipment used in constructing and maintaining county highways; the term "Maintenance" shall include all repairs thereto and fuels and oils to operate same, but shall not include wages of operators; in lieu of "Real Properties" the item shall be "Opening and Constructing Roads", which shall include cost of right-of-way and all notices and legal proceedings in relation thereto, all general construction contracts, but not force-account work; the term "Materials and Upkeep" shall be used for cost of all materials purchased to repair roads, culverts, and bridges, and for replacements thereto where the estimated cost is less than Five Hundred Dollars ($500.00), fencing, and materials for force-account construction other than new bridges; there shall also be items for "Construction of new bridges", indicating by separate items the location and estimated cost of construction or replacement of each bridge to cost over Five Hundred Dollars ($500.00).

The Department of Charities shall also include, whether an Oklahoma Home be maintained or not, for the poor of the county not therein confined, an item for "Maintenance of the Poor", which shall comprehend allowances, hospitalizations, widows Pensions, *support, maintenance, surgical and medical attention, necessary medicines, hospitalization and transportation of crippled, homeless, abandoned, dependent and or neglected children, and children in danger of becoming delinquent,* and such authorizations as may now or hereafter be provided by law.

The over-all, or general government appropriations, shall include items for "Light and Power", "Fuel and Water", "Insurance" which item may include compensation insurance as well as insurance to properties owned by or in custody of the county, "Real Properties" as hereinbefore defined but with the cost of each new building separately stated, "Upkeep" as defined, "Salaries of Caretakers", "Janitors Supplies", "Communications" where telephone systems are integrated or switch-board operated, "Special Assessments" for paving and the like, "Election Expenses", "Annual Audit", "Publication of Proceedings", "Legal Printing, Budgets, Certificates, and Notices", "Publishing Tax Lists", "Refunds Authorized by Law", and "Other General Expenses" for minor necessities not herein enumerated.

The several items of appropriations for special budget accounts now, or that may hereafter be, provided by law, shall be such as will fulfill the special functions therein required; and if not itemized by statute, shall be the fewest items the Attorney General will approve for such purpose. Such other items of appropriation may be included as may now or hereafter be provided by law. Where any county department or separate

board is charged with the custody and care of lands and buildings used for its particular functions, any of the necessary items above enumerated under "General Government" may be included in its departmental budget."

AMENDMENT NO. 2. Page 1, Section 1, Subsection A, Lines 33 and 34, of Engrossed Senate Bill No. 187, by striking the words, *"neglected children, crippled children, widows and orphans; for jury commissioners,"* and substituting therefor the following: *"and widows; neglected children, crippled children; for support, maintenance, surgical and medical attention and necessary medicines and hospitalization and transportation of crippled, homeless, abandoned, dependent and neglected children, and children in danger of becoming delinquent, whether or not such debts are contracted in conjunction with a cooperating State Department or Agency; for jury commissioners,"*. And renumber the sections.

AMENDMENT NO. 3. By correcting the Title to read as follows: "AN ACT *AMENDING SECTION 289 OF TITLE 68 O. S. 1941, TO PERMIT ADDITIONAL ITEMS TO BE INCLUDED IN "MAINTENANCE OF THE POOR" FUND IN ORDER TO ASSIST CHILDREN; AND* AMENDING SECTION 341 OF TITLE 68 O. S. 1941, TO DEFINE FURTHER CERTAIN ESSENTIAL AND INESCAPABLY NECESSARY EXPENSES OF LOCAL GOVERNMENT IN THE SEVERAL COUNTIES, CITIES, TOWNS, AND SCHOOL DISTRICTS THAT CAN NEITHER BE CONTRACTED PRIOR TO JULY 1 OF [illegible] YEAR NOR DELAYED UNTIL THE FINAL DETERMINATION OF PROTESTS IN MID-YEAR OR THEREAFTER, AND FOR WHICH WARRANTS MAY LAWFULLY ISSUE PRIOR TO THE END OF THE LAWFUL PROTEST PERIOD TO CARRY ON THE NORMAL FUNCTIONS OF GOVERNMENT THEREIN; AND DECLARING AN EMERGENCY."

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 35, 49, 103, 217, 246.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 259**—By Carrier—An Act amending Section 15.6 of Chapter 1a of Title 68 O.S. 1941, relating to the place of listing an assessment of property for ad valorem taxation; making the situs for all unmanufactured farm products to be that of the residence of the owner; making provisions of this Act severable; and declaring an emergency.

Senator Rinehart moved that when the Senate adjourns today it adjourn to meet at 1:00 p. m., Monday, May 23, which motion was declared adopted.

Upon motion of Senator Dacus, the Senate adjourned to meet at 1:00 p. m., Monday, May 23, 1949.

EIGHTY-SECOND LEGISLATIVE DAY
Monday, May 23, 1949.

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

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinthart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Ginder.—1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain, Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 301—Public Health.

HB 390—Labor Relations.

DO PASS, as amended:

HB 220—Appropriations.

HB 222—Local, State and Federal Government.

HB 440—Agriculture.

HB 144—Local, State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 437, SBs 61, 167, 168, 208, 241, 257, and **278,** each correctly engrossed.

SJRs 22 and **23,** and **SBs 47, 150, 159, 165, 201** and **245,** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 437,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 61, 167, 168, 208, 241, 257** and **278,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SJRs 22** and **23,** and **SBs 47, 150, 159, 165, 201** and **245,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 13**—By Collins and Porter of the Senate, and Allard of the House—An Act relating to wildlife population; authorizing the State Game and Fish Commission, after notice and hearing, to make administrative orders extending, shortening, opening or closing seasons, bag limits, methods of killing or capturing wildlife species; and providing for publication of such orders.

Enrolled **SB 15**—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Department of Mental Health created by Senate Bill 122, Regular Session, Twenty-first Legislature for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Mental Health Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

Enrolled **SB 16**—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support and maintenance of State mental institutions, the deaf, blind, and colored orphans institutions, and the Training

School for Negro Girls, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the controlling board of such institutions to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

Enrolled **SB 19**—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Oklahoma Historical Society for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Oklahoma Historical Society to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 20**—By Gary of the Senate and Harkey of the House—An Act making appropriations for the support of the Department of Public Safety, State of Oklahoma, for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the State Commissioner of Public Safety to appoint qualified persons to positions authorized herein; the appropriations made herein shall not be subject to fiscal year limitations; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 22**—By Gary of the Senate, and Harkey of the House—An Act relating to the State Election Board, the Secretary and employees thereof; making an appropriation from the Emergency Appropriation Fund of the State for the operation of said board and expenses thereof, including the purchase of election supplies and payment of compensation, mileage and per diem of secretaries and members of county election boards, for the biennium beginning July 1, 1949 and ending June 30, 1951; making appropriations nonfiscal for contractural and expenditure purposes; fixing the salary of the Secretary of the State Election Board; authorizing the Secretary of the State Election Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 35, House Bill No. 438, R.S., Twenty-first Legislature; and declaring an emergency.

Enrolled **SB 23**—By Leonard and Gary —An Act making appropriations for the support and maintenance of the office of the Commissioners of the Land Office for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Commissioners of the Land Office to create positions, employ and fix the salaries of the personnel necessary to carry out the purposes for which the appropriations are made; repealing Section 27, Chapter 10a, Title 74, Oklahoma Session Laws 1947, page 598, and all acts and parts of acts in conflict herewith; fixing the effective date of this Act and declaring an emergency.

Enrolled **SB 27**—By Waller of the Senate, and Harkey of the House—An Act making appropriations for the support of the Will Rogers Memorial Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Will Rogers Memorial Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

Enrolled **SB 28**—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Oklahoma Library Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Oklahoma Library Commission to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 35**—By Counts and Collins—An Act making appropriations for

the support of the office of the Attorney General for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Attorney General to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 36**—By Counts and Collins of the Senate, and Harkey of the House—An Act making appropriations for the support of the State Reporter for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the State Reporter to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith and declaring an emergency.

Enrolled **SB 45**—By Gary—An Act making appropriations for the support of the office of State Treasurer for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Treasurer to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith, and declaring an emergency.

Enrolled **SB 46**—By Dacus and Nevins—An Act relating to the Oklahoma Historical Society; creating a revolving fund in the Treasury to be known as the "Historical Society Revolving Fund"; prescribing regulations governing the expenditures and management of said fund; making an appropriation and declaring an emergency.

Enrolled **SB 48**—By Gray—An Act making appropriations for the support of the office of the State Auditor for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Auditor to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 49**—By Gary—An Act making appropriations for the support of the Corporation Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Corporation Commission to employ such personnel as is necessary to carry out the purposes for which these appropriations are made; fixing salaries; making the provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

Enrolled **SB 53**—By Gary—An Act making appropriations for the support of the Department of Charities and Corrections for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Commissioner of Charities and Corrections to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith, and declaring an emergency.

Enrolled **SB 87**—By Gary—An Act making appropriations for the support of the State Fire Marshal for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the State Fire Marshal and authorizing the State Fire Marshal to appoint qualified persons to positions authorized herein; repealing Section 23, House Bill 438, R.S., Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Enrolled **SB 88**—By Gary—An Act making appropriations for the support of the Department of Labor for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Commissioner of Labor to appoint qualified persons to positions authorized herein; repealing Section 19, House Bill 438, Regular Session, Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Enrolled **SB 90**—By Ginder—An Act making appropriations for the support of the State Banking Department for the fiscal years ending June 30, 1950, and June 30, 1951; fixing salary of the Bank Commissioner and authorizing the Bank Commissioner to appoint qualified persons to positions authorized herein;

repealing Section 20, House Bill 438, R.S. Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Enrolled **SB 92**—By Gary—An Act making appropriations for the support of the Chief Mine Inspector for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Chief Mine Inspector to appoint qualified persons to positions authorized herein; repealing Section 18 of House Bill 438, R.S. Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

Enrolled **SB 94**—By Rinehart—An Act amending Section 6, Title 57, Oklahoma Statutes 1947, page 344, relating to the authority to arrest a parolee; repealing Section 7, Title 57, page 344, Oklahoma Statutes 1947; providing for the cancellation of all accumulated credits for work and good behaviour of parolees upon revocation of parole and declaring an emergency.

Enrolled **SB 139**—By Counts—An Act amending Paragraph L of Section 175.24 of Title 60 O.S. 1941, relating to the giving of bonds by trustees.

Enrolled **SB 157**—By Dacus, Gary, Nevins, Nance, Walker, Ritzhaupt, Medlock, McClendon, Waller, Cook, Cowden, Jelks and Porter—An Act making appropriations for the support and maintenance of the public schools of the State of Oklahoma for the fiscal years ending June 30, 1950 and June 30, 1951; said monies to be apportioned and disbursed under the provisions of House Bill No. 120, R.S. Twenty-second Legislature; making appropriations non-fiscal; making the provisions of this Act severable; and declaring an emergency.

Enrolled **SB 194**—By Carrier of the Senate, and Camp and Romang of the House—An Act authorizing the Board of Regents of the Oklahoma Agricultural and Mechanical College to purchase certain real estate for the use and benefit of the Agricultural and Mechanical College at Stillwater, Oklahoma, for use in the development and preservation of artificial insemination program in behalf of the dairy industry of the State of Oklahoma; making an appropriation therefor; and declaring an emergency.

Enrolled **SB 215**—By Cowden—An Act relating to the use of, and the authority to vacate, alter or relocate highways; providing procedure therefor; amending Subsection 3 of Section 339, Title 19, O.S. 1941; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Enrolled **SB 217**—By Ballinger of the Senate, and Hert of the House—An Act amending Section 548 of Title 58 O.S. 1941, relating to accounting by personal representatives of deceased executor or administrator, by providing that where the authority of the guardian of any incompetent or insane or minor person ceases, he can be required to account, upon application of the person succeeding as such guardian; also providing that in case of death of guardian his accounts may be presented by his personal representatives, and upon petition of successor of deceased guardian, the court may compel personal representatives to so account; and declaring an emergency.

Enrolled **SB 242**—By Anderson, Walker, Medlock, and White of the Senate, and Box, Bullard and McGahey of the House—An Act providing for destruction of certain ten year old files, documents and records of the county treasurer, county, clerk, county assessor and court clerk, but not including any instrument or item affecting title to real estate; repealing Section 1, Chapter 61, Title 19, Session Laws 1945; codifying Section 1 hereof; and declaring an emergency.

Enrolled **SB 246**—By Ballinger, Thompson, Speck, Cowden, Hope, Cook,

Jarman and Mahan—An Act relating to the kinds of insurance to be written by certain mutual insurance companies doing business in this State; amending Sections 378 and 380 of Title 36, O.S. 1941; repealing conflicting acts; providing the provisions of this Act are severable; and declaring an emergency.

Enrolled **SB 283**—By Gooldy—At Act making appropriation for the purchase of land at the Whitaker State Orphan Home, Pryor, Oklahoma.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 11, SBs 104** and **137.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: **SBs 3, 18, 24, 31** and **164.**

The above numbered Bills and/or Resolutions as amended in Conference were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 31, 359, 389** and **421.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 17** was read and adopted upon motion of Senator Gary:

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. 17, and Engrossed House amendments thereto, by Gary of the Senate, and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE DEPARTMENT OF AGRICULTURE FOR THE FISCAL YEARS ENDING JUNE 30, 1950, AND JUNE 30, 1951; AUTHORIZING THE STATE BOARD OF AGRICULTURE TO EMPLOY AND FIX THE SALARIES OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that Conference Committee Substitute for Engrossed Senate Bill No. 17 and engrossed House Amendments thereto, be adopted.

SENATE CONFEREES:

GARY
LOWERY
PORTER
COOK
CARRIER
McCLENDON
MEDLOCK
DACUS
NEVINS

HOUSE CONFEREES:

HARKEY
HERT
FIELD
Smith (Cherokee)
LARASON
PAZOURECK
MEIGS
MUNSON
BULLARD
TOLBERT.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE

BILL NO. 17—By Gary of the Senate, and Harkey of the House.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE DEPARTMENT OF AGRICULTURE FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE STATE BOARD OF AGRICULTURE TO EMPLOY AND FIX THE SALARIES OF SUCH PERSONNEL AS IS NECESSARY TO CARRY OUT THE PURPOSES FOR WHICH THESE APPROPRIATIONS ARE MADE; REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
STATE DEPARTMENT OF AGRICULTURE		
Administration (including salary of President and per diem of board members)	$ 28,750.00	$ 28,750.00
Veterinary Division	32,500.00	32,500.00
Dairy Division	22,200.00	22,200.00
Market Division	26,500.00	26,500.00
Poultry Division	10,800.00	10,800.00
State Poultry Show	6,000.00	6,000.00
State Dairy Show	8,000.00	8,000.00
State Pecan Show	500.00	500.00
Medical Supplies and control of Tuberculosis, Mastitus, Anthrax, Hog Cholera and other contagious and infectious diseases of livestock	22,500.00	22,500.00
Peach Mosaic Work	3,000.00	3,000.00
For control of skunk weed and other noxious weeds	4,000.00	4,000.00
For control of New Castle disease	3,000.00	3,000.00
Marketing Improvement Program	15,000.00	15,000.00
Bangs Disease Control	75,000.00	75,000.00
Agriculture Livestock Spray Program	60,000.00	60,000.00
Tick Control Program	25,000.00	25,000.00
Bind Weed Eradication	7,500.00	7,500.00
Pink Boll Worm	20,000.00	20,000.00
TOTAL STATE DEPARTMENT OF AGRICULTURE	$370,250.00	$370,250.00

SECTION 2. The State Board of Agriculture shall create positions, make the appointment and unless otherwise provided by act of the Twenty-second Legislature, shall fix the salaries of officials and employees necessary to perform the duties imposed upon the State Department of Agriculture by law, payable from the appropriations made by this Act for each division and from special appropriations.

SECTION 3. All acts or parts of

acts in conflict with the provisions of this act are hereby repealed.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 17,** as amended in Conference, was placed upon final passage.

SB 17, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Connell, Jarman, Nevins, Seaman.—7.

Excused: Ginder, Ritzhaupt.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Connell, Jarman, Nevins, Seaman.—7.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

SB 17, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

HB 19, by House Appropriations Committee, was read and considered.

Senator Gary moved to amend **HB 19,** line 10, page 2, by striking the figures, "$35,600.00—35,600.00" and inserting in lieu thereof the figures, "$35,-900.00 — $35,900.00," which amendment was declared adopted.

Senator Gary moved to amend **HB 19,** line 15, page 2, by striking the figures "$3,600.00—$3,600.00," and inserting in lieu thereof, the figures, "$3,-900.00—3,900.00," which amendment was declared adopted.

Senator Gary moved to amend **HB 19,** line 4, page 3, by striking the figures, $35,600.00—35,600.00," and inserting in lieu thereof, the figures, "$35,-900.00—35,900.00," which amendment was declared adopted.

Senator Gary moved to amend **HB 19,** line 16, page 3, by striking the figures, "$57,600.00—57,600.00," and inserting in lieu thereof, the figures, "$57,-900.00—57,900.00," which amendment was declared adopted.

Senator Gary moved to amend **HB 19,** line 12, page 4, by striking the figures, "101,100.00—101,100.00," and inserting in lieu thereof, the figures, "$101,400.00 —101,400.00," which amendment was declared adopted.

Upon motion of Senator Gary, **HB 19** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 19,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 19 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Boecher, Cartwright, Connell, Jelks, McClendon, Thompson.—7.

Excused: Ginder, Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Boecher, Cartwright, Connell, Jelks, McClendon, Thompson.—7.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

HB 19 was referred for engrossment.

Senator Connell moved that **SB 292** by Committee on Public Health, be recalled from the Committee on Engrossed and Enrolled Bills for the purpose of further consideration, which motion prevailed.

GENERAL ORDER

Senator Rinehart moved that **SB 32**, by Collins and Counts of the Senate, and Harkey of the House, be returned to the Committee on Appropriations for further consideration, which motion prevailed.

GENERAL ORDER

HB 186, by Morris, et al, was read and considered.

Senator Gary moved to amend **HB 186,** by changing the reference to House Bill **122** in the title to read House Bill **120,** which amendment was declared adopted.

Senator Gary moved to amend **HB 186,** line 7, page 2, by inserting after the word, "No," and before the word, "R. S., Twenty-Second Legislature," the figures 120 in lieu of 122, which amendment was declared adopted.

Upon motion of Senator Gary, **HB 186,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 186,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 186 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Jelks, Mahan, Nevins, Porter, Thompson.—6.

Excused: Ginder, Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Jelks, Mahan, Nevins, Porter, Thompson.—6.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

HB 186 was referred for engrossment.

Senator Medlock asked unanimous consent that **HB 134,** by Smith, et al, of the House, and Medlock of the Senate, be revived and ordered printed and placed upon the calendar for the purpose of further consideration, to which Senator Cobb objected.

MOTION LODGED TO RE-CONSIDER SB 25—THIRD READING.

Senator Gary move to reconsider the vote by which **SB 25,** by Dacus, et al, passed, which motion prevailed, the roll call resulting as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Not Voting: Binns, Jelks, Mahan, Nevins, Porter, Thompson.—6.

Excused: Ginder, Ritzhaupt.—2.

By unanimous consent, Senator Gary moved to amend **SB 25** by substituting the following, which amendment was declared adopted:

THIRD COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 25—By DACUS, NEVINS and GARY—By SENATE COMMITTEE ON APPROPRIATIONS.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE DEPARTMENT OF EDUCATION FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purposes designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided, to the State Department of Education for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
STATE DEPARTMENT OF EDUCATION		
For expenses of personal services	$172,700.00	$172,700.00
For expense of maintenance and operation in accordance with the following schedule	62,000.00	62,000.00
SCHEDULE		
Traveling Expense	$30,000.00	$30,000.00
Other Operating Expenses	27,500.00	27,500.00
Equipment	4,500.00	4,500.00
TOTAL	$62,000.00	$62,000.00

SECTION 2. The appropriations made by Section 1 of this Act shall be used and expended by the State Board of Education to pay, in the respective amounts specified, for the personal services of personnel in the State Department of Education, and for expenses of maintenance and operation of the agencies, divisions and positions comprising the State Department of Education, consistent with the provisions of House Bill No. 120 of the Regular Session of the Twenty-Second Oklahoma Legislature. Provided, that such appropriation shall not be used to pay for personal services or expenses for which another appropriation has been made.

SECTION 3. Not to exceed $175,000.00 of the appropriations made by Senate Bill No. 157 of the regular session of the Twenty-Second Oklahoma Legislature shall be used by the State Board of Education, during each fiscal year for which such appropriations were made, to defray all expenses of the administration of Article 18 of House Bill No. 120 of the regular session of the Twenty-Second Oklahoma Legislature.

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 of this Act shall take effect and be in full force from and after its passage and approval.

On the question of passage of **SB 25,** the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Emery, Jelks, Lowery, Mahan, Nevins, Porter, Waller. —8.

Excused: Ginder, Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, McClendon, Medlock, Nance, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Emery, Jelks, Lowery, Mahan, Nevins, Porter, Waller. —8.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

SB 25 was referred for engrossment.

PENDING ACTION ON HA TO SB 213

HAs to **SB 213** were concurred in, upon motion of Senator Collins.

SB 213, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Price, Rogers, Seaman, Speck, Walker, Waller, White.—30.

Nays: Carrier, Cobb, Cook, Dacus, Lowery, Nevins, Rinehart, Worthington. —8.

Excused: Ginder, Ritzhaupt.—2.

Not Voting: Emery, Mahan, Porter, Thompson.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Price, Rogers, Seaman, Speck, Walker, Waller, White.—31.

Nays: Carrier, Cobb, Dacus, Lowery, Nevins, Rinehart, Worthington.—7.

Not Voting: Emery, Mahan, Porter, Thompson.—4.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

Senator Cobb moved that the vote by which **SB 213** was passed be reconsidered on some future legislative day.

Senator Collins moved that the Cobb motion be tabled.

Senator Lowery raised a point of

order against the Collins' motion stating final date of adjournment had not been set, the President Pro Tempore ruling that the Collins' motion would require a suspension of the rules.

Senator Collins moved that the rules of the Senate be suspended, for the purpose of tabling the Cobb motion, which motion was declared adopted.

Upon motion of Senator Collins, the Cobb motion was tabled.

House Amendments were properly signed and **SB 213,** as amended, was referred for enrollment.

GENERAL ORDER

HB 150, by Lance, was read and considered.

Upon motion of Senator Hope, **HB 150** was advanced to engrossment and third reading.

By unanimous consent, **HB 150** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 150 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Thompson, Waller, White, Worthington.—30.

Nays: Cobb, Logan, Lowery, Walker. —4.

Not Voting: Collins, Counts, Howell, Jelks, McClendon, Mahan, Porter, Speck. —8.

Excused: Ginder, Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Thompson, Waller, White, Worthington.—30.

Nays: Cobb, Logan, Lowery, Walker. —4.

Not Voting: Collins, Counts, Howell, Jelks, McClendon, Mahan, Porter, Speck. —8.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

HB 150 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 370, by Harkey, et al, of the House, and Gary and Ritzhaupt of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 370** was advanced to engrossment and third reading.

By unanimous consent, **HB 370** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 370 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Ginder, Ritzhaupt.—2.

Not Voting: Baldwin, Cowden, Emery, Jelks, Mahan, Porter, Rinehart.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Col-

lins, Connell, Cook, Counts, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Ginder, Ritzhaupt.—2.

Not Voting: Baldwin, Cowden, Emery, Jelks, Mahan, Porter, Rinehart.—7.

The emergency was declared passed.

HB 370 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 397, by Harkey, was read and considered.

Upon motion of Senator Gary, **HB 397** was advanced to engrossment and third reading.

By unanimous consent, **HB 397** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 397 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Ginder, Ritzhaupt.—2.

Not Voting: Baldwin, Binns, Cowden, Emery, Howell, Mahan, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Excused: Ginder, Ritzhaupt.—2.

Not Voting: Baldwin, Binns, Cowden, Emery, Howell, Mahan, Porter.—7.

The emergency was declared passed.

HB 397 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 313, by Committee on Appropriations, was read and considered.

Senator Counts moved to amend **HB 313,** lines 5 and 6, page, by striking the words and figures, "Seven Thousand Five Hundred Dollars ($7,500.00)," and inserting the following: "Three Thousand Seven Hundred Fifty Dollars ($3,750.00)," which amendment was declared adopted.

Upon motion of Senator Gary, **HB 313** was advanced to engrossment and third reading.

By unanimous consent, **HB 313** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 313 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Lowery.—1.

Not Voting: Cowden, Dacus, Jarman.—3.

Excused: Ginder, Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Lowery.—1.

Not Voting: Cowden, Dacus, Jarman.—3.

Excused: Ginder, Ritzhaupt.—2.

The emergency was declared passed.

HB 313 was referred for engrossment.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, to take up for consideration **HB 2,** by Committee on Revenue and Taxation, as amended, which was read.

Senator Nance moved to amend **HB 2** by substituting therefor the following:

AN ACT PROPOSING AN AMENDMENT TO ARTICLE X OF THE CONSTITUTION OF OKLAHOMA, TO BE KNOWN TS SECTION 31, EMPOWERING THE LEGISLATURE TO ENACT LAWS AUTHORIZING STATE INDEBTEDNESS, NOT TO EXCEED TWO HUNDRED SIXTY MILLION DOLLARS ($260,000,000), FOR THE CONSTRUCTION AND REMODELING OF THE ROADS AND HIGHWAYS OF THE STATE, AUTHORIZING THE RE-LEVYING AND PLEDGING OF TWO CENTS (2c) A GALLON MOTOR FUEL TAX TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID INDEBTEDNESS, AND AUTHORIZING THE LEVYING OF ADDITIONAL ROAD USER TAXES, IF NECESSARY TO RETIRE SAID INDEBTEDNESS. RELATING TO THE PAYMENT OF SAID INDEBTEDNESS, AND RELATING TO THE LIMITATION AND EXPENDITURE OF FUNDS AUTHORIZED IN SAID INDEBTEDNESS; RELATING TO THE ALLOCATION OF ROAD IMPROVEMENT CONSTRUCTION PROJECTS TO THE RESPECTIVE COUNTIES; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X of the Constitution of Oklahoma, same to be Section 31, Article X, of the Constitution of Oklahoma:

SECTION 31. (a) The Legislature shall be empowered to enact laws authorizing indebtedness for the construction and remodeling of the public roads and highways of the state. The indebtedness shall not exceed Two Hundred Sixty Million Dollars ($260,000,000); neither shall the indebtedness be repeated nor duplicated.

(b) The Legislature may provide immediately for indebtedness not to exceed Sixty Million Dollars ($60,000,000) for immediate use in the construction of State and Federal highways. The Legislature shall provide for an additional indebtedness of Two Hundred Million Dollars ($200,000,000) for the construction of public roads and highways in the respective seventy-seven (77) counties of the State, but said indebtedness shall not be contracted for use before January 1, 1951. The expenditure of Two Hundred Million Dollars ($200,000,000) indebtedness shall be apportioned by the State Highway

Commission, to construction projects in the respective seventy-seven (77) counties, on the following basis: One-third (1/3) on area; one-third (1/3) on rural population, defined as including the population of all municipalities with a population of less than five thousand (5,000), according to the 1940 federal decennial census; one-third (1/3) on county road mileage as certified by the State Highway Commission as of July 1, 1949, as each county bears to the rural population and road mileage of the State. The indebtedness herein authorized shall be retired exclusively with road user taxes. Said indebtedness shall be retired with annual installment payments.

(c) When the Legislature shall authorize indebtedness of not to exceed Sixty Million Dollars ($60,000,000) for immediate expenditure, the Legislature shall re-levy and pledge the one cent (1c) a gallon motor fuel tax imposed on the consumption of motor fuel in the State by the provisions of House Bill No. 396, O.S. Laws 1949, to the payment of interest on said debt as it falls due. The one cent (1c) a gallon motor fuel tax shall be segregated and set aside and used for the retirement of said debt, including the payment of interest thereon, or so much thereof may be used as is necessary. The remainder may be reapportioned, or may be used for the retirement of other indebtedness herein authorized. The one cent (1c) a gallon motor fuel tax is irrevocably pledged to the payment of said indebtedness.

(d) When the Legislature shall authorize additional indebtedness not to exceed Two Hundred Million Dollars ($200,000,000), the Legislature shall re-levy and pledge the one cent (1c) a gallon motor fuel tax imposed on the consumption of motor fuel in the state by provisions of House Bill No. 325, O.S. Laws, 1949, to the payment of the interest on said debt as it falls due, and to the payment of the principal as it falls due. The indebtedness shall be retired through annual installment payments. The collection of the one cent (1c) a gallon motor fuel tax imposed under provisions of House Bill No. 396 and the one cent (1c) a gallon motor fuel tax imposed in House Bill No. 325, O.S. Laws 1949, shall be consolidated into a single fund when the indebtedness herein authorized is contracted, and shall be used jointly to retire the total indebtedness.

(e) It is the intention of the Legislature to provide for the retirement of this indebtedness from the levy and collection of two cents (2c) a gallon motor fuel tax provided for in House Bill No. 396 and House Bill No. 325, O.S. Laws 1949. If the levy and collection is insufficient to pay the principal and interest of said total debt, then the Legislature shall levy additional road user taxes, other than ad valorem taxes, sufficient to discharge said principal and interest.

(f) The indebtedness provided for in this Act shall be retired within a period of twenty-five (25) years, and such indentures of indebtedness shall be in serial form. The Legislature may further restrict, but shall not enlarge, the motor fuel tax exemptions provided for in House Bill No. 325 and House Bill No. 396, O.S. Laws 1949. Any funds levied for the retirement of this indebtedness in excess of that actually required to retire said indebtedness may be reapportioned by the Legislature to other functions of the State Highway Department.

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 empowering the Legislature to enact laws authorizing State indebtedness, not to exceed Two Hundred Sixty Million Dollars ($260,000,000), for the purpose of constructing and remodeling the public highways of the State, providing that said indebtedness shall be retired from the levy and collections of a two cents (2c) a gallon motor fuel tax, heretofore authorized in House Bill No. 325 and House Bill No. 396, O.S. Laws 1949. Providing that said tax, or so much thereof as may be necessary, shall be irrevocably pledged to the payment of the principal and interest of said indebtedness, providing that if such tax is insufficient to pay said principal and interest, additional road user taxes, other than ad valorem taxes, shall be levied and collected for such purposes. Providing that the indentures of indebtedness shall be issued in serial form and retired with annual installment payments within twenty-five (25) years. Providing that Sixty Million Dollars ($60,000,000) of the total indebtedness authorized in this amendment may be made immediately available for the construction of State and Federal highways, and providing that an indebtedness of Two Hundred Million Dollars ($200,000,000) herein authorized shall not be contracted for use before January 1, 1951. Providing that the indebtedness of Two Hundred Million Dollars ($200,000,000) shall be used for the construction of public roads in the respective counties of the State, said road and highway projects to be allocated to the respective counties on the basis of area, road mileage, and rural population.

SHALL THE AMENDMENT BE APPROVED?

☐ YES

☐ NO"

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Act, 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 4. A special election is hereby ordered to be held throughout the State on the 27th day of September, 1949, at which election the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Act shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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.

Senator Rogers presiding.

The vote occurring on the Nance amendment, it was declared adopted.

Senators Cook and Fine moved to amend **HB 2,** as amended, line 14, page 3, sub-section (e), line 14, page 3, by adding after the figures "1949" and before the word "If" the following: "And provied further that agriculture gasoline shall be exempt from one (1) cent of this tax, as provided for in **HB 396,** O. S. Laws 1949", which amendment was declared adopted.

Senator Jelks moved to amend **HB 2,** as amended, line 33, page 1, by inserting after the word "highways" and be-

fore the word "The" the following language: "Provided that Twenty Million ($20,000,000.00) Dollars of such Sixty Million ($60,000,000.00) Dollars shall be allocated to the County Commissioners for use on county roads in the manner authorized in sub-section (b)," which amendment he withdrew by unanimous consent.

Senator Jelks moved to amend **HB 2**, as amended, line 33, page 1, by inserting after the word "highways" and before the word "The" the following language: "Provided that Ten Million ($10,000,000.00) Dollars of such Sixty Million ($60,000,000.00) Dollars shall be allocated to the County Commissioners for use on county roads in the manner as prescribed in sub-section (b)", which amendment was declared adopted.

Senator Thompson moved to amend **HB 2,** as amended, line 6, page 5, by changing the words and figures "27th day of September, 1949", to read "4th day of July, 1950", which amendment was declared failed of adoption.

Senator Nance moved that the vote be reconsidered by which the Thompson amendment failed of adoption, which motion was declared adopted.

Upon motion of Senator Nance, the Thompson amendment was declared adopted.

Senator Nance asked unanimous consent to amend **HB 2,** as amended, line 22, page 2, by inserting after the word "due" and before the word "The" the following: "and to the payment of the principal debt as it falls due", which amendment was declared adopted by unanimous consent.

Senator Cobb moved to amend **HB 2,** as amended, page 1, in both sub-sections, by striking the words and figures "Sixty Million ($60,000,000.00) Dollars" and insert the words and figures "Five Million ($5,000,000.00) Dollars" and by striking the words and figures "Two Hundred Million ($200,000,000.00) Dollars" and inserting the words and figures "Two Hundred Fifty-five Million ($255,000,000.00) Dollars", which amendment failed of adoption.

Upon motion of Senator Nance, **HB 2,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Nance, the rules of the Senate were suspended and **HB 2,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 2 was read for the third time at length, as follows:

HOUSE BILL NO. 2—By REVENUE AND TAXATION COMMITTEE.

AN ACT PROPOSING AN AMENDMENT TO ARTICLE X OF THE CONSTITUTION OF OKLAHOMA, TO BE KNOWN AS SECTION 31, EMPOWERING THE LEGISLATURE TO ENACT LAWS AUTHORIZING STATE INDEBTEDNESS, NOT TO EXCEED TWO HUNDRED SIXTY MILLION DOLLARS ($260,000,000), FOR THE CONSTRUCTION AND REMODELING OF THE ROADS AND HIGHWAYS OF THE STATE, AUTHORIZING THE RE-LEVYING AND PLEDGING OF TWO CENTS (2c) A GALLON MOTOR FUEL TAX TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID INDEBTEDNESS, AND AUTHORIZING THE LEVYING OF ADDITIONAL ROAD USER TAXES, IF NECESSARY TO RETIRE SAID INDEBTEDNESS. RELATING TO THE PAYMENT OF SAID INDEBTEDNESS, AND RELATING TO THE LIMITATION AND EXPENDITURE OF FUNDS AUTHORIZED IN SAID INDEBTEDNESS; RELATING TO THE ALLOCATION OF ROAD IMPROVEMENT CONSTRUCTION PROJECTS TO THE RESPECTIVE COUNTIES; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT

TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X of the Constitution of Oklahoma, same to be Section 31, Article X, of the Constitution of Oklahoma:

SECTION 31. (a) The Legislature shall be empowered to enact laws authorizing indebtedness for the construction and remodeling of the public roads and highways of the state. The indebtedness shall not exceed Two Hundred Sixty Million Dollars ($260,000,000); neither shall the indebtedness be repeated nor duplicated.

(b) The Legislature may provide immediately for indebtedness not to exceed Sixty Million Dollars ($60,000,000) for immediate use in the construction of state and federal highways. Provided that Ten Million ($10,000,000) Dollars of such Sixty Million ($60,000,000) Dollars shall be allocated to the county commissioners for use on county roads in the manner as prescribed in sub-section (b). The Legislature shall provide for an additional indebtedness of Two Hundred Million Dollars ($200,000,000) for the construction of public roads and highways in the respective seventy-seven (77) counties of the state, but said indebtedness shall not be contracted for use before January 1, 1951. The expenditure of Two Hundred Million Dollars ($200,000,000) indebtedness shall be apportioned by the State Highway Commission, to construction projects in the respective seventy-seven (77) counties, on the following basis: One-third (1/3) on area; one-third (1/3) on rural population, defined as including the population of all municipalities with a population of less than five thousand (5,000), according to the 1940 federal decennial census; one-third (1/3) on county road mileage as certified by the State Highway Commission as of July 1, 1949, as each county bears to the rural population and road mileage of the state. The indebtedness herein authorized shall be retired exclusively with road user taxes. Said indebtedness shall be retired with annual installment payments.

(c) When the Legislature shall authorize indebtedness of not to exceed Sixty Million Dollars ($60,000,000) for immediate expenditure, the Legislature shall re-levy and pledge the one-cent (1c) a gallon motor fuel tax imposed on the consumption of motor fuel in the state by the provisions of House Bill No. 396, O.S. Laws 1949, to the payment of interest on said debt as it falls due, and to the payment of the principal debt as it falls due. The one cent (1c) a gallon motor fuel tax shall be segregated and set aside and used for the retirement of said debt, including the payment of interest thereon, or so much thereof may be used as is necessary. The remainder may be reapportioned, or may be used for the retirement of other indebtedness herein authorized. The one cent (1c) a gallon motor fuel tax is irrevocably pledged to the payment of said indebtedness.

(d) When the Legislature shall authorize additional indebtedness not to exceed Two Hundred Million Dollars ($200,000,000), the Legislature shall re-levy and pledge the one cent (1c) a gallon motor fuel tax imposed on the consumption of motor fuel in the state by provisions of House Bill

No. 325, O.S. Laws, 1949, to the payment of the interest on said debt as it falls due, and to the payment of the principal as it falls due. The indebtedness shall be retired through annual installment payments. The collection of the one cent (1c) a gallon motor fuel tax imposed under provisions of House Bill No. 396 and the one cent (1c) a gallon motor fuel tax imposed in House Bill No. 325, O.S. Laws 1949, shall be consolidated into a single fund when the indebtedness herein authorized is contracted, and shall be used jointly to retire the total indebtedness.

(e) It is the intention of the Legislature to provide for the retirement of this indebtedness from the levy and collection of two cents (2c) a gallon motor fuel tax provided for in House Bill No. 396 and House Bill No. 325, O.S. Laws 1949. And provided further that agriculture gasoline shall be exempt from one (1c) cent of this tax as provided for in House Bill No. 396, O. S. Laws, 1949. If the levy and collection is insufficient to pay the principal and interest of said total debt, then the Legislature shall levy additional road user taxes, other than ad valorem taxes, sufficient to discharge said principal and interest.

(f) The indebtedness provided for in this Act shall be retired within a period of twenty-five (25) years, and such indentures of indebtedness shall be in serial form. The Legislature may further restrict, but shall not enlarge, the motor fuel tax exemptions provided for in House Bill No. 325 and House Bill No. 396, O.S. Laws 1949. Any funds levied for the retirement of this indebtedness in excess of that actually required to retire said indebtedness may be reapportioned by the Legislature to other functions of the State Highway Department.

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 empowering the Legislature to enact laws authorizing state indebtedness, not to exceed Two Hundred Sixty Million Dollars ($260,000,000), for the purpose of constructing and remodeling the public highways of the state, providing that said indebtedness shall be retired from the levy and collection of a two cents (2c) a gallon motor fuel tax, heretofore authorized in House Bill No. 325 and House Bill No. 396, O.S. Laws 1949. Providing that said tax, or so much thereof as may be necessary, shall be irrevocably pledged to the payment of the principal and interest of said indebtedness, providing that if such tax is insufficient to pay said principal and interest, additional road user taxes, other than ad valorem taxes, shall be levied and collected for such purposes. Providing that the indentures of indebtedness shall be issued in serial form and retired with annual installment payments within twenty-five (25) years. Providing that Sixty Million Dollars ($60,000,000) of the total indebtedness authorized in this amendment may be made immediately available for the construction of state and federal highways, and providing that an indebtedness of Two Hundred Million Dollars ($200,000,000) herein authorized shall not be contracted for use before January 1, 1951. Providing that the indebtedness of Two Hundred Million Dollars ($200,000,000) shall be used for the construction of public roads in the respective counties of the state, said road and highway pro-

jects to be allocated to the respective counties on the basis of area, road mileage, and rural population.

SHALL THE AMENDMENT BE APPROVED?

☐ YES

☐ NO"

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Act, 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 4. A special election is hereby ordered to be held throughout the state on the 4th day of July, 1950, at which election the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Act shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Collins, Cook, Emery, Fine, Gooldy, Grim, Jelks, Logan, McClendon, Mahan, Nance, Porter, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—24.

Nays: Baldwin, Ballinger, Carrier, Cobb, Connell, Cowden, Dacus, Gary, Hope, Leonard, Lowery, Medlock, Nevins, Price, Rinehart, Seaman.—16.

Not Voting: Counts, Howell, Jarman. —3.

Excused: Ginder.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Collins, Cook, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jelks, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Baldwin, Ballinger, Carrier, Cobb, Connell, Cowden, Gary, Leonard, Lowery, Medlock.—10.

Excused: Ginder.—1.

Not Voting: Counts, Howell, Jarman. —3.

The emergency was declared passed.

The question being: "Shall **HB 2,** by Committee on Revenue an Taxation, entitled:

AN ACT PROPOSING AN AMENDMENT TO ARTICLE X OF THE CONSTITUTION OF OKLAHOMA, TO BE KNOWN AS SECTION 31, EMPOWERING THE LEGISLATURE TO ENACT LAWS AUTHORIZING STATE INDEBTEDNESS, NOT TO EXCEED TWO HUNDRED SIXTY MILLION DOLLARS ($260,000,000.00), FOR THE CONSTRUCTION AND REMODELING OF THE ROADS AND HIGHWAYS OF THE STATE, AUTHORIZING THE RE-LEVYING AND PLEDGING OF TWO CENTS (2c) A GALLON MOTOR FUEL TAX TO THE PAYMENT AND DISCHARGE OF THE INTEREST AND PRINCIPAL OF SAID INDEBTEDNESS, AND AUTHORIZING THE LEVYING OF ADDITIONAL ROAD USER TAXES, IF NECESSARY, TO RETIRE SAID INDEBTEDNESS, RELATING TO THE PAYMENT OF SAID INDEBTEDNESS, AND RELATING TO THE LIMITATION AND EXPENDITURE OF FUNDS AUTHORIZED IN SAID INDEBTEDNESS; RELATING TO THE ALLOCATION OF ROAD IMPROVEMENT CONSTRUCTION PROJECTS TO THE RESPECTIVE COUNTIES; AND PROVIDING FOR

THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION, AND DECLARING AN EMERGENCY,

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election, to be held on the 4th day of July, 1950, as provided in Section 4 of said Bill, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?" the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Collins, Cook, Counts, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Baldwin, Ballinger, Carrier, Cobb, Connell, Cowden, Gary, Leonard, Lowery, Medlock.—10.

Excused: Ginder.—1.

Not Voting: Howell.—1.

The Presiding Officer declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

HB 2, as amended, was ordered referred for engrossment.

Senator Jarman asked unanimous consent, which was granted, that the record show had he been present at the time of third reading and final passage of **HB 2,** as amended, he would have voted NO.

Senator Counts asked unanimous consent, which was granted, that the record show had he been present at the time of third reading and final passage of **HB 2,** as amended, he would have voted AYE.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 25 correctly engrossed.

Engrossed **SR 25** was properly signed and ordered referred for enrollment.

SR 25 correctly enrolled.

Enrolled **SR 25** was properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJRs 22, 23, SBs 47, 150, 159, 165, 201** and **245.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

Enrolled **SJR 22** was ordered referred to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 328**—By Allen, Smalley, Russell, Munson and Romang of the House and Ballinger of the Senate—An Act regulating the issuance, denial, cancellation, suspension and revocation of operator's and chauffeur's licenses; conferring certain powers and authority upon the commissioner of public safety in connection therewith; prescribing the procedure necessary to secure the issuance of such licenses; providing for appeals from orders of the commissioner of public safety except where such orders are mandatory; prescribing the manner of taking such appeals and conferring limited jurisdiction upon the county courts in connection with the hearing thereof and limiting the court in its inquiries and the orders to be issued in connection therewith; providing for a bond to supersede the orders of the commissioner and the county court and also providing for an appeal from the order and judgment of the county court to the district court by either party, and also to the su-

preme court of the state; amending certain specific sections of Title 47 O. S. 1941; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

Senator Mahan asked unanimous consent, to which Senator Lowery objected, to take up for consideration **SB 72**, by Collins.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:00 p. m., tomorrow.

EIGHTY-THIRD
LEGISLATIVE DAY
Tuesday, May 24, 1949

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by President Berry.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—44.

The President announced a quorum present.

Prayer was offered by Reverend G. W. Harte, Secretary to Spurgeons Theological Seminary, South Norwood Hill, London, England, who was in Oklahoma City to attend the Baptist Convention to thank them for gift of twenty thousand ($20,000.00) Dollars to reconstruct their college after bomb damage, and to increase accommodation for large numbers of War Veterans to train for the Baptist University.

Senator Gooldy asked unanimous consent, which was granted, that James Alan Logan, young son of President Pro Tempore Logan, be made an Honorary Page for this legislative day.

Senator Jarman asked unanimous consent, which was granted, that Mark Ginder, young son of Senator Ginder, be made an Honorary Page for this legislative day.

Senator Collins asked unanimous consent to be excused for thirty minutes, which was the order.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 328**—Roads and Highways.

GENERAL ORDER

HB 474, by Russell et al, was read and considered.

Upon motion of Senator Grim, **HB 474** was advanced to engrossment and third reading.

Upon motion of Senator Grim, the rules of the Senate were suspended, and **HB 474** was considered engrossed and placed upon third reading and final passage.

Senator Cowden moved that consideration of **HB 474** be indefinitely postponed, which motion was tabled upon motion of Senator Rogers.

Senator Cobb moved that **HB 474** be read at length.

Senator Nance raised a point of order against the Cobb motion, which was sustained, stating that the rules of the Senate provide for that procedure.

Senator Rogers asked unanimous consent that consideration of **HB 474** be temporarily deferred, which was the order.

PENDING CONSIDERATION OF CONFERENCE COMMITTEE REPORT ON HB 9:

Upon motion of Senator Rinehart, the Senate adopted the Conference Committee Report on **HB 9.**

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30, was suspended and **HB 9,** as amended in Conference, was placed upon final passage.

HB 9, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cook, Gary, Jarman, Jelks, Lowery, Mahan, Porter, Waller.—10.

Excused: Collins.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—33.

Not Voting: Baldwin, Binns, Cook, Gary, Jarman, Jelks, Lowery, Mahan, Porter, Waller.—10.

Excused: Collins.—1.

The emergency was declared passed.

HB 9, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Cowden presiding.

PENDING ACTION ON HAs TO SB 187, BY ANDERSON ET AL:

HAs to SB 187 were concurred in upon motion of Senator Anderson.

SB 187, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Leonard, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—31.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Gooldy, Jarman, Jelks, Logan, Mahan, Nance, Price, Walker, Waller.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Grim, Hope, Howell, Leonard, Lowery, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, White, Worthington.—31.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Gooldy, Jarman, Jelks, Logan, Mahan, Nance, Price, Walker, Waller.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HAs TO SB 136, BY COUNTS:

HAs to SB 136 were concurred in, upon motion of Senator Counts.

SB 136, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Jelks, Leonard, Logan, McClendon, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—31.

Nays: Howell.—1.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Emery, Gary, Ginder, Jarman, Lowery, Mahan, Nance, Price, Walker.—11.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HAs TO SB 138, BY COUNTS:

HAs to SB 138 were concurred in upon motion of Senator Counts.

SB 138, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—33.

Not Voting: Baldwin, Cook, Gary, Ginder, Jarman, Lowery, Mahan, Nance, Nevins, Walker.—10.

Excused: Collins.—1.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING ACTION ON HAs TO SB 271, BY BALLINGER ET AL:

HAs to SB 271 were concurred in upon motion of Senator Ballinger.

SB 271, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—33.

Not Voting: Baldwin, Cook, Gary, Ginder, Jarman, Mahan, Nance, Nevins, Speck, Walker.—10.

Excused: Collins.—1.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—33.

Not Voting: Baldwin, Cook, Gary, Ginder, Jarman, Mahan, Nance, Nevins, Speck, Walker.—10.

Excused: Collins.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION ON HAs TO SB 141, BY THOMPSON:

Senator Counts moved that the Senate refuse to concur in **HAs to SB 141,** and ask for a conference thereon, which motion prevailed, the Presiding Officer appointing, Senators Counts, Ballinger, Cobb, Binns and Seaman as Senate Conferees.

THIRD READING

Referring further to **HB 474,** by Russell, et al:

Upon motion of Senator Grim, the previous question was ordered put.

HB 474 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—30.

Nays: Leonard, McClendon.—2.

Not Voting: Baldwin, Cook, Emery, Gary, Ginder, Jelks, Mahan, Nance, Nevins, Thompson, Walker.—11.

Excused: Collins.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Fine, Gooldy, Grim, Hope, Howell, Jarman, Logan, Lowery, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Waller, White, Worthington.—30.

Nays: Leonard, McClendon.—2.

Not Voting: Baldwin, Cook, Emery, Gary, Ginder, Jelks, Mahan, Nance, Nevins, Thompson, Walker.—11.

Excused: Collins.—1.

The emergency was declared passed.

HB 474 was referred for engrossment.

GENERAL ORDER

HB 382, by Camp and Williams of the House, and Rinehart and Ginder of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 382** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 382** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 382 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Jelks, Mahan, Nance, Nevins.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Jelks, Mahan, Nance, Nevins.—7.

The emergency was declared passed.

HB 382 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 2, 19, 186, 313, and **SB 25,** each correctly engrossed.

SBs 24, 31, 164 and **213,** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 2, 19, 186,** and **313,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 25** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 24, 31, 164** and **213,**

after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 427—School Land.

GENERAL ORDER

HB 269, by Douglas (Bryan) was read and considered.

Upon motion of Senator Cartwright, **HB 269** was advanced to engrossment and third reading.

Upon motion of Senator Cartwright, the rules of the Senate were suspended, and **HB 269** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 269 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—33.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Grim, Jelks, Mahan, Nance, Nevins, Seaman, Thompson.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—33.

Excused: Collins.—1.

Not Voting: Baldwin, Cook, Gary, Grim, Jelks, Mahan, Nance, Nevins, Seaman, Thompson.—10.

The emergency was declared passed.

HB 269 was properly signed and ordered returned to Honorable House.

Senator Collins asked to be recorded present, which was the order.

GENERAL ORDER

HB 552, by Langley (Muskogee) et al. of the House, and Rogers of the Senate, was read and considered.

Upon motion of Senator Rogers, **HB 552** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended, and **HB 552** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 552 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Carrier, Cook, Gary, Grim, Jelks, Leonard, Logan, Nance, Nevins, Porter, Thompson.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Lowery, McClendon, Mahan, Medlock, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—32.

Not Voting: Baldwin, Carrier, Cook, Gary, Grim, Jelks, Leonard, Logan, Nance, Nevins, Porter, Thompson. —12.

The emergency was declared passed.

HB 552 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 180, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 180** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **HB 180** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 180 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—32.

Not Voting: Baldwin, Carrier, Cartwright, Connell, Gary, Grim, Jelks, McClendon, Nance, Porter, Seaman, Waller.—12.

The bill was declared passed.

HB 180 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 222, by Cunningham of the House, and Jelks of the Senate, was read and considered.

Upon motion of Senator Nevins, **HB 222** was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended, and **HB 222** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 222 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—36.

Not Voting: Baldwin, Binns, Carrier, Cartwright, Grim, Jelks, Nance, Waller. —8.

The bill was declared passed.

HB 222 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 35,** conference requested, House Conferees named as follows: Welch, Speakman, Sumrall, McCarty and Fronterhouse.

Upon motion of Senator Porter, the request of the Honorable House for a conference on **HB 35** was granted, the Presiding Officer appointing as the Senate Conferees thereunder Senators Porter, Fine, Lowery, Thompson and Counts.

GENERAL ORDER

HB 390, by Stipe, et al of the House,

and Counts of the Senate, was read and considered.

Senator White moved to amend **HB 390,** line 3, page 17, by adding after the word, "longer," the words, "Provided, the provisions of this Section shall not apply to mines in which less than twenty (20) men are employed."

Senator Nance presiding.

The vote occurring on the White amendment, it was declared adopted.

Senator White moved that **HB 390,** as amended, be advanced to engrossment and third reading.

Senator Rogers, as a substittue, moved that the vote be reconsidered by which the White amendment was declared adopted, which motion prevailed, the roll call resulting as follows:

Ayes: Ballinger, Boecher, Cobb, Connell, Cook, Counts, Dacus, Emery, Ginder, Gooldy, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Worthington.—24.

Nays: Anderson, Baldwin, Binns, Carrier, Cartwright, Cowden, Fine, Gary, Howell, Lowery, Nance, Price, Seaman, Thompson, Waller, White.—16.

Not Voting: Collins, Grim, Hope, Walker.—4.

Senator Mahan moved that the White amendment be tabled, which motion was declared adopted.

Upon motion of Senator Porter, **HB 390** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **HB 390** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 390 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Worthington. —34.

Nays: Baldwin, Carrier, Price, Seaman, White.—5.

Not Voting: Binns, Cobb, Grim, Walker, Waller.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Worthington. —34.

Nays: Baldwin, Carrier, Price, Seaman, White.—5.

Not Voting: Binns, Cobb, Grim, Walker, Waller.—5.

The emergency was declared passed.

HB 390 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 30, 40, 296, 51, 52, 66,** and **67.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 197,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 150, 197, 356, 370,** and **397.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **SB 17.**

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 60**—By Gary—An Act making appropriations for the support of the State Board of Cosmetology for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the State Board of Cosmetology to appoint qualified persons to positions authorized herein; repealing all laws in conflict herewith; and declaring an emergency.

GENERAL ORDER

SJR 25, by Lowery and Price of the Senate, and Field of the House, was read and considered.

Senator Leonard moved to amend **SJR 25,** line 13, page 3, by adding after the word, "individuals" and before the word, "religious," the words, "or for," which amendment was declared adopted.

Senator Leonard moved to amend **SJR 25,** line 1, page 5, by adding after the word, "individuals," and before the word, "religious," the words, "or for," which amendment was declared adopted.

Upon motion of Senator Leonard, **SJR 25,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SJR 25,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 25 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 25—By LOWERY and PRICE of the Senate, and FIELD of the House.

A JOINT RESOLUTION, PROPOSING AN AMENDMENT TO SECTION 2 OF ARTICLE 22 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, RELATING TO CORPORATE OWNERSHIP OF REAL ESTATE; PROVIDING FOR THE SUBMISSION OF THIS AMENDMENT TO A VOTE OF THE PEOPLE AT A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the following amendment to Section Two (2) of Article Twenty-Two (22) of the Constitution of the State of Oklahoma, be, and the same is hereby proposed. The Secretary of State shall refer to the people for their approval or rejection as and in the manner provided by law, said proposed amendment to be in lieu of said Section Two (2) and shall read as follows:

Section 2, Article 22. No corporation shall be created or licensed in this State for the purpose of buying, acquiring, trading, or dealing in real estate other than real estate located in incorporated cities and towns and as additions thereto; nor shall any corporation doing business in this State buy, acquire, trade, or deal in real estate for any purpose except such as may be located in such towns and cities and as additions to such towns and cities, and further except such as shall be necessary and proper for carrying on the business for which it was chartered or licensed; *and provided further that any corporation may acquire real estate for lease or sale to any other corporation, if such latter corporation could have legally acquired the same in the first instance;* nor shall any corporation be created or li-

censed to do business in this State for the purpose of acting as agent in buying and selling land; provided, however, that corporations shall not be precluded from taking mortgages on real estate to secure loans or debts, or from acquiring title thereto upon foreclosure of such mortgages or in the collection of debts, conditioned that such corporation or corporations shall not hold such real estate nor *any mineral or other* interest therein for a longer period than seven (7) years after acquiring such title; *nor shall any individual, partnership, or any other legal entity, hold such land, or any such mineral or other interest therein, in trust or otherwise, for such corporation;* and provided, further, that this Section shall not apply to trust companies taking only the naked title to real estate in this State as a Trustee, to be held solely as a security for indebtedness pursuant to such trust; *nor to such companies holding only the naked title to real estate in this State as a trustee for individuals, or for religious, charitable, scientific, literary or educational purposes, pursuant to the provisions of any inter vives or testamentary trust; and provided, further, that no public service corporation shall hold any land, or the title thereof, in any way whatever in this State, except as the same shall be necessary for the transaction and operation of its business as such public service corporation.*

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 Two (2) of Article Twenty-Two (22) of the Constitution of State of Oklahoma, by providing that the seven (7) year limitation on holding real estate acquired by corporations in the collection of debts shall apply to mineral or other interest; and providing that any corporation may acquire real estate for lease or sale to any other corporation if such latter corporation could have legally acquired the same in the first instance; and by providing that corporations may hold the naked title to real estate as a trustee for individuals, or for religious, charitable, scienfific, literary, or educational purposes, pursuant to the provisions of any inter vives or testamentary trust ?

Shall the proposed Amendment be approved?

☐ Yes

☐ No

SECTION 3. The President Pro Tempore of the Senate shall immediately after the adoption of this resolution prepare and file one (1) copy of the resolution, including the above ballot title, with the Secretary of State, and one (1) copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the 4th day of July, 1950, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Collins, Gooldy, Grim, Mahan, Porter, Seaman, Walker.—9.

The Resolution was declared passed.

The question being, "Shall **SJR 25,** by Lowery and Price of the Senate, and Field of the House, entitled:

"A JOINT RESOLUTION, PROPOSING AN AMENDMENT TO SECTION 2 OF ARTICLE 22 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, RELATING TO CORPORATE OWNERSHIP OF REAL ESTATE; PROVIDING FOR THE SUBMISSION OF THIS AMENDMENT TO A VOTE OF THE PEOPLE AT A SPECIAL ELECTION,"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 4, of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma? the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Collins, Gooldy, Grim, Mahan, Porter, Seaman, Walker.—9.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 25, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 290, by Burton and Dyer of the House, and Boecher, et al of the Senate, was read and considered.

Senator Boecher moved to amend **HB 290,** line 18, page 2, by adding after the word, "ponds," at the close of Section 2, the words: "Provided further, that no license shall be required of any person selling minnows for bait whose gross annual receipts do not exceed the sum of One Hundred Dollars ($100.00)," which amendment was declared adopted by unanimous consent.

Upon motion of Senator Boecher, **HB 290,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 290,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 290 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Lowery, Medlock, Nance, Price, Ritzhaupt, Seaman, Walker, Worthington.—23.

Nays: Cobb, Counts, Dacus, Emery, Gooldy, Leonard, Logan, McClendon, Mahan, Nevins, Rogers, Thompson.—12.

Not Voting: Baldwin, Ballinger, Binns, Grim, Porter, Rinehart, Speck, Waller, White.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Price, Rinehart, Ritzhaupt, Seaman, Walker, Worthington.—30.

Nays: Cobb, Counts, Logan, Mahan, Nevins, Rogers, Thompson.—7.

Not Voting: Baldwin, Binns, Grim, Porter, Speck, Waller, White.—7.

The emergency was declared passed.

Senator Counts moved to reconsider the vote by which **HB 290** passed.

Senator Worthington moved that the Honorable House be requested to return **SJR 14,** by Committee on Revenue and Taxation, for the purpose of correcting the resolution to speak the decision of the Senate, which motion was declared adopted.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SCR 8—Rules and Committees.

GENERAL ORDER

By unanimous consent, **SCR 8,** by Cowden, as amended, was taken up for immediate consideration, and read at length as follows:

SENATE CONCURRENT RESOLUTION NO. 8—By COWDEN.

A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the time for adjournment sine die of the regular session of the Twenty-Second Legislature is now 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 days without the consent of the other; and

WHEREAS, no hour for the final adjournment of the regular session of the Twenty-Second Legislature of the State of Oklahoma has been specifically fixed in pursuance of said constitutional provision:

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

That the hour of twelve (12) o'clock noon, May Twenty-Seventh (27) 1949, be, and the same is hereby fixed as the hour and day of the final adjournment sine die of the regular session of the Twenty-Second Legislature of the State of Oklahoma.

Upon motion of Senator Gary, **SCR 8,** was adopted and ordered referred for engrossment.

GENERAL ORDER

SJR 31, by Walker, was read and considered.

Senator Waller moved to amend **SJR 31,** line 17, page 2, by striking after the word, "Creek," and before the word, "and," the words, "and Rogers Counties," and line 2, page 3, by adding after the word, "McIntosh," the words, "and Rogers Counties," which amendment was declared adopted.

Senator Dacus asked unanimous consent to be made co-author of **SJR 31,** which was the order.

Upon motion of Senator Walker, **SJR 31,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Walker, the rules of the Senate were suspended, and **SJR 31,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 31 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 31—By Walker and Dacus.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION

5, ARTICLE 13 OF THE OKLAHOMA CONSTITUTION PROVIDING FOR A STATE BOARD OF EDUCATION OF SEVEN MEMBERS ELECTED FROM EDUCATIONAL DISTRICTS FOR TERMS OF SEVEN (7) YEARS TO BE THE SUCCESSOR OF THE PRESENT STATE BOARD OF EDUCATION; PROVIDING FOR THE ELECTION OF THE MEMBERS OF SAID BOARD AND OF SCHOOL DISTRICT BOARDS AND BOARDS OF EDUCATION AT NON-PARTISAN ELECTIONS WITHOUT PRIMARIES; PROVIDING FOR APPOINTMENT BY SAID BOARD OF A COMMISSIONER OF EDUCATION WHO SHALL BE THE SUCCESSOR OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION; AND PROVIDING FOR THE SUBMISSION OF SAID PROPOSED AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 5, Article 13, of the Constitution of the State of Oklahoma.

Section 5. A. The supervision of instruction in the public schools shall be vested in the State Board of Education, hereby created, whose powers and duties shall be prescribed by law. Said Board shall be the successor of and, until otherwise provided by law, shall have all powers and duties now or hereafter vested in the presently existing State Board of Education which shall continue to function until a majority of the members of the Board hereby created shall have been elected and qualified.

B. The State Board of Education shall consist of seven (7) members, one (1) member to be elected from each of the following Educational Districts: District I composed of Osage, Pawnee, Tulsa, Washington, and Creek; District II composed of Nowata, Craig, Ottawa, Delaware, Mayes, Wagoner, Cherokee, Adair, Okmulgee, Muskogee, Sequoyah, Haskell, McIntosh, and Rogers Counties; District III composed of LeFlore, Latimer, Pittsburg, Coal, Atoka, Pushmataha, McCurtain, Choctaw, Bryan, Johnston, Marshall, Murray, Carter and Love Counties; District IV composed of Garvin, Pontotoc, McClain, Cleveland, Pottawatomie, Seminole, Hughes, Okfuskee and Lincoln Counties; District V composed of Oklahoma, Logan, Payne, Canadian and Grady Counties; District VI composed of Roger Mills, Custer, Caddo, Washita, Beckham, Greer, Kiowa, Harmon, Jackson, Comanche, Tillman, Cotton, Jefferson and Stephens Counties; and District VII composed of Harper, Woods, Alfalfa, Grant, Kay, Ellis, Woodward, Garfield, Noble, Major, Dewey, Blaine, Kingfisher, Beaver, Texas and Cimarron Counties. Provided, that the Legislature shall have the power to change said Educational Districts after a period of ten (10) years from the adoption hereof.

C. The terms of office of said board members shall be seven (7) years; provided, that the members elected at the first election shall take office on the First day of April 1952, and shall serve for the following terms: the member from District 1, one (1) year; the member from District II, two (2) years; the member from District II, three (3) years; the member from District IV, four (4) years; the member from District V, five (5) years; the member from District VI, six (6) years; and the mem-

ber from District VII, seven (7) years.

D. A non-partisan election shall be held, under the supervision of the various School District Boards and Boards of Education, on the fourth Tuesday of March of each year at which time there shall be elected the successors of the members of the State Board of Education and the various School District Boards and Boards of Education whose terms expire during such year; provided, that the first such election shall be held on the fourth Tuesday of March, 1952, at which seven members of the State Board of Education shall be elected as provided herein. The Legislature shall make suitable provisions for such elections, provided no primary elections shall be prescribed.

E. The compensation of the members of the State Board of Education, unless otherwise provided by the Legislature, shall be Fifteen Dollars ($15.00) per day for each day actually engaged in the performance of their duties and, in addition thereto, necessary traveling expenses.

F. The office of the Superintendent of Public Instruction is abolished, effective the Second Monday in January, 1955. The State Board of Education shall appoint and fix the salary of a Commissioner of Education and prescribe his duties except as otherwise provided by law; said Commissioner shall be the successor of and shall have all powers and duties now or hereafter vested by law in the Superintendent of Public Instruction until otherwise provided by the Legislature; provided, that said Commissioner shall be a member of the Commissioners of the Land Office and a member of the Board of Regents of Oklahoma Colleges.

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 5, Article 13 of the Oklahoma Constitution; providing for a State Board of Education of seven (7) members elected from Educational Districts for terms of seven (7) years to be the successor of the present State Board of Education; providing for the election of the members of said board and of School District Boards and Boards of Education at non-partisan elections without primaries; and providing for the appointment by said Board of a Commissioner of Education who shall be the successor of the Superintendent of Public Instruction, be adopted by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES

☐ NO

SECTION 3. The President Pro Tempore 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 4. A special election is hereby ordered to be held throughout the State on July 4, 1950, 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 the State of Oklahoma for their approval or rejection, as and in the manner provided by law.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Baldwin, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Hope, Howell, Jelks, Logan, Lowery, Medlock, Nance, Nevins, Price, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—27.

Nays: Anderson, Ballinger, Counts, Emery, Leonard, McClendon, Mahan, Rogers.—8.

Not Voting: Binns, Boecher, Collins, Ginder, Grim, Jarman, Porter, Rinehart, Speck.—9.

The resolution was declared passed.

The question being, "Shall **SJR 31,** by Walker, entitled:

"A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 5 ARTICLE 13 OF THE OKLAHOMA CONSTITUTION PROVIDING FOR A STATE BOARD OF EDUCATION OF SEVEN MEMBERS ELECTED FROM EDUCATIONAL DISTRICTS FOR TERMS OF SEVEN (7) YEARS TO BE THE SUCCESSOR OF THE PRESENT STATE BOARD OF EDUCATION; PROVIDING FOR THE ELECTION OF THE MEMBERS OF SAID BOARD AND OF SCHOOL DISTRICT BOARDS AND BOARDS OF EDUCATION AT NON-PARTISAN ELECTIONS WITHOUT PRIMARIES; PROVIDING FOR APPOINTMENT BY SAID BOARD OF A COMMISSIONER OF EDUCATION WHO SHALL BE THE SUCCESSOR OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION; AND PROVIDING FOR THE SUBMISSION OF SAID PROPOSED AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION,"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 4, of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma? the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Ballinger, McClendon, Mahan. —3.

Not Voting: Binns, Boecher, Collins, Ginder, Grim, Jarman, Porter, Rinehart. —8.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 31, as amended, was referred for engrossment.

GENERAL ORDER

SJR 29, by Logan of the Senate, and Reynolds (Oklahoma) of the House, was read and considered.

Senator Logan moved to amend **SJR 29,** line 15, page 3, by striking the words, "at the second primary election in 1950," and substituting the words, "at the regular primary, July 4, 1950," which amendment was declared adopted.

Upon motion of Senator Logan, **SJR 24,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **SJR 29,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 29 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 29—By LOGAN of the Senate, and REYNOLDS (Oklahoma) 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 ARTICLE 24, SECTION 1, PAR. 2 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, RELATING TO THE AMENDMENT OF SAID CONSTITUTION BY ARTICLES.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 1, Par. 2, Article 24 of the Constitution of the State of Oklahoma:

"Section 1, Par. 2. No proposal for the amendment or alteration of this constitution which is submitted to the voters shall embrace more than one general subject and the voters shall vote separately for or against each proposal submitted; provided, however, that in the submission of proposals for the amendment of this constitution by articles, which embrace one general subject, each proposed article shall be deemed a single proposal or proposition.

SECTION 2. The ballot title of 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 1, Par. 2, Article 24, Constitution of Oklahoma, so as to provide that the constitution may be amended by articles, each article to be deemed a single proposition, provided said article embraces no more than one general subject, be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ Yes

☐ No

SECTION 3. 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 4. This proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law, at the regular primary, July 4, 1950.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Collins, Ginder, Grim, Jarman, Jelks, Nevins.—9.

The Resolution was declared passed.

The question being, "Shall **SJR 29,** by Logan of the Senate, and Reynolds (Oklahoma) 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 ARTICLE 24, SECTION 1, PAR. 2 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, RELATING TO THE

AMENDMENT OF SAID CONSTITUTION BY ARTICLES,"

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950, as provided in Section 4, of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma? the roll call resulted as follows:

Ayes: Anderson, Ballinger, Carrier, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Binns, Boecher, Collins, Ginder, Grim, Jarman, Jelks, Nevins.—9.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 29, as amended, was ordered referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 29,** as amended.

HA to **SB 29** read as follows, and concurred in upon motion of Senator Rinehart:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 29—By GARY of the Senate, and HARKEY of the House.

AN ACT RELATING TO THE OKLAHOMA STATE LIBRARY; MAKING APPROPRIATIONS FOR THE SUPPORT OF SAID LIBRARY FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951, FIXING THE SALARY OF THE STATE LIBRARIAN, AND AUTHORIZING THE STATE LIBRARIAN TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN AND TO APPROVE DISBURSEMENTS; ESTABLISHING A LEGISLATIVE REFERENCE DIVISION IN SAID LIBRARY AND DEFINING ITS POWERS AND DUTIES; REPEALING SECTION 29, HOUSE BILL 438, R. S., TWENTY-FIRST LEGISLATURE, EFFECTIVE JULY 1, 1949, 74 O. S. 1941 § 27b, AND ALL OTHER LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this Section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State, and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
OKLAHOMA STATE LIBRARY		
For expenses of personal services in accordance with the following schedule	$36,660.00	$36,660.00
SCHEDULE		
State Librarian	$ 4,800.00	$ 4,800.00
Librarian 4		
Cataloger	3,900.00	3,900.00
Law Librarian	3,900.00	3,900.00
Reference Librarian	3,900.00	3,900.00
Library Assistant 2		
Supervisor of Stacks	2,220.00	2,220.00

Archives Assistant	1,980.00	1,980.00
Catalog Assistant	1,980.00	1,980.00
Documents Assistant	1,980.00	1,980.00
General Assistant	1,980.00	1,980.00
Reference Assistant	1,980.00	1,980.00
Machine Operator 2		
Microfilm Supervisor	2,220.00	2,220.00
Machine Operator 1		
Microfilm Machine Operator	1,860.00	1,860.00
Stenographer—Clerk 2		
Secretarial Assistant	1,980.00	1,980.00
Account Clerk 1		
Bookkeeping Assistant	1,980.00	1,980.00
TOTAL OF SCHEDULE	$36,660.00	$36,660.00
For expenses of maintenance and operation, including replacement of books, etc., in accordance with the following schedule	$12,865.00	$12,865.00
SCHEDULE		
Traveling expense	400.00	400.00
Other operating expenses	11,215.00	11,215.00
Twenty-five hundred copies of the Constitution of the State of Oklahoma, @ 50c per copy	1,250.00	1,250.00
TOTAL OF SCHEDULE	$12,865.00	$12,865.00
For expense of purchase of equipment, including purchase of new books	$ 6,725.00	$ 6,725.00

SECTION 2. The State Librarian shall appoint qualified persons to the positions set forth in the schedules of personal services in Section 1 of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Oklahoma State Library and the State Librarian by law, payable from the appropriations made by this Act for expenses of personal services. All funds appropriated to said Library shall be disbursed upon claims approved by the State Librarian and filed with the Budget Director for payment.

SECTION 3. The salary of the State Librarian shall be Forty-eight Hundred Dollars ($4,800.00) per annum, payable monthly, from the appropriations for personal services made by Section 1 of this Act.

SECTION 4. There is hereby created a Legislative Reference Division in the Oklahoma State Library for the use of and service to the members of the Legislature, the Governor, the appellate Courts, the Legislative Council, and the various agencies, boards, commissions, departments and institutions of this State. The Division shall make no suggestions or recommendations as to legislative policy nor shall it be requested by anyone to make such suggestions or recommendations, but shall confine its operations to reference, research and technical assistance only. The Division shall assume no responsibility for the legality or constitutionality of measures it may draft. The State Library shall be provided with adequate quarters in the State Capitol to house the Division.

SECTION 5. The purpose of the Division shall be to assist the Legislature, State officers, Legislative Council, appellate courts, and State agencies, boards, commissions, departments and institutions in the performance of their duties; to secure information for the use of the Legislature and other governmental officials by reference, research and technical assistance and by cooperation with the State libraries, legislative reference services and legislative councils of other states, and with the Council of State Governments; to furnish,

subject to the provisions of Section 12, legislative bill draftsmen qualified to aid in the preparation of bills for introduction in the Legislature .

SECTION 6. The Division shall be under the direction and supervision of the State Librarian and under the immediate supervision of the Legislative Reference Librarian who shall be appointed and his compensation fixed by the State Librarian; said compensation to be paid from the appropriations of the State Library for the discharge of the duties and functions herein established. The Legislative Reference Librarian shall be chosen solely on the grounds of fitness to perform the duties of the position and shall be well versed in political science, economics and law, and in the methods of governmental research and legislative bill drafting. The State Librarian shall appoint, after consultation with the Legislative Reference Librarian, such technical, clerical and stenographic assistance as may be necessary for the operation of the Division in carrying out the provisions of this Act, and shall fix the compensation of each; said compensation to be paid from the appropriations of the State Library for the discharge of the duties and functions herein established.

SECTION 7. The State Library shall maintain a legislative reference collection as a part of its resources, materials and collections, including descriptive and statistical data, authoritative works, treatises, documents, and periodicals, and other available materials pertaining to legislative and governmental subjects.

SECTION 8. The Legislative Reference Division of the Oklahoma State Library shall endeavor to perform the following services and such other duties as the State Librarian shall assign to the Division:

(a) Provide a thorough research and reference service on legislative and governmental problems.

(b) Summarize and digest information relating to the legislation of other governments, state, federal or foreign, or their subdivisions.

(c) Assist in collecting and maintaining a file of copies of all bills, resolutions, amendments, memorials, reports of committees, including standing, special and interim committees; journals and any other documents printed by order of either House of the Legislature; maintain an index of the action on each bill and resolution by each House of the Legislature, by any committees of the Legislature, and by the Governor; and maintain an index of all legislation introduced in any session of the Legislature.

(d) Assist and cooperate with the Legislative Council and with any interim legislative committee or commission created by the Legislature or appointed by the Governor, and with any Constitutional Convention that might be called by the people of this State.

(e) Upon request, prepare or draft, or aid in preparing or drafting bills, resolutions and other legislative measures, and amendments thereto, and render any other services in connection therewith for any member of the Legislature, the Governor and State Officers.

(f) Conduct a systematic study of the statutes in effect in this State in order to determine feasible ways for reducing their number and bulk, and for rendering them more consistent and intelligible.

(g) Upon request, assist any commission appointed to revise the statutes of this State or any portion thereof, and at the request of such commission to draft appropriate bills to consolidate, revise and clarify the statutes of this State.

(h) Assist any Constitutional Convention that might meet for the purpose of revising or rewriting the Constitution of the State of Oklahoma, and at the

request of such Convention, or of its officers, prepare appropriate measures to implement the work of the Convention, and prepare its reports, journals and proceedings.

(i) Compile and publish a legislative manual containing information on legislative reference and research and legislative bill drafting.

SECTION 9. All requests for the drafting of legislative bills, resolutions and other legislative measures by the Legislative Reference Division shall be submitted to the State Library in writing and shall be signed by the person making the request; shall contain a general statement respecting the policies and purposes which the bills or resolutions are designed to accomplish, and detailed and specific instructions concerning the provisions to be incorporated into the bills or resolutions. The Division shall prepare and draft each requested bill, resolution or legislative measure to conform to the written instructions of the signer of the request.

SECTION 10. The Legislative Reference Librarian and other permanent employees of the Division shall not reveal to any person outside of the State Library staff the contents or nature of any request or statement for services except with the consent of the person making such request or statement, nor shall they give any member of the Legislature any advice concerning the effect of any bill or proposed bill except upon the request of such member. No other employee of the State Library shall reveal to any person outside of the Library staff the contents or nature of any request or statement for services except with the consent of the person making such request or statement. The Legislative Reference Librarian and other permanent employees of the Division shall not give any advice on any subject to any private person, nor urge the passage or defeat of any pending legislation, nor shall any permanent employee during their employment in the Division be interested in the private practice of any profession in any manner, or engage in any activity or business that might be in conflict with or to the disadvantage or disinterest of their duties in connection with the Division and the State Library. A violation of any provision of this Section by any member of the permanent staff of the Division shall be sufficient cause for dismissal.

SECTION 11. The Attorney General and his assistants shall aid and advise the State Librarian and Legislative Reference Librarian and cooperate with them in the discharge of the duties and functions established in this Act. All agencies and institutions of the State Government shall furnish the State Library, to a reasonable extent and upon request, such documents, materials, or information as may be required in the operation of the Legislative Reference Division.

SECTION 12. One (1) month prior to any session of the Legislature, the Speaker of the House of Representatives and the President Pro Tempore of the Senate shall each provide the State Library with one (1) legislative bill draftsman and one (1) stenographer and one (1) clerk; and on the beginning date of any session the Speaker and the President Pro Tempore shall each provide the State Library with one (1) additional legislative bill draftsman and one (1) additional stenographer; and thereafter with such other temporary assistance as may be required to expedite the work of the Division during the Session. Such employees shall be subject to the supervision and direction of the State Librarian and under the immediate supervision and direction of the Legislative Reference Librarian and shall meet the requirements and standards of work performance established by the State Librarian and Legislative Reference Librarian. If any such em-

ployees fail to discharge their duties satisfactorily the State Librarian shall report the same to that Legislative officer who made the appointment and such officer shall thereupon immediately replace said employee. The employment of these persons shall be for the duration of the session, unless replaced as provided herein; provided that the appointing officer may direct their continued employment for one (1) month, or any portion thereof, after the sine die adjournment of any session. Salaries of all such temporary employees shall be paid from the appropriations made to the Legislature and such salaries shall be fixed by the appointing officer in accordance with the rules and regulations of the House of the Legislature of which he is a member. The Speaker and the President Pro Tempore may furnish the State Library with the necessary supplies and equipment needed in carrying on the work of the Division during any legislative session and pay for such supplies or equipment from the appropriations made to the Legislature. All such equipment shall remain the property of the House of the Legislature making the purchase.

SECTION 13. All acts, or parts of acts, in conflict with the provisions of this Act, are hereby repealed or superseded by the provisions of this Act, and effective July 1, 1949, Section 29, House Bill 438, R. S., Twenty-First Legislature, is hereby specifically repealed, and 74 O. S. 1941 § 27b, and all other laws or parts of laws in conflict herewith are hereby repealed.

SECTION 14. It being immediately necessary for the preservation of the public pecae, 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.

SB 29, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, L o g a n, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White.—36.

Not Voting: Baldwin, Binns, Connell, Fine, Grim, Jarman, Mahan, Worthington.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, L o g a n, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White.—36.

Not Voting: Baldwin, Binns, Connell, Fine, Grim, Jarman, Mahan, Worthington.—8.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 221,** as amended.

HA to **SB 221** read as follows, and concurred in upon motion of Senator Rinehart:

ENGROSSED H O U S E AMENDMENT TO ENGROSSED SENATE BILL NO. 221—By THOMPSON and GARY of the Senate, and EVANS and TATE of the House.

AN ACT ESTABLISHING AND

CREATING THE OKLAHOMA VETERANS HOME, DESIGNATING THE LOCATION THEREOF AND FIXING ELIGIBILITY AND REQUIREMENTS FOR ADMITTANCE THERETO; PLACING MANAGEMENT AND CONTROL THEREOF UNDER THE WAR VETERANS COMMISSION OF OKLAHOMA, PRESCRIBING ITS POWERS, DUTIES AND FUNCTIONS, AND TRANSFERRING CERTAIN PROPERTY THERETO FOR THE USE OF SAID HOME; ACCEPTING FEDERAL LAWS PROVIDING FOR PAYMENT OF FUNDS TO STATES FOR CARE OF DISABLED SOLDIERS, SAILORS AND MARINES; CREATING A REVOLVING FUND AND SPECIFYING MONEYS AND FUNDS TO BE PLACED THEREIN AND PURPOSES FOR WHICH DISBURSEMENTS MAY BE MADE THEREFROM; MAKING APPROPRIATIONS TO THE WAR VETERANS COMMISSION OF OKLAHOMA FOR THE PURPOSE OF REPAIRING, FURNISHING, EQUIPPING AND REMODELING THE BUILDINGS AND GROUNDS THAT ARE TO BE USED AND OCCUPIED BY SAID OKLAHOMA VETERANS HOME; TRANSFERRING FUNDS REFERRED TO IN SENATE CONCURRENT RESOLUTION NO. 8, TWENTY-FIRST LEGISLATURE; REPEALING CHAPTER 32, TITLE 70, OKLAHOMA SESSION LAWS 1945, EXCEPT SECTION 8 THEREOF, AND OTHER CONFLICTING LAWS; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby established and created at Ardmore, Oklahoma, on the site of the Oklahoma Confederate Home and the Southern Oklahoma Hospital, a State Institution to be known as the Oklahoma Veterans Home, which shall be a home for honorably discharged male soldiers, sailors and marines of the United States who served in World War I and World War II, or in any war in which the United States participated as a belligerent, and who are disabled by age, disease or otherwise and by reason of such disability are incapable of earning a living, and who have resided in the State of Oklahoma for at least ten (10) years, two (2) years of which must have been spent in the State of Oklahoma immediately preceding their admission to said institution.

SECTION 2. The Oklahoma Veterans Home shall be under the management and control of the War Veterans Commission of Oklahoma which shall (a) make all necessary rules and regulations for the government of such institutions and for admittance thereto, and the welfare of the inmates thereof; (b) appoint and fix the duties and compensation of a Superintendent and other necessary employees; (c) furnish necessary clothing, food, maintenance and care to all inmates, including medicine and medical attendance; (d) provide a place of burial and bury deceased inmates whose relatives do not claim their bodies; and (e) discharge any inmate who refuses to observe the rules and regulations governing such institution.

SECTION 3. All real estate, buildings, furniture, equipment, livestock and other property that have been or that are now owned or held by the Board of Trustees of the Oklahoma Confederate Home or by the Southern Oklahoma Hospital, or by the Board of Regents of the University of Oklahoma for the Southern Oklahoma Hospital, are hereby transferred to and placed under the management and control of the War Veterans Commission of Oklahoma for the use of the Oklahoma Veterans Home; and the Board of Regents of the University of Oklahoma shall, not later than ten (10) days after this Act becomes effective, deliver a complete

inventory of all such property to the War Veterans Commission of Oklahoma which shall, upon verification of such inventory by an actual inspection of the property listed therein, acknowledge receipt and delivery of such property.

SECTION 4. The State of Oklahoma accepts the provisions of the Act of Congress of August 27, 1888, as amended (25 U.S.C.A. Paragraph 134), and of any other Federal law or Act of Congress providing for the payment of funds to States for the care or support of disabled soldiers and sailors in State homes. All such funds received from the Federal Government for the care of disabled soldiers, sailors and marines in the Oklahoma Veterans Home shall be deposited in the Revolving Fund hereinafter created for the Oklahoma Veterans Home.

SECTION 5. There is hereby created in the State Treasury a Revolving Fund for the Oklahoma Veterans Home. All funds and moneys received by the Oklahoma Veterans Home, or by the War Veterans Commission of Oklahoma, from the United States or any Federal Agency for the care or support of disabled soldiers, sailors or marines who have been admitted and cared for in the Oklahoma Veterans Home shall be deposited in such Revolving Fund, and all earnings and profits from the conduct and management of any dairy, farm, truck garden, livestock and other industry at the Oklahoma Veterans Home shall also be placed in such Revolving Fund.

The Revolving Fund herein created shall be used by the War Veterans Commission of Oklahoma to pay the general maintenance expenses of the Oklahoma Veterans Home, including the payment of salaries and wages of officials and employees, including the technical staff of said institution and farm and industry personnel, and for the purchase of materials, food, clothing, supplies and equipment and livestock. All expenditures from said Revolving Fund shall be made on claims approved by the Superintendent of said institution and filed with the Budget Director for payment.

SECTION 6. There is hereby appropriated to the War Veterans Commission of Oklahoma from any surplus funds accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ended June 30, 1948, (a) the sum of Ninety-eight Thousand Five Hundred Dollars ($98,500.00) for the purpose of repairing and reconditioning the buildings and grounds that are to be used and occupied by the Oklahoma Veterans Home under the provisions of this Act, and (b) the sum of Fifty Thousand Dollars ($50,000.00) for the purpose of furnishing and equipping said buildings that are to be used and occupied by the Oklahoma Veterans Home. Such appropriations shall not be subject to fiscal year limitations, and after the effective date of this Act may be contracted against and expended by the War Veterans Commission of Oklahoma to and including the constitutional lapse of thirty (30) months from the passage of this Act.

SECTION 7. The War Veterans Commission is hereby required to give priority to those applicants who are presently confinde in State Institutions.

SECTION 8. The funds referred to by Senate Concurrent Resolution No. 8 of the Twenty-first Legislature, Session Laws of Oklahoma 1947, Page 716, in the amount of Two Hundred and Fifty Thousand Dollars ($250,000.00), are hereby cancelled from the original appropriation Acts (House Bill 101, 20th Leg., and other Acts) and other Acts continuing and reappropriating said funds to the Oklahoma State Regents for Higher Education (Senate Bill 67, 21st Leg., and other Acts), including

any reappropriation Act reappropriating said funds passed by the Twenty-second Session of the Legislature (House Bill 365, and other Acts). The cash accumulated to the credit of said cancelled appropriations is hereby transferred to the Emergency Appropriation Fund in the State Treasury and shall be credited to the surplus accruing to said Emergency Appropriation Fund for the fiscal year ended June 30, 1948. The appropriations made by this Act shall be financed from said transferred funds and any remainder thereof shall be used to finance other appropriations made out of 1948 surplus funds.

SECTION 9. The funds herein appropriated to the Oklahoma Veterans Home for the construction, repair and equipping of buildings and improvements, 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 buildings or improvements, and it shall be the duty of the War Veterans Commission to make a bona fide attempt to obtain Federal aid and assistance before constructing any such buildings or improvements or providing equipment therefor.

SECTION 10. All of Chapter 32 of Title 70, Oklahoma Session Laws 1945, except Section 8 thereof, and all other laws and parts of laws in conflict herewith are hereby repealed.

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.

SB 221, as amended by the Honorable House, was read at length.

On question of pasage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Baldwin, Binns, Grim, Jarman, Mahan.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Baldwin, Binns, Grim, Jarman, Mahan.—5.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Worthington moved that the request to the Honorable House that **SJR 14** be returned to the Senate, be rescinded, which motion prevailed.

Senator Ritzhaupt presiding.

GENERAL ORDER

HB 103, by Harkey of the House, and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 103** was advanced to engrossment and third reading.

By unanimous consent, **HB 103** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 103 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Cowden, Ginder, Grim, Jarman, Mahan, Nance, Seaman, Thompson.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Baldwin, Cowden, Ginder, Grim, Jarman, Mahan, Nance, Seaman, Thompson.—9.

The emergency was declared passed.

HB 103 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 61, by Appropriations Committee, was read and considered.

Upon motion of Senator Gary, **HB 61** was advanced to engrossment and third reading.

By unanimous consent, **HB 61** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 61 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Cobb, Connell, Cowden, Ginder, Grim, Jarman, McClendon, Mahan, Seaman, Thompson.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—34.

Not Voting: Cobb, Connell, Cowden, Ginder, Grim, Jarman, McClendon, Mahan, Seaman, Thompson.—10.

The emergency was declared passed.

HB 61 was referred for engrossment.

GENERAL ORDER

HB 63, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 63** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 63** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 63 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson,Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Anderson, Binns, Cobb, Connell, Ginder, Gooldy, Jarman, Nance, Seaman, Walker.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson,Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Anderson, Binns, Cobb, Connell, Ginder, Gooldy, Jarman, Nance, Seaman, Walker.—10.

The emergency was declared passed.

HB 63 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 62, by Harkey, was read and considered.

Upon motion of Senator Gary, **HB 62** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 62** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 62 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Cobb, Collins, Fine, Ginder, Gooldy, Jarman, Nance, Seaman.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Nays: Price.—1.

Not Voting: Baldwin, Binns, Cobb, Collins, Fine, Ginder, Gooldy, Jarman, Nance, Seaman.—10.

The emergency was declared passed.

HB 62 was referred for engrossment.

GENERAL ORDER

HB 185, by Committee on Education, was read and considered.

Upon motion of Senator Gary, **HB 185** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 185** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 185 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins,

Connell, Cook, Counts, Cowden, Dacus, Gary, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Emery, Fine, Ginder, Gooldy, Leonard, Nance, Speck.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Gary, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Emery, Fine, Ginder, Gooldy, Leonard, Nance, Speck.—9.

The emergency was declared passed.

HB 185 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 23, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 23** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 23** was considered engrossed and placed uopn third reading and final passage.

THIRD READING

HB 23 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Fine, Gooldy, Jelks, Nance, Porter, Seaman, Speck.—9.

The bill was declared passed.

On the question of passage of emergency ,the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Ginder, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cobb, Fine, Gooldy, Jelks, Nance, Porter, Seaman, Speck.—9.

The emergency was declared passed.

HB 23 was referred for engrossment.

GENERAL ORDER

HB 65, by Harkey of the House, and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 65** was advanced to engrossment and third reading.

By unanimous consent, **HB 65** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 65 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter,

Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Anderson, Baldwin, Binns, Cobb, Cook, Lowery, Nance, Seaman, Speck.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Carrier, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Anderson, Baldwin, Binns, Cobb, Cook, Lowery, Nance, Seaman, Speck.—9.

The emergency was declared passed.

HB 65 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 18, by Harkey of the House, and Gary of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 18** was advanced to engrossment and third reading.

By unanimous consent, **HB 18** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 18 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Baldwin, Carrier, Cobb, Connell, Nance, Nevins, Speck.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Collins, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—36.

Not Voting: Anderson, Baldwin, Carrier, Cobb, Connell, Nance, Nevins, Speck.—8.

The emergency was declared passed.

HB 18 was referred for engrossment.

Senator Counts asked unanimous consent, which was granted, to withdraw his motion whereby he moved that the vote on **HB 290** be reconsidered.

HB 290 was referred for engrossment.

GENERAL ORDER

HB 25, by Appropriations Committee, was read and considered.

Upon motion of Senator Gary, **HB 25** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 25** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 25 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell,

Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Baldwin, Carrier, Cobb, Ginder, Jarman, Lowery, Nance, Nevins, Speck.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Anderson, Baldwin, Carrier, Cobb, Ginder, Jarman, Lowery, Nance, Nevins, Speck.—10.

The emergency was declared passed.

HB 25 was referred for engrossment.

GENERAL ORDER

HB 311, by McCarty, et al., was read and considered.

Upon motion of Senator Gary, **HB 311** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 311** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 311 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Cowden, Ginder, Jarman, Jelks, Lowery, Nance, Nevins.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, Logan, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Cowden, Ginder, Jarman, Jelks, Lowery, Nance, Nevins.—7.

The emergency was declared passed.

HB 311 was referred for engrossment.

GENERAL ORDER

HB 191, by Hawthorne, et al., of the House, and Anderson, et al. of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 191** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 191** was considered engrossed and placed upon third reading and final passage.

Senator Nance presiding.

THIRD READING

HB 191 was read for the third time at length.

Senator Cobb moved that further consideration of **HB 191** be indefinitely postponed.

Senator Anderson moved to table the Cobb motion, which motion was declared failed of adoption, the roll call resulting as follows:

Ayes: Anderson, Collins, Cowden, Emery, Gary, Hope, Jelks, McClendon,

Mahan, Rogers, Speck, Thompson, Waller, White, Worthington.—15.

Nays: Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Connell, Cook, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Seaman, Walker.—24.

Not Voting: Counts, Dacus, Fine, Rinehart, Ritzhaupt.—5.

The vote occurring on the Cobb motion, it was declared adopted.

Senator Ritzhaupt presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 3 and **18,** correctly enrolled.

Enrolled **SBs 3** and **18,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Nance presiding.

GENERAL ORDER

HB 26, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 26** was advanced to engrossment and third reading.

By unanimous consent, **HB 26** was considered engrossed and placed upon third reading and final passage.

Senator Cobb presiding.

THIRD READING

HB 26 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Cartwright, Counts, Dacus, Emery, Ginder, Howell, Jelks, Nance, Rinehart, Ritzhaupt, Seaman. —11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—33.

Not Voting: Cartwright, Counts, Dacus, Emery, Ginder, Howell, Jelks, Nance, Rinehart, Ritzhaupt, Seaman. —11.

The emergency was declared passed.

HB 26 was properly signed and ordered returned to Honorable House.

Senator Nance presiding.

GENERAL ORDER

HB 562, by Russell and Box, was read and considered.

Upon motion of Senator Gary, **HB 562** was advanced to engrossment and third reading.

By unanimous consent, **HB 562** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 562 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Nays: Price.—1.

Not Voting: Counts, Dacus, Emery, Ginder, Jelks, Rinehart, Thompson.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—36.

Nays: Price.—1.

Not Voting: Counts, Dacus, Emery, Ginder, Jelks, Rinehart, Thompson.—7.

The emergency was declared passed.

HB 562 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 220, by Russell, was read and considered.

Upon motion of Senator Gary, **HB 220** was advanced to engrossment and third reading.

By unanimous consent, **HB 220** was considered engrossed and placed uon third reading and final passage.

THIRD READING

HB 220 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Wothington.—40.

Not Voting: Binns, Counts, Emery, Ginder.—4.

The bill was declared passed.

On the question of passage of emergency, the oll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Wothington.—40.

Not Voting: Binns, Counts, Emery, Ginder.—4.

The emergency was declared passed.

HB 220 was referred for engrossment.

GENERAL ORDER

HB 280, by Committee on Appropriations, was read and considered.

Upon motion of Senator Gary, **HB 280** was advanced to engrossment and third reading.

By unanimous consent, **HB 280** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 280 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Nays: Nance, Nevins, Price.—3.

Not Voting: Boecher, Counts.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Nays: Nance, Nevins, Price.—3.

Not Voting: Boecher, Counts.—2.

The emergency was declared passed.

HB 280 was properly signed and ordeed returned to Honorable House.

GENERAL ORDER

HB 505, by Harkey and Smalley, was read and considered.

Senator Gary moved to amend **HB 505,** lines 4 and 5, page 1, by striking the words and figures, "One Hundred Twenty-five Thousand Dollars ($125,000.00)," and inserting the words and figures, "One Hundred Thirty Thousand Dollars ($130,000.00)," which amendment was declared adopted.

Senator Gary moved to amend **HB 505,** line 6, page 2, by inserting after the word, "statewide," and before the word, "election," the word, "Special," and by striking the period after the word, "elections," and inserting a comma and adding the following language: "held during the fiscal year ending June 30, 1950, or during the month of July, 1950," which amendment was declared adopted.

Senator Gary moved to amend **HB 505,** line 1, page 2, by striking after the figures, "1950," and before the word, "and," in line 4, which amendment was declared adopted.

Senator Gary moved to amend **HB 505** in the fourth and fifth lines of the title, after the figures, "1950," by striking the words, "and of the State Election Board," and inserting the words, "including required publication notices for special elections held during the fiscal year ending June 30, 1950, or during the month of July, 1950," which amendment was declared adopted.

Upon motion of Senator Gary, **HB 505,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 505,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 505 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, White, Worthington.—30.

Nays: Connell, Thompson.—2.

Not Voting: Ballinger, Binns, Carrier, Counts, Fine, Ginder, Howell, Leonard, Medlock, Nevins, Seaman, Waller.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cartwright, Cobb, Collins, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, White, Worthington.—30.

Nays: Connell, Thompson.—2.

Not Voting: Ballinger, Binns, Carrier, Counts, Fine, Ginder, Howell, Leonard, Medlock, Nevins, Seaman, Waller.—12.

The emergency was declared passed.

HB 505 was referred for engrossment.

GENERAL ORDER

HB 337, by Military and Veterans Committee, was read and considered.

Upon motion of Senator Rogers, **HB**

337 was advanced to engrossment and third reading.

By unanimous consent, **HB 337** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 337 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, White, Worthington.—32.

Not Voting: Carrier, Collins, Counts, Emery, Fine, Howell, Jarman, Leonard, Mahan, Speck, Thompson, Waller.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, White, Worthington.—32.

Not Voting: Carrier, Collins, Counts, Emery, Fine, Howell, Jarman, Leonard, Mahan, Speck, Thompson, Waller.—12.

The emergency was declared passed.

HB 337 was referred for engrossment.

GENERAL ORDER

SB 301, by Cobb, was read and considered.

Upon motion of Senator Cobb, **SB 301** was advanced to engrossment and third reading.

By unanimous consent, **SB 301** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 301 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Counts, Dacus, Gary, Grim, Howell, Jarman, Mahan.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Counts, Dacus, Gary, Grim, Howell, Jarman, Mahan.—7.

The emergency was declared passed.

SB 301 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 3, 18, 24, 31, 164, 213.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 275.**

The above numbered Bills and/or Resolutions were referred for enrollment.

COMMITTEE REPORTS

By unanimous consent the following

Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 566—Revenue and Taxation.

DO PASS, as amended:

SB 32—Appropriations.

WITHOUT RECOMMENDATION:

HB 531—Revenue and Taxation.

DO NOT PASS:

HB 445—Revenue and Taxation.

GENERAL ORDER

Senator Binns asked for consideration of **SB 219,** by Dacus, Gary and Porter, as amended, which was the order.

Senator McClendon moved that **SB** 219 be stricken from the Calendar.

Upon motion of Senator Binns, the previous question was ordered put.

By unanimous consent, the vote was reconsidered by which the Binns' motion was adopted, to permit discussion.

Upon motion of Senator Baldwin, the previous question was ordered put.

Senator Dacus asked unanimous consent, which was granted, that his name be stricken as author of **SB 219.**

Senator Binns asked that his name be added as co-author of **SB 219,** which was the order.

Senator Rinehart asked unanimous consent, which was granted, that further consideration of **SB 219** be deferred temporarily.

Senator Nance asked unanimous consent, which was granted, that **SB 32,** by Senate Appropriations Committee, as amended, be taken up for immediate consideration, which was read at length.

Senator Nance moved to amend **SB 32,** between lines 15 and 16, page 3, by adding a new section, to be known as Section 8, and renumbering succeeding sections: "Section 8. No justice of the Supreme Court, nor any Judge of the Criminal Court of Appeals shall be paid any compensation of more than Seventy-five Hundred ($7500.00) Dollars, annually, payable monthly, before the second Monday in January, 1951," which amendment was declared adopted.

Senator Porter moved to amend **SB 32,** by striking Section 4, which amendment was declared failed of adoption.

Upon motion of Senator Gary, **SB 32,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended and **SB 32,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 32 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Howell, Jarman, Logan, Lowery, McClendon, Nance, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, Worthington.—26.

Nays: Ballinger, Boecher, Carrier, Cobb, Collins, Fine, Hope, Jelks, Leonard, Mahan, Medlock, Porter, Rogers, White.—14.

Not Voting: Ginder, Grim, Nevins, Price.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Nance, Porter, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, Worthington.—30.

Nays: Ballinger, Carrier, Cobb, Collins, Hope, Jelks, Mahan, Medlock, Rogers, White.—10.

Not Voting: Ginder, Grim, Nevins, Price.—4.

The emergency was declared passed.

SB 32 was referred for engrossment.

Referring further to **SB 219:**

Senator Mahan moved to table the McClendon motion, which motion was declared failed of adoption.

The vote occurring on the McClendon motion, it was declared adopted.

Senator Cook moved that the Senate work under a Call.

Senator Rinehart, as a substitute, moved that the Senate recess to meet at 7:00 p. m., which motion was declared adopted.

EVENING SESSION.

The Senate, at 7:00 p. m., was called to order by President Pro Tempore Logan.

GENERAL ORDER

By unanimous consent, **HCR 21,** by Bailey (Craig) of the House and Gooldy, of the Senate, was taken up for consideration and read at length.

Senator Fine asked that further consideration of **HCR 21** be deferred for this day, which was theorder.

By unanimous consent, **SR 20,** by Nance, was taken up for consideration, read at length as follows, and adopted upon his motion:

SENATE RESOLUTION NO. 20—By NANCE.

A RESOLUTION MEMORIALIZING CONGRESS TO GIVE FAVORABLE CONSIDERATION TO THE RECOMMENDATIONS OF THE COMMISSION ON ORGANIZATION OF THE EXECUTIVE BRANCH OF GOVERNMENT (CREATED PURSUANT TO PUBLIC LAW 162) TO THE END THAT SAID RECOMMENDATIONS MAY BE ADOPTED BY THE CONGRESS OF THE UNITED STATES.

WHEREAS, the economy of our nation is burdened with a huge federal debt made necessary by the successful waging of two costly wars; and

WHEREAS, unsettled world conditions make imperative the expenditure of billions of dollars for national defense in order to preserve the freedoms which all Americans cherish; and

WHEREAS, these heavy burdens on our national economy emphasize the urgent need for modernizing the executive branch of our federal government in order that essential public services may be performed more efficiently in the nation and in order that the heavy responsibility we have assumed abroad may be handled more effectively; and

WHEREAS, pursuant to Public Law 162 there was created The Commission on Organization of the Executive Branch of the Government to which was appointed a bi-partisan group of representative and distinguished citizens of our country who were experienced in governmental affairs and who have made an exhaustive and unbiased examination into the administration of the agencies of federal government; and

WHEREAS, this Commission has filed a detailed report of its findings and its conclusions together with its recommendations to the 81st Congress; and

WHEREAS, it appears that the said findings, conclusions and recommendations constitute a cohesive and efficient program of reorganization which will be of great benefit to the peoples of these United States;

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 22ND LEGISLATURE OF THE STATE OF OKLAHOMA that the Congress of the United States be and hereby is petitioned and requested to give due and favorable consideration to the recommendations may be adopted by the Congress of these United States; and

BE IT FURTHER RESOLVED THAT

duly authenticated copies of this resolution be forwarded immediately to the two United States Senators from Oklahoma and to each of the Oklahoma members of the United States House of Representatives.

SR 20 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising refusal to adopt Conference Committee Report on Engrossed **HB 120,** by Dunlap, Biles, Billingsley, Fronterhouse and Peak, and asking for further conference, re-appointing Conferees: Dunlap, Chairman, Peak, Fronterhouse, Boatman, Trent, Easterly, Coleman, Nall, Langley (Adair), Brickell, Biles, Shumate, Jennings.

Senator Rinehart moved that the request of the Honorable House for a further conference on Engrossed **HB 120** be granted, which motion prevailed, the President Pro Tempore naming the original Conferees as the Senate Conferees thereunder, they being Senators Dacus, Nance, Gary, Walker, Ritzhaupt, Lowery, Fine, Anderson, Jarman, Carrier, Porter, McClendon, Nevins and Baldwin.

Senator Cook moved that the Senate operate under a Call, which motion prevailed.

Senator Cartwright moved that **HJR 11,** as amended, be now considered, which motion was ruled out of order on a point of order raised by Senator Porter, who stated the motion followed discussion.

The President Pro Tempore ordered the roll called, as provided under the Cook motion and the following members of the Senate were noted absent: Senators Ballinger, Carrier, Counts, Ginder, Grim, Jarman, Leonard, Mahan, Seaman and Speak.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

Senator Cartwright asked that the Senate proceed to the consideration of **HJR 11.**

Senators Leonard, Seaman, Speck, Counts and Mahan asked to be recorded present, which was the order.

Senator Nance moved that it be the decision of the Senate to follow the Floor Leader in arranging the Calendar during the remainder of this Session of the legislature.

Senator Cartwright, as a substitute, moved that **HJR 11** be taken up for immediate consideration.

Senator Cobb, in lieu of all pending motions, moved that **HJR 11** be stricken from the Calendar, which motion by unanimous consent he withdrew.

Senator Gary moved to table the Cartwright motion, which motion was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Hope, Howell, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Seaman, Speck, Thompson, Walker, Waller, Worthington.—26.

Nays: Baldwin, Binns, Boecher, Cartwright, Collins, Cook, Gooldy, Logan, Mahan, Nevins, Ritzhaupt, Rogers, White.—13.

Absent: Ballinger, Carrier, Ginder, Grim, Jarman.—5.

The vote occurring on the Nance motion, it was declared adopted.

Senator Carrier asked to be recorded present, which was the order.

Senator Mahan moved that **HJR 11** be set for Special Order at 2:00 p. m., tomorrow.

Senator Nance raised a point of order against the Mahan motion, stating the Senate had voted to follow the Floor Leader in arranging the Calendar, which point of order was overruled by the President Pro Tempore who stated mo-

tion to set for Special Order was always in order.

Senator Hope moved to table the Cartwright motion.

Senator Cobb, as a substitute for all pending motions, moved that **HJR 11** be stricken from the Calendar.

Senator Mahan raised a point of order against the Cobb motion, stating a motion to table takes precedence, which point of order was overruled by the President Pro Tempore.

Senator Rinehart moved that the Senate adjourn to meet at 1:00 p. m., tomorrow, which motion by unanimous consent, he withdrew.

Senator Rinehart asked unanimous consent of the Senate that **HJR 11** be not considered on this day.

By unanimous consent, Senators Cobb, Hope and Mahan withdrew their motions.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 70** and **287**, each, as amended.

HA to **SB 70** read as follows, rejected upon motion of Senator Gary, conference requested and Senate Conferees appointed, as follows: Senators Gary, Lowery, Porter, Cook, Carrier, McClendon, Medlock, Dacus, Nevins, Ritzhaupt and Waller:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 70—By GARY of the Senate, and HARKEY of the House.

AN ACT MAKING APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS TO BE CONTRACTED BY THE STATE BOARD OF PUBLIC AFFAIRS FOR THE CONSTRUCTION OF NEW BUILDINGS AND TO REPAIR, REPLACE AND MODERNIZE EXISTING PUBLIC BUILDINGS ON THE GROUNDS OF INSTITUTIONS NAMED HEREIN, INCLUDING THE PURCHASE OF EQUIPMENT, INCLUDING EQUIPMENT FOR INDUSTRIES, AND THE REPLACEMENT OF FIXED EQUIPMENT NECESSARY TO PLACE THE HEATING, WATER AND ELECTRICAL SYSTEMS IN CONDITION TO SUPPLY THE FACILITIES AT EACH OF SAID INSTITUTIONS; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated from any monies in the State Treasury, not otherwise appropriated, the sum of Two Million Three Hundred and Twenty Thousand Dollars ($2,320,000.00), to the State Board of Public Affairs to be contracted and expended by the State Board of Public Affairs for the construction of buildings and to repair, replace and modernize existing public buildings at the institutions named in this Act, and for the purchase of new equipment and the replacement of equipment, including the purchase of equipment for the industries at the State Penitentiary and the State Reformatory, and the replacement of fixed equipment necessary to place the heating, water and electrical systems in condition to supply the facilities at each of the institutions named in this Act. The appropriation herein made is hereby appropriated from the following funds:

General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1949_____$450,000.00
General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1950_____$400,000.00
General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1951_____$400,000.00
From any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treas-

ury for the fiscal year ending June 30, 1949_____$300,000.00
From any surplus in the Public Building Fund for the fiscal year ending June 30, 1949_____$300,000.00
From the Public Building Fund for the fiscal year ending June 30, 1950 _____$235,000.00
From the Public Building Fund for the fiscal year ending June 30, 1951 _____$235,000.00

SECTION 2. The State Board of Public Affairs is hereby authorized and directed to let contracts and to expend the funds appropriated herein for the purposes set forth in Section One (1) of this Act at the following institutions: Tuberculosis Sanatoriums, Mental Hospitals, State Penitentiary, State Refromatory, Training School for White Boys, Training School for Negro Boys, Girls Town, Northern Oklahoma Hospital Annex, Helena, Oklahoma, Whitaker State Orphans Home, School for the Deaf, School for the Blind, and for repair and replacement of equipment for the State Capitol buildings and power house.

SECTION 3. The State Board of Public Affairs shall charge all contracts and expenditures for projects at the institutions named in this Act, against the consolidated lump sum appropriation made by Section One (1) of this Act.

SECTION 4. The Legislature hereby declares that it intended to enact every part, clause, sentence, or section of this Act and if any part hereof shall be invalid for any reason, the invalidity thereof shall not affect the validity of any other parts, clauses, sentences, or sections of this Act, but the same shall remain in force and effect to the same extent as if such invalid parts, clauses, sentences, or sections had been omitted.

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.

HA to **SB 287** read as follows and consideration deferred for this day:

Amendment No. 1: By striking the Title of Engrossed Senate Bill No. 287, and Sections 1 and 2 inclusive, and inserting in lieu thereof the following:

AN ACT AMENDING 47 O. S. 1941 SECTION 171; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Title 47 OS 1941 Section 171 is hereby amended to read as follows:

"All monies accruing to the 'Motor Vehicle Act Enforcement Fund' together with all monies remaining unexpended in the 'Motor Vehicle Act Enforcement Fund' created by 47 OS 1941 Section 164 are hereby appropriated to the Corporation Commission and shall be used as hereinafter set out.

The Corporation Commission is hereby authorized and empowered to employ such extra help as may be necessary to carry out the provisions of this Act for the enforcement of the law and the collection of taxes set forth herein, said employees to be paid from the appropriations made in this Section. Provided, such employees shall be paid such salaries or compensation as is paid for similar service in this State in the same or other departments of the State. *The Corporation Commission is hereby authorized to pay from the 'Motor Vehicle Act Enforcement Fund' such extra operating expenses as may be attributable to the enforcement of this Act, in the same manner and form as other operating expenses are paid."*

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.

GENERAL ORDER

HB 477, by Committee on Appropriation, as amended, was read and considered.

Upon motion of Senator Howell, **HB 477** was advanced to engrossment and third reading.

By unanimous consent, **HB 477** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 477 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Binns, Counts.—2.

Absent: Ballinger, Ginder, Grim, Jarman.—4

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—38.

Nays: Binns, Counts.—2.

Absent: Ballinger, Ginder, Grim, Jarman.—4

The emergency was declared passed.

HB 477 was referred for engrossment.

GENERAL ORDER

HB 561, by Speakman et al. of the House and Collins of the Senate, was read and considered.

Upon motion of Senator Collins, **HB 561** was advanced to engrossment and third reading.

By unanimous consent, **HB 561** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 561 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker. Waller, White, Worthington.—40.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The emergency was declared passed.

HB 561 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 95,** House Conferees named as follows: Smalley, Shumate and Carmichael.

Senator Rinehart moved that a Conference Committee of 3 be appointed, under **SB 95,** which motion prevailed, the President Pro Tempore appointing as such Committee Senators Cobb, Worthington and Counts.

GENERAL ORDER

HB 161, by Tate et al, was read and considered.

Senator Counts moved to amend **HB 161,** line 6, page 1, by adding after the semi-colon the following: "Provided however that the trial court may in its discretion extend period of time not to exceed six (6) months," which amendment was declared adopted.

Upon motion of Senator Counts, **HB 161,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 161,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 161 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Nays: Nance.—1.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The bill was declared passed.

HB 161 was referred for engrossment.

GENERAL ORDER

HB 153, by Easterly et al., was read and considered.

Upon motion of Senator Seaman, **HB 153** was advanced to engrossment and third reading.

By unanimous consent, **HB 153** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 153 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The emergency was declared passed.

HB 153 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 448, by Ownby et al., was read and considered.

Upon motion of Senator Walker, **HB**

448 was advanced to engrossment and third reading.

By unanimous consent, **HB 448** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 448 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Binns, Cartwright, Mahan.—3.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Carrier, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Binns, Cartwright, Mahan.—3.

Absent: Ballinger, Ginder, Grim, Jarman.—4.

The emergency was declared passed.

HB 448 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 364, by Klinglesmith and Nix, as amended, was read and considered.

Upon motion of Senator Jelks, **HB 364** was advanced to engrossment and third reading.

Senators Jarman and Ginder asked to be recorded present, which was the order.

By unanimous consent, **HB 364** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 364 was read for the third time at length.

On the question o passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Waller, White, Worthington.—35.

Nays: Carrier, Connell, Dacus, Howell, McClendon, Rogers, Walker.—7.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Waller, White, Worthington.—35.

Nays: Carrier, Connell, Dacus, Howell, McClendon, Rogers, Walker.—7.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 364 was referred for engrossment.

GENERAL ORDER

HB 218, by Smalley of the House and

Porter of the Senate, was read and considered.

Upon motion of Senator Porter, **HB 218** was advanced to engrossment and third reading.

By unanimous consent, **HB 218** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 218 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Nays: Price.—1.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Nays: Price.—1.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 218 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 437**, Conference requested, House Conferees named as follows: Williams, Card, Garvin.

Upon motion of Senator Rinehart, the request of the Honorable House for a conference on **HB 437** was ordered granted and the President Pro Tempore appointed as Senate Conferees thereunder Senators Ritzhaupt, Boecher and Hope.

MESSAGES FROM HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 365.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 365** was read and adopted upon motion of Senator Rinehart:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 365 and Engrossed Senate Amendment thereto, by Harkey of the House, and Gary of the Senate, entitled:

AN ACT PROVIDING FOR THE CONTINUATION AND REAPPROPRIATION OF THE APPROPRIATIONS MADE BY SENATE BILL NO. 43 AND SENATE BILL NO. 67 OF THE TWENTY-FIRST LEGISLATURE TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION IN THE ORIGINAL AMOUNT OF SAID APPROPRIATIONS LESS THE AMOUNTS EXPENDED THEREFROM AS OF NOVEMBER 15, 1949, AND LESS THE AMOUNTS FOR WHICH CLAIMS HAVE BEEN FILED ON SAID DATE; PROVIDING THAT THE AMOUNTS REAPPROPRIATED SHALL BE AVAILABLE FOR THE PAYMENT OF OUTSTANDING OBLIGATIONS INCURRED AGAINST THE ORIGINAL APPROPRIATIONS AND FOR NEW INCUMBRANCES AND EXPENDITURES ARISING AFTER NOVEMBER 15, 1949; PROVIDING

THAT AMOUNTS REAPPROPRIATED SHALL BE NONFISCAL; PROVIDING FOR THE USE OF FEDERAL FUNDS; MAKING THE PROVISIONS OF THE ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: That the Senate recede from Engrossed Senate Amendment No. 1 and reinstate the enacting clause as follows:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA."

We recommend that Engrossed House Bill No. 365 be adopted in conformity with this report.

HOUSE CONFEREES:

HARKEY, Chairman
HERT
SMITH (Cherokee)
LARASON
PAZOURECK
MEIGS
MUNSON.

SENATE CONFEREES:

LOWERY
CARRIER
McCLENDON
MEDLOCK
DACUS
NEVINS
RITZHAUPT
WALLER.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **HB 365,** as amended in Conference, was placed upon final passage.

HB 365, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Ballinger, Grim.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 365, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 218,** as amended.

HA to **SB 218** read as follows, and concurred in upon motion of Senator Connell:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 218—By Committee on Appropriations.

AN ACT MAKING AN APPROPRIATION TO PAY HENRY S. JOHNSTON FOR LEGAL SERVICES RENDERED THE STATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated out of any monies in the General Revenue Fund of the State for the fiscal year ending June 30, 1949, the sum of Sixteen Thousand Dollars ($16,000.00) to compensate Henry S. Johnston for

legal services rendered the State of Oklahoma in restoring omitted property from the tax rolls on order of Governor William H. Murray, and to reimburse him for expenses and obligations incurred and paid by him for the use and benefit of the State, and said sum of Sixteen Thousand Dollars ($16,000.00) is hereby authorized and directed to be paid to him by warrants drawn by the State Auditor against the appropriation herein made.

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.

SB 218, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Ginder, Lowery, Price, Ritzhaupt, Seaman.—5.

Absent: Ballinger, Grim,—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Ginder, Lowery, Price, Ritzhaupt, Seaman.—5.

Absent: Ballinger, Grim,—2.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 67 and **138** each correctly enrolled.

Enrolled **SBs 30, 67** and **138,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 464, by Speakman of the House and Collins of the Senate, was read and considered,

Upon motion of Senator Collins, **HB 464** was advanced to engrossment and third reading.

By unanimous consent, **HB 464** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 464 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—41.

Nays: Walker.—1.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—41.

Nays: Walker.—1.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 464 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 411.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 411** was read and adopted upon motion of Senator Rinehart:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We your Conference Committee, to whom was referred Engrossed House Bill No. 411, and Engrossed Senate Amendment thereto, by Langley (Adair) of the House, entitled:

AN ACT AUTHORIZING THE MAJORITY OF LEGAL VOTERS RESIDING IN TWO OR MORE SECTIONS OF LAND IN AN OPEN STOCK-DISTRICT ADJOINING A CLOSED STOCK-DISTRICT TO PETITION THE BOARD OF COUNTY COMMISSIONERS FOR ANNEXATION TO THE CLOSED STOCK-DISTRICT; PROVIDING PROCEDURE FOR ANNEXATION; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

That the House concur in the Senate Amendment thereto.

HOUSE CONFEREES:

LANGLEY (Adair),
BOATMAN,
BILES.

SENATE CONFEREES:

FINE,
McCLENDON,
BINNS.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **HB 411,** as amended in Conference, was placed upon final passage.

HB 411, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—39.

Nays: Baldwin, McClendon, Walker.—3.

Absent: Ballinger, Grim.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart,

Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington. —39.

Nays: Baldwin, McClendon, Walker. —3.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 411, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 294,** as amended.

HA to **SB 294** read as follows, rejected upon motion of Senator Cobb and conference requested:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 294—By COBB, GARY, FINE, WALLER, BINNS, CARTWRIGHT, BALDWIN, JELKS, MEDLOCK, PORTER, RINEHART, SPECK, LOGAN, EMERY, COOK, McCLENDON, WHITE, LOWERY, RITZHAUPT, PRICE, GINDER, CARRIER, GOOLDY, DACUS, BOECHER, JARMAN, COWDEN, CONNELL, NANCE, WORTHINGTON and MAHAN.

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA PLANNING AND RESOURCES BOARD FOR THE PURPOSE OF ERECTING A MONUMENT ON THE CAMPUS OF THE MURRAY STATE SCHOOL OF AGRICULTURE, TISHOMINGO, OKLAHOMA, IN HONOR OF HONORABLE WILLIAM H. MURRAY, ON CONDITION CERTAIN CONTRIBUTIONS ARE MADE BY THE ALUMNI OF SAID SCHOOL; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Oklahoma Planning and Resources Board of the State of Oklahoma the sum of Two Thousand Five Hundred Dollars ($2,500.00) from any surplus accruing to the credit of the Supplemental Appropriations Fund in the State Treasury for the fiscal year ended June 30, 1948, for the purpose of the erection and construction of a monument on the campus of the Murray State School of Agricultulre, Tishomingo, Oklahoma, in honor of the Honorable William H. Murray, President of the 1907 Constitutional Convention of the State of Oklahoma, and the seventh (7th) elected Governor of the State of Oklahoma, on condition that the alumni of the said Murray State School of Agriculture shall contribute the sum of Five Hundred Dollars ($500.00) for said purpose. Said appropriation shall not be subject to fiscal year limitations and may be contracted or expended at any time within thirty (30) months from date of passage of this Act.

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.

The Presiding Officer named as Senate Conferees under **SB 294,** Senators Gary, Lowery, Porter, Cook, Dacus, Nevins, Ritzhaupt and Waller.

GENERAL ORDER

HB 305, by Camp et al of the House and Ginder and Mahan of the Senate, was read and considered.

Upon motion of Senator Ginder, **HB 305** was advanced to engrossment and third reading.

By unanimous consent, **HB 305** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 305 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boe-

cher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Cobb, Dacus.—2.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Cobb, Dacus.—2.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 305 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 306, by Camp et al of the House and Ginder and Mahan of the Senate, was read and considered.

Upon motion of Senator Ginder, **HB 306** was advanced to engrossment and third reading.

By unanimous consent, **HB 306** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 306 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—37.

Nays: Cobb, Dacus, Emery, Speck, Walker.—5.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Counts, Cowden, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—37.

Nays: Cobb, Dacus, Emery, Speck, Walker.—5.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 306 was properly signed and ordered returned to Honorable House.

Senator Carrier asked to be excused for the remainder of this legislative day on account of an illness in his family, which was the order.

Senator Cowden asked to be excused for the remainder of this legislative day, to which Senator Cobb objected.

GENERAL ORDER

HB 559, by McCarty et al., was read and considered.

Upon motion of Senator Baldwin, **HB 559** was advanced to engrossment and third reading.

By unanimous consent, **HB 559** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 559 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Cobb, Dacus, Lowery, McClendon.—4.

Excused: Carrier.—1.

Absent: Ballinger, Grim.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Cobb, Dacus, Lowery, McClendon.—4.

Excused: Carrier.—1.

Absent: Ballinger, Grim.—2.

The emergency was declared passed.

HB 559 was properly signed and ordered returned to Honorable House.

Senator Cowden asked to be excused for the remainder of this legislative day, to which Senator Cobb objected.

Senator Cowden moved that he be excused for the remainder of this legislative day, which motion failed of adoption.

THIRD READING

Senator Connell asked unanimous consent, which was granted, that the vote be reconsidered by which **SB 292,** by Committee on Public Health, was passed.

Senator Ballinger asked to be recorded present, which was the order.

By unanimous consent, Senator Connell moved to amend **SB 292,** line 8, page 3, by striking the words "physician licensed to practice" and insert the original language of the bill, as follows: "a Doctor licensed to practcie under the laws of the State of Oklahoma," which amendment was declared adopted.

By unanimous consent, Senator Connell moved to amend **SB 292, lines** 15 and 16, page 3, by striking the words "physician licensed to practice under the laws of the State of Oklahoma" and substitute the following language: "a Doctor licensed to practice under the laws of the State of Oklahoma from a nearby or adjoining county," which amendment was declared adopted.

On the question of passage of **SB 292,** the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Connell, Cook, Emery, Hope, Howell, Jarman, Jelks, Logan, Lowery, McClendon, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, White, Worthington.—24.

Nays: Binns, Collins, Counts, Cowden, Dacus, Fine, Gary, Ginder, Gooldy, Leonard, Mahan, Medlock, Nance, Nevins, Rinehart, Rogers, Walker, Waller. —18.

Absent: Grim.—1.

Excused: Carrier.—1.

The bill was declared passed.

SB 292 was referred for engrossment.

Senator Grim asked to be recorded present, which was the order.

Senator Anderson moved that the vote be reconsidered by which **HB 191,** by Hawthorne et al., was indefinitely postponed.

The President Pro Tempore, on account of the illness in the family of Senator Carrier who is a member of the Conference Committee under **HB 120,** appointed in the absence of any members of the Senate Conference Commit-

tee under said bill Senators Cobb, Goodly and Ginder.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration.

Engrossed **HB 232**—By Harkey and Russell of the House and Gary of the Senate—An Act making an appropriation for the establishment and maintenance of jointly owned and operated regional educational institutions in the Southern states in the professional, technological, scientific, literary and other fields; providing greater educational advantages and facilities for the citizens of the several states who reside within such region; making appropriation nonfiscal; and declaring an emergency.

Engrossed **HB 347**—By Cunningham of the House, and Worthington and Jelks of the Senate—An Act relating to the House Investigating Committee created under the provisions of House Resolution No. 42 of the Twenty-second Legislature; designating said committee as an interim legislative committee; authorizing said committee to continue the investigation after the close of the Twenty-second Legislature; making appropriation; and declaring an emergency.

Engrossed **HB 544**—By Fronterhouse, Bailey (Kay), Brannon, Cannon, Dunlap, Haworth, Langley (Muskogee), Ozmun, Reynolds (Ottawa) and Riggs—An Act authorizing the use of station-wagons and buses owned by state educational institutions under the control of the Board of Regents created by Section 31a of Article 6 of the Constitution of the State of Oklahoma, except the Oklahoma Agricultural and Mechanical College at Stillwater, to transport students of such institutions from home to school and return; and declaring an emergency.

Engrossed **HB 498**—By Appropriations Committee of House and Senate—An Act providing for the utilization of prison labor at State eleemosynary institutions; requiring occupational rosters of prisoners at Oklahoma State Penitentiary and Oklahoma State Reformatory and prescribing duties of wardens thereof; providing for requisitions for maintenance services; regulating transfer of prisoners to institutions for maintenance services; and return of such prisoners; providing civil immunity for actions of officials under this Act; and declaring an emergency.

Engrossed **HB 569**—By Brickell, Wallace (Oklahoma), Box, Cunningham, McCarty, Reynolds (Oklahoma), and Sherman of the House, and Jarman of the Senate—An Act amending Subsection (f), Section 1, Chapter 6e Title 19, Oklahoma Session Laws 1947; relating to the salary of the county judge in counties having a population in excess of two hundred thousand (200,000); fixing said salary at Nine Thousand Dollars ($9,000.00) of which Four Thousand Dollars ($4,000.00) is to be paid from the county court fund; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

Upon motion of Senator Rinehart, the Senate adjourned to meet at 1:00 p. m., tomorrow.

EIGHTY-FOURTH LEGISLATIVE DAY

Wednesday, May 25, 1949

Pursuant to adjournment, the Senate met at 1:00 p. m., and was called to order by President Berry.

Upon roll call, it resulted as follows:

Present: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—43.

Excused: Carrier.—1.

The President announced a quoroum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Mahan, Edward Labelle, Jr., of Pawhuska, Oklahoma, was made an Honorary Page for this legislative day.

Upon motion of Senator Jarman, Vikie Lynn Ginder, daughter of Senator Ginder, was made an Honorary Assistant Journal Clerk for this legislative day.

RESOLUTION

SR 26, by BALLINGER, RITZHAUPT, RINEHART, and COWDEN—A RESOLUTION EXPRESSING APPRECIATION TO THE ASSOCIATED INDUSTRIES OF OKLAHOMA AND ITS REPRESENTATIVES, E. J. O'CONNOR AND CLARK NICHOLS, JR., FOR SERVICES RENDERED TO THE TWENTY-SECOND LEGISLATURE OF OKLAHOMA.

By unanimous consent, **SR 26** was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 26 — By BALLINGER, RITZHAUPT, RINEHART and COWDEN.

A RESOLUTION EXPRESSING APPRECIATION TO THE ASSOCIATED INDUSTRIES OF OKLAHOMA AND ITS REPRESENTATIVES, E. J. O'CONNOR AND CLARK NICHOLS JR., FOR SERVICES RENDERED TO THE TWENTY-SECOND LEGISLATURE OF OKLAHOMA.

WHEREAS, the Associated Industries of Oklahoma has, through its representatives, E. J. O'Connor and Clark Nichols Jr., placed upon the desk of each member of the Legislature for the use and convenience of committees and members of the Legislature, a weekly bulletin entitled "OKLAHOMA STATE LEGISLATIVE BULLETIN" reporting all Legislative activities, giving the status at all times of all bills and resolutions pending before the Legislature, all at much labor and expense, and all of which has been of inestimable value and convenience to the members of the Legislature in the performance of their work during this session.

N O W, BE IT THEREFORE RESOLVED by the Senate of the Twenty-Second Legislature of the State of Oklahoma in regular session assembled that an expression of thanks and appreciation be, and is hereby extended to the Associated Industries of Oklahoma and its representatives, E. J. O'Connor and Clark Nichols Jr., and

BE IT FURTHER RESOLVED that this resolution be printed in the Senate Journal and a copy hereof furnished to the Associated Industries of Oklahoma, and its representatives, E. J. O'Connor and Clark Nichols Jr.

Senator Ballinger moved the adoption

of **SR 26,** which motion was declared adopted.

SR 26 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 62, 161, 218, 220, 222, 311, 337 and **SR 20, SCR 8, SJRs 29** and **31,** and **SBs 32, 292** and **301** correctly engrossed.

SR 20, and **SBs 29, 52, 136, 187, 221** and **296** correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 62, 161, 218, 220, 222, 311** and **337,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SR 20** was properly signed and referred for enrollment.

Engrossed **SCR 8, SJRs 29** and **31,** and **SBs 32, 292** and **301,** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 20** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 29, 136, 187, 221** and **296,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Dacus presiding.

Enrolled **SB 52,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Berry presiding.

PENDING ACTION ON HAs TO SB 287, BY COOK ET AL:

Senator Rinehart moved that the Senate refuse to concur in **HAs** to **SB 287,** and ask for a conference thereon; that a Conference Committee of three members of the Senate be appointed, which motion prevailed, the President appointing Senators Lowery, Nance and Rinehart.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 232—**

Senator Gary asked unanimous consent that **HB 232,** by Harkey and Russell of the House and Gary of the Senate, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 347—**

Senator Rinehart asked unanimous consent that **HB 347,** by Cunningham of the House and Worthington and Jelks of the Senate, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Engrossed **HB 498—**

Senator Gary asked unanimous consent that **HB 498,** by Appropriations Committee, be ordered printed and placed upon the calendar without reference to a committee, which was the order.

Senator Gary asked unanimous consent to withdraw his request on **HB 498,** and that it be referred to a committee, which was the order.

Engrossed **HB 498** — Penal Institutions.

Engrossed **HB 544**—Education.

Engrossed **HB 569**—Local, State and Federal Government.

GENERAL ORDER

Senator Nance asked unanimous consent, which was granted, to consider **HJR 6,** by Langley.

Senator Nance moved to amend **HJR 6** by substituting therefor the following:

SUBSTITUTE FOR HOUSE JOINT RESOLUTION NO. 6—By Langley.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE 12-A OF THE CONSTITUTION OF OKLAHOMA; PROVIDING THAT ALL AD VALOREM TAX LEVIES HEREAFTER MADE FOR SCHOOL DISTRICT PURPOSES, IN-

CLUDING LEVIES FOR CURRENT EXPENSES, FOR THE ERECTION OF PUBLIC BUILDINGS AND TO PAY THE PRINCIPAL AND INTEREST ON SCHOOL DISTRICT BONDS HEREAFTER VOTED AND ISSUED, SHALL NOT BE SUBJECT TO THE HOMESTEAD TAX EXEMPTION PROVISIONS OF ARTICLE 12-A OF THE CONSTITUTION OF OKLAHOMA OR OF LAWS ENACTED PURSUANT THERETO; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION TO BE HELD ON JULY 4, 1950.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 1, Article 12-A of the Constitution of the State of Oklahoma:

"Section 1. All homesteads as is or may be defined under the laws of the State of Oklahoma for tax exemption purposes, may hereafter be exempted from all forms of ad valorem taxation by the Legislature; provided, that all assessments, levies, encumbrances and other contract obligations incurred or made prior to the taking effect of such act of the Legislature shall in no way be affected or impaired by the exercise of Legislative power as authorized by this amendment. *Provided, further, that all ad valorem tax levies hereafter made for school district purposes, including levies for current expenses, for the erection of public buildings and to pay the principal and interest on school district bonds hereafter voted and issued, shall not be subject to the homestead tax exemption provision of this article or of laws enacted pursuant thereto."*

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 1, Article 12-A of the Constitution of Oklahoma; providing that all ad valorem tax levies hereafter made for school district purposes, including levies for current expenses for the erection of public buildings and to pay the principal and interest on school district bonds hereafter voted and issued, shall not be subject to the homestead tax exemption provisions of Article 12-A of the Constitution of Oklahoma or of laws enacted pursuant thereto, be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES

☐ NO.

SECTION 3. 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 4. A special election is hereby ordered to be held throughout the State on the 4th day of July, 1950, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law. which amendment was declared adopted by unanimous consent.

Senator Nance asked unanimous consent that **HJR 6,** as amended be ordered printed and further consideration deferred for this legislative day, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 273** was read and adopted upon motion of Senator Gary:

TO THE PRESIDENT OF
THE SENATE AND THE
SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We, the Conference Committee of the Senate and House of Representatives, to whom was referred Engrossed Senate Bill No. 273 and Engrossed House Amendments attached thereto, beg leave to report that we have had the matter under consideration and do hereby make the following Conference Committee Report:

First: The Conferees agree that the House recede from House Amendment No. 1.

Second: The Conferees further agree that the House recede from House Amendment No. 2.

Third: The Conferees agree that House Amendment No. 3 be adopted which has the effect of striking SECTION 3 of the Engrossed Senate Bill No. 273.

Fourth: The Conferees agree to the adoption of House Amendment No. 4.

Respectfully submitted this 25th day of May, 1949.

SENATE CONFEREES:
COWDEN
COLLINS
WALKER
GARY.

HOUSE CONFEREES:
RUSSELL
BOATMAN
PITMAN
WAGNER
BERRY.

Senator Nevins asked unanimous consent that **SB 273,** as amended in Conference, be ordered printed and placed on the calendar for consideration tomorrow, to which objection was voiced.

Senator Nevins moved that **SB 273,** as amended in Conference, be ordered printed and placed on the calendar, which motion prevailed.

Senator Cobb raised a point of order against the declaration of the adoption of the Nevins motion stating that there was not a quorum present when the vote was taken, which point of order was overruled by President Berry who stated that there was a quorum present.

Senator Cowden raised a point of order against the declaration by the President on the Nevins motion stating that the President could not cast a deciding vote except on a final passage of a bill, which point or order the President overruled.

PENDING ACTION ON CONFERENCE COMMITTEE REPORT ON HB 93, By REYNOLDS ET AL:

Senator Rinehart moved that the Senate adopt the Conference Committee Report on **HB 93.**

Senator Lowery, as a substitute, moved that the Senate refuse to adopt Conference Committee Report on **HB 93,** and ask for further conference, which motion was declared failed of adoption.

The vote occurring on the Rinehart motion, it was declared adopted.

By unanimous consent, upon request of Senator Rinehart Sub-section (a) of Rule 30 was suspended and **HB 93,** as amended in conference, was placed on final passage.

HB 93, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Cartwright, Collins, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Waller, White.—27.

Nays: Boecher, Cobb, Counts, Ginder, Hope, Jarman, Lowery, Porter, Price, Walker, Worthington.—11.

Not Voting: Binns, Connell, Grim, Nance, Seaman.—5.

Excused: Carrier.—1.

The bill, as amended in Conference, was declared passed.

HB 93, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REFERRING FURTHER TO SB 273, AS AMENDED IN CONFERENCE:

Senator Collins moved to reconsider the vote by which the Nevins motion was adopted with reference to **SB 273.**

Senator Nevins moved that the previous question be now put.

The vote occurring on the Collins motion, it was declared adopted.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30, was suspended and **SB 273,** as amended in Conference, was placed upon final passage.

SB 273, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Counts, Cowden, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Nays: Cook, Dacus, Nevins.—3.

Excused: Carrier.—1.

Not Voting: Binns, Ginder, Grim, Ritzhaupt, Seaman.—5.

The bill, as amended in Conference, was declared passed.

SB 273, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SJR 11**—By Logan—A Joint Resolution calling a constitutional convention on the first Tuesday in September, 1951, 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.

Enrolled **SB 103**—By Porter and Gary —An Act making appropriation out of the "depletion, management and sale" fund as established by 64 O. S. 1941, Section 87A and amendments thereto; requiring deposit in "special fund" in state treasury; providing method of disbursement; and declaring an emergency.

Enrolled **SB 104**—By Nance—An Act authorizing the exchange, trade-in or sale of State-owned equipment that is outworn, outmoded, obsolescent or obsolete, for the purpose of acquiring suitable equipment of comparable kind and purpose; limiting such authorization to a certain class of departments, institutions and agencies; providing for the deposit of proceeds of such sales and limiting the use of such amounts to the purchase of equipment of comparable kind and purpose; requiring that bids be taken in connection with such sale; and providing for a method of

property accounting in connection with the sale or exchange of equipment; and declaring an emergency.

Enrolled **SB 137**—By Counts—An Act making appropriations from designated State funds to pay defined past due obligations of the State; making said appropriations non-fiscal; providing that provisions of act shall be severable; and declaring an emergency.

Enrolled **SB 239**—By Lowery of the Senate, and Larason of the House—An Act amending Chapter 33, Title 70, Oklahoma Session Laws, 1947, Page 550, being House Bill No. 245, relating to a program of artificial insemination for the benefit of the livestock industry of the State of Oklahoma; designating the extension division of the Oklahoma Agricultural and Mechanical College as the official State agency to sponsor, establish, develop, execute and administer such program; defining the powers and duties of said extension division in connection with such program; making provisions of this act severable, repealing all laws in conflict herewith.

Enrolled **SB 240**—By Lowery of the Senate, and Larason of the House—An Act appropriating the sum of Forty Thousand Dollars ($40,000.00) for the fiscal year ending June 30, 1950, and the sum of Forty Thousand Dollars ($40,000.00) for the fiscal year ending June 30, 1951, to the Extension Division of the Oklahoma Agricultural and Mechanical College as the official State agency of the State of Oklahoma for the sponsoring, establishing, development and execution of a State-wide program of artificial insemination for the benefit of the livestock industry, and for the purpose of defraying the expenses of maintenance and operation of such program, for the payment of salaries of personnel and the acquisition of lands and capital improvements necessary for the development and execution of such program; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 70** and **294**, House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert and Larason.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 294** was read and adopted upon motion of Senator Cobb:

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. 294 and Engrossed House Amendment thereto, by COBB, GARY, FINE, WALLER, MEDLOCK, BINNS, CARTWRIGHT, BALDWIN, PORTER, RINEHART, LOGAN, SPECK, EMERY, COOK, JELKS, WHITE, LOWERY, RITZHAUPT, GINDER, CARRIER, PRICE, GOOLDY, McCLENDON, BOECHER, JARMAN, DACUS, CONNELL, NANCE and WORTHINGTON, entitled:

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA PLANNING AND RESOURCES BOARD FOR THE PURPOSE OF ERECTING A MONUMENT ON THE CAMPUS OF THE MURRAY, STATE SCHOOL OF AGRICULTURE, TISHOMINGO, OKLAHOMA, IN HONOR OF HONORABLE WILLIAM H. MURRAY, ON CONDITION CERTAIN CONTRIBUTIONS ARE MADE BY THE ALUMNI OF SAID SCHOOL; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee on Engrossed Senate Bill No. 294 recommends that the House recede from all House amendments.

We recommend that Engrossed Sen-

ate Bill No. 294 be adopted in conformity with this report.

SENATE CONFEREES:

GARY, Chairman
LOWERY
PORTER
COOK
DACUS
NEVINS
RITZHAUPT
WALLER.

HOUSE CONFEREES:

HARKEY, Chairman
HERT
SMITH (Cherokee)
LARASON
PAZOURECK
MEIGS
MUNSON
BULLARD
TOLBERT.

By unanimous consent, upon request of Senator Gary, subsection (a) of Rule 30, was suspended and **SB 294,** as amended in Conference, was placed upon final passage.

SB 294, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Boecher, Counts, Ginder, Grim, Ritzhaupt.—6.

Excused: Carrier.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Binns, Boecher, Counts, Ginder, Grim, Ritzhaupt.—6.

Excused: Carrier.—1.

The emergency was declared passed.

SB 294, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 144, by Langley (Muskogee) was read and considered.

Upon motion of Senator Nevins, **HB 144** was advanced to engrossment and third reading.

Upon motion of Senator Nevins, the rules of the Senate were suspended, and **HB 144** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 144 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Excused: Carrier.—1.

Not Voting: Binns, Counts, Fine, Gary, Ginder, Grim, McClendon, Ritzhaupt, Thompson.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Walker, Waller, White, Worthington.—34.

Excused: Carrier.—1.

Not Voting: Binns, Counts, Fine, Gary, Ginder, Grim, McClendon, Ritzhaupt, Thompson.—9.

The emergency was declared passed.

HB 144 was referred for engrossment.

GENERAL ORDER

HB 392, by Sherman, was read and considered.

Upon motion of Senator Jarman, **HB 392** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 392** was considered engrossed and placed upon third reading and final passage.

Senator Mahan presiding.

THIRD READING

HB 392 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Nance.—1.

Excused: Carrier.—1.

Not Voting: Binns, Counts, Gary, Ginder, Grim, Jelks, McClendon, Ritzhaupt.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Nance.—1.

Excused: Carrier.—1.

Not Voting: Binns, Counts, Gary, Ginder, Grim, Jelks, McClendon, Ritzhaupt.—8.

The emergency was declared passed.

HB 392 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SJR 27, by Medlock, was read and considered.

Upon motion of Senator Medlock, **SJR 27** was advanced to engrossment and third reading.

By unanimous consent, **SJR 27** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 27 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—33.

Nays: Cobb.—1.

Not Voting: Binns, Counts, Gary, Grim, Jelks, Lowery, McClendon, Ritzhaupt, Waller.—9.

Excused: Carrier.—1.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—33.

Nays: Cobb.—1.

Not Voting: Binns, Counts, Gary, Grim, Jelks, Lowery, McClendon, Ritzhaupt, Waller.—9.

Excused: Carrier.—1.

The emergency was declared passed.

SJR 27 was referred for engrossment.

GENERAL ORDER

HB 435, by Judiciary Committee, was read and considered.

Upon motion of Senator Collins, **HB 435** was advanced to engrossment and third reading.

By unanimous consent, **HB 435** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 435 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns. Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Nays: Speck.—1.

Excused: Carrier.—1.

Not Voting: Boecher, Counts, Gary, Grim, Jelks, McClendon, Ritzhaupt, Waller.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Nays: Speck.—1.

Excused: Carrier.—1.

Not Voting: Boecher, Counts, Gary, Grim, Jelks, McClendon, Ritzhaupt, Waller.—8.

The emergency was declared passed.

HB 435 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 368, by Welch, was read and considered.

Upon motion of Senator Nance, **HB 368** was advanced to engrossment and third reading.

By unanimous consent, **HB 368** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 368 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, White, Worthington.—34.

Nays: Lowery.—1.

Excused: Carrier.—1.

Not Voting: Counts, Fine, Ginder, Grim, Seaman, Speck, Walker, Waller. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, White, Worthington.—34.

Nays: Lowery.—1.

Excused: Carrier.—1.

Not Voting: Counts, Fine, Ginder, Grim, Seaman, Speck, Walker, Waller. —8.

The emergency was declared passed.

HB 368 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 384, by Camp and Williams of the House, and Rinehart and Ginder of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 384** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended, and **HB 384** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 384 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—34.

Not Voting: Fine, Ginder, Grim, Leonard, Lowery, Price, Speck, Walker, Waller.—9.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—34.

Not Voting: Fine, Ginder, Grim, Leonard, Lowery, Price, Speck, Walker, Waller.—9.

Excused: Carrier.—1.

The emergency was declared passed.

HB 384 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 383, by Camp and Williams of the House, and Rinehart and Ginder of the Senate, was read and considered.

Upon motion of Senator Rinehart, **HB 383** was advanced to engrossment and third reading.

By unanimous consent, **HB 383** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 383 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, White, Worthington. —31.

Not Voting: Boecher, Collins, Gary, Ginder, Grim, Leonard, Lowery, McClendon, Seaman, Speck, Walker, Waller.—12.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Logan, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, White, Worthington. —31.

Not Voting: Boecher, Collins, Gary, Ginder, Grim, Leonard, Lowery, McClendon, Seaman, Speck, Walker, Waller.—12.

Excused: Carrier.—1.

The emergency was declared passed.

HB 383 was properly signed and ordered returned to Honorable House.

REFERRING TO HB 2:

Senator Nance asked unanimous consent that the following opinion on the constitutionality of **HB 2,** as written by a Sub-Committee of the Committee on Revenue and Taxation, composed of Senators Counts, Collins and Porter, be printed in the Journal that it might be accepted as a proper construction of the law, and that the Journal recite that it was before the Committee on Revenue and Taxation that the Sub-Committee was appointed to report on the constitutionality of said bill, that the report was unfavorable, and that because of that report the Committee on Revenue and Taxation reported **HB 2,** "Do Not Pass," which was the order.

May 10, 1949

REVENUE AND TAXATION SUB-COMMITTEE REPORT ON HOUSE BILL NO. 2

Honorable James C. Nance
Chairman, Revenue and Taxation Committee

Oklahoma State Senate
State Capitol

Dear Senator Nance:

We, your Sub-Committee of the Revenue and Taxation Committee, appointed to consider the question of the constitutionality of House Bill No. 2, have analyzed said Bill and herewith submit our findings:

1. House Bill No. 2 was passed by the House as a general law, and as such is, in our opinion, unconstitutional for the following reasons:

Said Bill, which seeks to amend Section 22.22 of Title 47 of Oklahoma Statutes 1941, provides for the appointment of Motor License Agents for the several counties of the State "to assist in the enforcement and administration" of the "Motor Vehicle License and Registration Act", enacted in 1941; and, in counties having a population in excess of 244,159 and an assessed valuation of $190,000,000 or over, as shown by the Federal Decennial Census of 1940, the Motor License Agents shall be placed upon a salary not to exceed $4,000 per year, and providing further that the excess registration fees shall be paid to the school districts of said counties.

There is nothing in the population of Oklahoma County, which is the county intended to be covered by the bill, that justifies a discrimination in favor of the school children of said county by giving them the right to participate in the registration fees for motor vehicles, and denying that privilege to the other school children of the State. If the school children of Oklahoma County are entitled to such registration fees, the school children of the other counties of the State are entitled to the registration fees of motor vehicles in their counties. To say the least, if the registration fees accruing in Oklahoma County are to be distributed to school children, they must be distributed to all the school children of the State on an equal basis.

The Supreme Court has laid down the following rule:

> "* * * As between the persons and places included within the operation of the law and those omitted, there must be some distinctive characteristic upon which a different treatment

may be reasonably founded and that furnishes a practical and real basis for discrimination."

Burks vs. Walker,
25 Okla. 353, 367;
109 Pac. 544.

"Where an act of the Legislature excepts from the operation of the general laws of this state one or more counties without any fixed basis for such discrimination and no good reason is shown why all should not be subject to the same rule, it is invalid under section 59, art. 5, of the state Constitution, which provides laws of a general nature shall have uniform operation throughout the state."

Hudgins vs. Foster,
131 Okla. 90,
267 Pac. 645;
Roberts et al. vs. Ledgerwood,
134 Okla. 152.

Evidently, it was intended that the bill should apply to Oklahoma County, but under the proviso of the bill, it does not apply to any county of the State. The proviso seeks to have the bill to apply to counties having a population in excess of 244,159 and having an assessed valuation of $190,000,000 or over, as shown by the Federal Decennial Census of 1940. Oklahoma County, according to the 1940 census, had a population of 244,159 but did not have, according to said census, in excess thereof as specified by the bill. The 1948 net assessed valuation of Oklahoma County is $189,-170,638 which is not as much as the $190,000,000 valuation referred to in the bill.

The bill, applying to no county in the State, is therefore unconstitutional.

Respectfully submitted:

M. O. Counts (Chairman)
Senator, 25th District
Everett S. Collins
Senator, 11th District
Perry Porter
Senator, 30th District

GENERAL ORDER

HB 493, by Judiciary Committee, was read and considered.

Upon motion of Senator Counts, **HB 493** was advanced to engrossment and third reading.

Upon motion of Senator Counts, the rules of the Senate were suspended, and **HB 493** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 493 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb, McClendon.—2.

Not Voting: Gary, Ginder, Grim, Hope, Howell, Medlock, Speck.—7.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb, McClendon.—2.

Not Voting: Gary, Ginder, Grim, Hope, Howell, Medlock, Speck.—7.

Excused: Carrier.—1.

The emergency was declared passed.

HB 493 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 206, by Box, was read and considered.

Senator Ritzhaupt moved to amend **HB 206,** line 16, page 2, by inserting after the word, "report," the following: "Provided that the report of any physical examination furnished in accordance with this section shall not be made the basis or predicate for any action in damages against the physician and surgeon making and furnishing such report," which amendment was adopted by unanimous consent.

Senator Ritzhaupt asked unanimous consent to amend the title to **HB 206,** by adding after the word, "report," and before the words, "providing penalties," the following: "and prohibiting the use of said report as a basis for action in damages," which was the order.

Upon motion of Senator Counts, **HB 206** was advanced to engrossment and third reading.

By unanimous consent, **HB 206** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 206 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Lowery, Price.—2.

Excused: Carrier.—1.

Not Voting: Binns, Cartwright, Collins, Cook, Gary, Ginder, Howell, Jarman, Nance, Porter.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Lowery, Price.—2.

Excused: Carrier.—1.

Not Voting: Binns, Cartwright, Collins, Cook, Gary, Ginder, Howell, Jarman, Nance, Porter.—10.

The emergency was declared passed.

HB 206 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 23, 474 and **505** correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 23, 474** and **505,** each as amended, were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 9, 63, 65, 103, 180, 185, 269, 280, 382, 390, 552** and **562.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 30, 67** and **138.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 19, 186** and **313,** as amended.

GENERAL ORDER

HB 323, by Seids of the House, and Connell of the Senate, was read and considered.

Upon motion of Senator Lowery, **HB 323** was advanced to engrossment and third reading.

By unanimous consent, **HB 323** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 323 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Cartwright, Collins, Gary, Ginder, Grim, McClendon, Nevins, Seaman.—9.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Cartwright, Collins, Gary, Ginder, Grim, McClendon, Nevins, Seaman.—9.

Excused: Carrier.—1.

The emergency was declared passed.

HB 323 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 61 and **290** correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 61** and **290,** each as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 459, by Sumrall, was read and considered.

Upon motion of Senator Leonard, **HB 459** was advanced to engrossment and third reading.

By unanimous consent, **HB 459** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 459 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cartwright, Collins, Connell, Cook, Gary, Ginder, Jelks.—8.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cobb, Counts, Cowden, Dacus, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—35.

Not Voting: Binns, Cartwright, Collins, Connell, Cook, Gary, Ginder, Jelks.—8.

Excused: Carrier.—1.

The emergency was declared passed.

HB 459 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 54, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 54** was advanced to engrossment and third reading.

By unanimous consent, **HB 54** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 54 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Cobb, Cook, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, White, Worthington. —27.

Nays: Ballinger, Boecher, Fine, Gary, Jelks, McClendon, Rogers, Walker.—8.

Not Voting: Baldwin, Binns, Cartwright, Collins, Connell, Grim, Howell, Waller.—8.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cobb, Cook, Counts, Cowden, Dacus, Emery, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, White, Worthington.—30.

Nays: Ballinger, Fine, Gary, Jelks, Rogers.—5.

Not Voting: Baldwin, Binns, Cartwright, Collins, Connell, Grim, Howell, Waller.—8.

Excused: Carrier.—1.

The emergency was declared passed.

HB 54 was properly signed and ordered returned to Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 83—Judiciary.

PENDING CONFERENCE COMMITTEE REPORT

Senator Rinehart asked unanimous consent that the Senate rescind its action in refusing to concur in **HAs to SB 95,** by Rinehart, and asking for a conference on the last legislative day, which was the order.

Upon motion of Senator Rinehart, the Senate concurred in **HAs to SB 95.**

SB 95, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Carrier.—1.

Not Voting: Ballinger, Howell, Speck. —3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim,

Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—40.

Excused: Carrier.—1.

Not Voting: Ballinger, Howell, Speck.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

President Berry presiding.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 218**, as amended.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 29, 52, 221, 136, 187, 296.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 120.**

SECOND CONFERENCE COMMITTEE REPORT

The following Second Conference Committee Report on **HB 120** was read:

SECOND CONFERENCE COMMITTEE REPORT

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We, your Second Conference Committee, to whom was referred Engrossed House Bill No. 120 and Engrossed Senate Amendment thereto and the First Conference Committee Report, entitled:

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; ESTABLISHING A CODE FOR THE PUBLIC SCHOOL SYSTEM OF THE STATE; PRESCRIBING THE POWERS, DUTIES AND FUNCTIONS OF THE STATE BOARD OF EDUCATION, STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, SCHOOL DISTRICTS AND BOARDS OF EDUCATION, THE STATE TEXTBOOK COMMITTEE AND LOCAL TEXTBOOK COMMITTEES; * * * 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 Second Conference Committee Substitute, hereto attached, be adopted.

HOUSE CONFEREES:

DUNLAP, Chairman.
FRONTERHOUSE,
PEAK,
BILES,
BRICKELL,
JENNINGS,
WILLIAMS,
SHUMATE,
BOATMAN,
LANGLEY,
EASTERLY,
TRENT,
COLEMAN,
NALL.

SENATE CONFEREES:

DACUS, Chairman.
GOOLDY,
RITZHAUPT,
FINE,
NANCE,
LOWERY,
WALKER,
GARY,
COBB,
PORTER,
ANDERSON,
BALDWIN,
McCLENDON,
NEVINS.

Senator Logan asked unanimous consent, which was granted, that the rules of the Senate be suspended for the purpose of deleting from the Journal the printing of **HB 120,** as amended by the Second Conference Committee, said amended bill being attached to and a part of the Report of the Second Conference Committee.

Senator Dacus moved that the Second Conference Committee Report on **HB 120** be adopted.

Senator Cowden raised a point of order against the Dacus motion, which was sustained, stating the motion followed discussion.

Senator Nance moved that the Second Conference Committee Report on **HB 120** be adopted.

Senator Hope, as a substitute, moved that the Senate refuse to adopt the Second Conference Committee Report on **HB 120** and ask for a further conference, the Senate Conferees to be instructed to amend **HB 120,** as amended by the Second Conference, line 2, page 107, by striking the language in said line 2 after the word "the" and inserting the following: "school district in which the area proposed to be annexed lies."

Senator Mahan presiding.

Senator Nance moved that the previous question be now put, which motion was declared adopted.

The vote occurring on the Hope motion, it was declared failed of adoption, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Emery, Grim, Hope, Howell, Jelks, McClendon, Mahan, Nevins, Price, Rogers, Seaman, Waller.—21.

Nays: Baldwin, Cobb, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Speck, Thompson, Walker, White, Worthington.—22.

Excused: Carrier.—1.

The vote occurring on the Nance motion, it was declared adopted.

By unanimous consent, upon request of Senator Nance, sub-section (a) of Rule 30 was suspended and **HB 120,** as amended in the Second Conference, was placed on final pasage.

HB 120 as amended in Second Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Boecher, Connell, Cowden, Emery, Grim, Howell, Jelks, McClendon, Mahan, Nevins, Seaman.—11.

Excused: Carrier.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Cook, Counts, Dacus, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Boecher, Connell, Cowden, Emery, Grim, Howell, Jelks, McClendon, Mahan, Nevins, Seaman.—11.

Excused: Carrier.—1.

The emergency was declared passed.

HB 120, together with Second Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Nance moved that the President Pro Tempore of the Senate and the Speaker of the Honorable House be authorized to have printed 1000 copies of the new School Code for distribution

to the respective schools of the State, the Honorable House to bear one-half of the expense of printing, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 18, 25, 477 and **SJR 25** correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 18, 25** and **477,** each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 25** was properly signed and ordered transmitted to the Honorable House for consideration.

MOTION LODGED TO RECONSIDER —3RD READING

Referring to the Anderson motion to reconsider the vote by which **HB 191** was indefinitely postponed:

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

Ayes: Anderson, Ballinger, Binns, Collins, Counts, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, McClendon, Mahan, Medlock, Nevins, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—25.

Nays: Baldwin, Cartwright, Cobb, Cook, Ginder, Jarman, Leonard, Logan, Lowery, Nance, Porter, Price, Ritzhaupt.—13.

Excused: Carrier.—1.

Not Voting: Boecher, Connell, Dacus, Rinehart, Seaman.—5.

On the question of passage of **HB 91,** the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Collins, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, McClendon, Mahan, Medlock, Nevins, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—26.

Nays: Cartwright, Cobb, Connell, Cook, Ginder, Jarman, Lowery, Nance, Porter, Price, Ritzhaupt, Seaman.—12.

Excused: Carrier.—1.

Not Voting: Binns, Jelks, Leonard, Logan, Rinehart.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Collins, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Leonard, McClendon, Mahan, Medlock, Nance, Nevins, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Cobb, Cook, Ginder, Jarman, Lowery, Porter, Price.—7.

Excused: Carrier.—1.

Not Voting: Binns, Jelks, Logan, Rinehart.—4.

The emergency was declared passed.

HB 191 was referred for engrossment.

THIRD READING

Senator Collins asked for consideration of **SB 72.**

Senator Nevins raised a point of order against the Collins' request, stating the Senate on the previous legislative day adopted the Nance motion relative to the arrangement and consideration of bills on the Calendar for the remainder of this Legislature, which point of order was sustained.

Senator Collins moved that the Nance motion, above referred to, be suspended for the purpose of considering **SB 72.**

Senator Nevins moved to table the Collins motion, which motion failed of adoption.

The vote occurring on the Collins' motion, it was declared adopted.

By unanimous consent, Senator Ballinger moved to amend **SB 72,** line 1, page 3, by adding after the word "persons" the following: "provided, however, that in any such condemnation the un-

derground storage reservoir must specifically be defined with regard to a sand or sands, and that nothing herein shall preclude the leasing of said land for exploration of oil, gas, or other minerals which might exist in other sands if proper protection is afforded the storage reservoir," which amendment by unanimous consent he withdrew.

By unanimous consent, Senators Baldwin and Leonard moved to amend **SB 72,** line 1, page 3, by adding after the word "persons" the following: "The right of eminent domain granted herein for underground gas reservoirs, fields and facilities for conservation and storage of natural gas shall only extend to that particular sand and not preclude the owners from producing oil or gas from a lower or higher strata, or from drilling and exploring for oil or gas from a lower or higher strata.

"Provided further that nothing in this Act shall preclude the owner or owners of the royalty of land affected hereunder from leasing said land for exploration of oil and gas and other minerals which might exist in a horizon or strata other than that as defined herein.

"Provided further that the right of eminent domain hereunder shall apply only to said sand or sands, stratum or strata depleted in its original production of oil or gas or both so as to be unprofitable in further production thereof," which amendment was declared adopted.

By unanimous consent, Senators Baldwin and Leonard moved to amend **SB 72,** Section 1, page 2, line 17, following the word "facilities" and before the words "The proceedings," by adding the following: "All natural gas which has been previously reduced to possession, and which is subsequently injected into such underground gas storage fields, sands, reservoirs and facilities, shall at all times, insofar as the same can be reasonably identified, be deemed the property of the injector, his heirs, successors, or assigns; and in no event shall such gas be subject to the right of the owner of said lands or of any interest therein, under which said gas storage fields, sands, reservoirs, and facilities lie, to produce, take, reduce to possession, waste, or otherwise exercise any control thereover," which amendment was declared adopted.

By unanimous consent, Senator Howell moved to amend **SB 72,** line 17, page 2, by inserting after the word "facilities" and before the period the words "provided that no lands or interest or right therein shall be taken hereunder which at the time of condemnation are producing oil or gas."

Senator Collins moved to table the Howell amendment.

By unanimous consent, further consideration of **SB 72** was temporarily deferred.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 364 and **SJR 27** correctly engrossed.

SBs 17, 40, 218 and **271** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 364,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 27** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 17, 40, 218** and **271** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 70** was read and adopted upon motion of Senator Gary:

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. 70 and Engrossed House Amendment thereto, by Gary of the Senate, and Harkey of the House, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE PENAL, MENTAL AND ELEEMOSYNARY INSTITUTIONS TO BE CONTRACTED BY THE STATE BOARD OF PUBLIC AFFAIRS TO REPAIR, REPLACE AND MODERNIZE EXISTING PUBLIC BUILDINGS ON THE GROUNDS OF SAID INSTITUTIONS, INCLUDING THE REPLACEMENT OF FIXED EQUIPMENT NECESSARY TO PLACE THE HEATING, WATER AND ELECTRICAL SYSTEMS IN CONDITION TO SUPPLY THE FACILITIES AT EACH OF SAID INSTITUTIONS; AND FOR THE PURCHASE OF OTHER EQUIPMENT WHERE INDICATED; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that Committee Substitute attached hereto be adopted.

SENATE CONFEREES:

GARY, Chairman.
LOWERY,
PORTER,
COOK,
McCLENDON,
MEDLOCK,
NEVINS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:

HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
PAZOURECK,
MUNSON,
BULLARD,
HAWORTH,
TOLBERT.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 70—By GARY of the Senate and HARKEY of the House.

AN ACT MAKING APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS TO BE CONTRACTED BY THE STATE BOARD OF PUBLIC AFFAIRS FOR THE CONSTRUCTION OF NEW BUILDINGS AND TO REPAIR, REPLACE AND MODERNIZE EXISTING PUBLIC BUILDINGS ON THE GROUNDS OF INSTITUTIONS NAMED HEREIN, INCLUDING THE PURCHASE OF EQUIPMENT, INCLUDING EQUIPMENT FOR INDUSTRIES, AND THE REPLACEMENT OF FIXED EQUIPMENT NECESSARY TO PLACE THE HEATING, WATER AND ELECTRICAL SYSTEMS IN CONDITION TO SUPPLY THE FACILITIES AT EACH OF SAID INSTITUTIONS; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated from any monies in the State Treasury, not otherwise appropriated, the sum of Two Million, Four Hundred and Twenty Thousand ($2,420,000.00) Dollars, to the State Board of Public Affairs to be contracted and expended by the State Board of Public Affairs for the construction of buildings and to repair, replace and modernize existing public buildings at the institutions named in this Act, and for the purchase of new equipment and the replacement of equipment, including the purchase of equipment for the industries at the State Pentitentiary and the State Reformatory, and the replacement of fixed equipment necessary to place the heating, water and electrical systems in condition to supply the facilities at each of the institutions named in this Act. The

appropriation herein made is hereby appropriated from the following funds:

General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1949 ..... $450,000.00
General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1950 ..... 500,000.00
General Revenue Fund in the State Treasury for the fiscal year ending June 30, 1951 ..... 500,000.00
From any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ending June 30, 1949 ..... 200,000.00
From any surplus in the Public Building Fund for the fiscal year ending June 30, 1949 ..... 300,000.00
From the Public Building Fund for the fiscal year ending June 30, 1950 ..... 235,000.00
From the Public Building Fund for the fiscal year ending June 30, 1951 ..... 235,000.00

SECTION 2. The State Board of Public Affairs is hereby authorized and directed to let contracts and to expend the funds appropriated herein for the purposes set forth in Section One of this Act at the following institutions: Tuberculosis Sanatoriums, Mental Hospitals, State Penitentiary, State Reformatory, Training School for White Boys, Training School for Negro Boys, Girls Town, Northern Oklahoma Hospital Annex, Helena, Oklahoma, Whitaker State Orphans Home, School for the Deaf, School for the Blind, and for repair and replacement of equipment for the State Capitol buildings and power house.

SECTION 3. The State Board of Public Affairs shall charge all contracts and expenditures for projects at the institutions named in this Act, against the consolidated lump sum appropriation made by Section One of this Act.

SECTION 4. The Legislature hereby declares that it intended to enact every part, clause, sentence, or section of this Act and if any part thereof shall be invalid for any reason, the invalidity thereof shall not affect the validity of any other parts, clauses, sentences, or sections of this Act, but the same shall remain in force and effect to the same extent as if such invalid parts, clauses, sentences, or sections had been omitted.

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.

By unanimous consent, upon request of Senator Gary, sub-section (a) of Rule 30 was suspended and **SB 70,** as amended in Conference, was placed upon final passage.

SB 70, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Ginder.—1.

Not Voting: Binns, Counts, Emery, Jarman, Logan, Rinehart.—6.

Excused: Carrier.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price,

Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—36.

Nays: Ginder.—1.

Not Voting: Binns, Counts, Emery, Jarman, Logan, Rinehart.—6.

Excused: Carrier.—1.

The emergency was declared passed.

SB 70, together with Conference Committee Report thereon, was ordered returned to Honorable House.

THIRD READING

Referring further to **SB 72:**

The vote occurring on the Collins motion to table the Howell amendment, it was declared failed of adoption.

Senator Nance raised a question of "no quorum."

Upon the roll being called, the Presiding Officer declared a quorum of the Senate present.

The vote occurring on the Howell amendment, it was declared adopted.

By unanimous consent, Senator Howell moved to amend **SB 72,** line 1, page 3, by adding a new section to be known as Section 2 and renumbering the succeeding section as Section 3, Section 2 to read as follows: "Nothing in this act shall be interpreted as removing the liability from the oil and gas companies for pollution of fresh water," which amendment was declared adopted.

By unanimous consent, Senator Leonard moved to amend **SB 72,** by inserting a new section, as follows, to be numbered 2 and renumbering following sections; "Section 2. Provided that in case of condemnation proceedings instituted hereunder the court costs and all the attorney fees of the attorney or attorneys representing the party or parties against whom the condemnation proceedings are instituted, shall be paid by the party or parties prosecuting said proceedings. The amount of said attorney fees shall be set by the court trying said cause," which amendment was declared adopted.

By unanimous consent, Senator Cobb moved to amend **SB 72,** line 18, page 2, by adding the following proviso at the end of said line: "Provided further that all natural gas or other petroleum and mineral product stored as provided herein shall be subject to all ad valorem taxes imposed upon other real estate and personal property located therein," which amendment was declared adopted.

Senator Collins moved that **SB 72** be stricken from the Calendar, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 76** and **126,** each as amended.

HAs to **SB 76** read as follows and consideration deferred for this day:

AMENDMENT NO. 1.—Page 1, Section 1, Line 8 of Engrossed Senate Bill No. 76, by striking the word "or" and inserting therein a coma, and also striking the period following the word "bobcat", inserting a coma, and adding the words "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

AMENDMENT NO. 2. Page 1, Section 2, Line 13, of Engrossed Senate Bill No. 76, by striking the word "or", adding a coma after the word "bobcat" and adding the words "or fox in counties where the fox has been or may be declared by law to be predatory animal."

AMENDMENT NO. 3. Page 1, Section 2, Line 15 of Engrossed Senate Bill No. 76, by striking the word "or", inserting a comma after the word "bobcat", and adding the following words "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

AMENDMENT NO. 3A. Page 1, Section 2, Line 17 of Engrossed Senate Bill No. 76, by striking the word "or", inserting a comma after the word "bob-

cat", and adding the following words "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

AMENDMENT NO. 4. Page 1, Section 2, Line 21 of Engrossed Senate Bill No. 76, by striking the word "or", and adding the following words after the comma following the word "bobcat": "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

AMENDMENT NO. 5. Page 1, Section 2, Line 24 of Engrossed Senate Bill No. 76, by striking the word "or", inserting a comma following the word "bobcat" and adding the following words: "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

AMENDMENT NO. 6. Page 1, Section 4, Lines 35 and 36, by changing the words and figures "Seventy-five Thousand Dollars ($75,000.00)" to "Fifty Thousand Dollars ($50,000.00)", and on Page 1, Line 36 and Page 2, Line 1, by changing the words and figures "Thirty-seven Thousand Five Hundred Dollars ($37,500.00)" to "Twenty-five Thousand Dollars ($25,000.00)", and Page 2, Line 3, by changing the words and figures "Thirty-seven Thousand Five Hundred Dollars ($37,500.00)" to "Twenty-five Thousand Dollars ($25,000.00)".

AMENDMENT NO. 7 Correcting the title of the bill by inserting in the second line of said title a comma following the word "coyotes", and striking the word "and", and inserting the following words after the word "bobcat": "or fox in counties where the fox has been or may be declared by law to be a predatory animal."

HA to **SB 126** read as follows, and consideration deferred for this day:

AMENDMENT NO. 1—Page 8, Section 6, of Subsection (e), Lines 35 and 36, of Engrossed Senate Bill No. 126, by changing the words and figures Three Hundred Thousand Dollars ($300,000.00) to read: Three Hundred Dollars ($300.00), in lieu thereof.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 8.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 287,** House Conferees named as follows: Hert, Harkey, Field.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 567**—By Harkey and Russell—An Act making appropriations for the remainder of the fiscal year ending June 30, 1949, to pay the increase in salaries of Justices of the Supreme Court and the judges of the Criminal Court of Appeals; three (3) additional District Court judges, three (3) additional District Court reporters, the salaries of three (3) Superior Court reporters and the salaries of forty (40) court reporters; making the povisions of this Act severable.

Engrossed **HB 372**—By Smalley and Harkey—An Act relating to the killing or capturing of squirrels; amending 29 O. S. 1941, § 176, so as to provide for open seasons on squirrels and that it shall be unlawful to kill or capture more than five (5) squirrels in any one (1) day or to have possession at any one time of more than ten (10) squirrels; providing penalties; and declaring an emergency.

Engrossed **HB 357** — By Langley (Adair)—An Act amending 12 O. S. 1941 § 1193; providing that when the State is garnisheed and when a State officer not under the control of a State department or institution is the defendant, service of garnishment shall

be made by summons, as in other cases, upon the State Budget Officer; and declaring an emergency.

Engrossed **HB 480**—By Bullard, Langley (Adair), and Berry of the House and Anderson of the Senate—An Act relating to the receiving book of recording officers in counties, amending 19 O. S. 1941, § 289, to require record to be entered with reference to instruments to be recorded or filed whether by the county clerk or court clerk; and providing for prescription thereof.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 18, 23, 25, 61, 62, 220, 311, 364, 505, 337, 474,** as amended.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 141,** House Conferees named as follows: Trent, Wolfe, Nix.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 1**—By Harkey, Peak, Box and Garvin—An Act creating and establishing a classified employment system, guaranteeing to all citizens a fair and equal opportunity for public service, giving veterans preference in the State employment service, providing for all State employees to be governed on principles of merit and efficiency, providing for the proper administrative organization and personnel to carry the foregoing into effect, repealing all laws and parts of laws in conflict therewith, and declaring an emergency.

Engrossed **HB 52**—By Committee on Public Health—An Act relating to fluid market milk; dealing with labeling and grading of milk and milk products; prohibiting adulterated and misbranded milk and milk products; prescribing powers, duties, and functions of State Board of Health and State Commissioner of Health; providing for establishment and promulgation of rules and regulations; making violations of Act misdemeanors; providing that Act shall not prevent cities and towns from fixing higher standards of fluid market milk than those fixed by Act; and declaring an emergency.

Engrossed **HB 380**—By Field—An Act amending Section 1, Chapter 5A, Title 26, Page 88, Oklahoma Session Laws 1943, Section 11, Chapter 11, Title 26, Page 245, Oklahoma Session Laws 1947, and Section 1, Chapter 5, Title 26, Page 101, Oklahoma Session Laws 1945; relating to primary and general elections.

Engrossed **HJR 18**—By Haworth and Cannon of the House and Rogers of the Senate—A Joint Resolution authorizing the observance of the 125th anniversary of the establishment of Fort Gibson on the 21st day of April, 1949, with proper ceremonies; providing for the appointment of a committee on arrangements.

Engrossed **HJR 28**—By Allen and Disney—A Joint Resolution proposing an amendment to the Constitution of Oklahoma to be known as Article X, Section 9-A, authorizing, in addition to all other levies, an ad valorem tax levy for public library purposes of one (1) mill in any county by a majority vote of the qualified electors thereof; and providing for submission of said proposed amendment at a special election.

The above numbered **HBs** and/or **HRs** were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 191 and **206** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 191** and **206,** each as amended, were properly signed and ordered returned to the Honorable House.

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

EIGHTY-FIFTH
LEGISLATIVE DAY
Thursday, May 26, 1949

Pursuant to adjournment, the Senate met at 10:00 a. m., and was called to order by Senator Nance, who was designated the President Pro Tempore so to do.

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, Worthington.—30.

Excused: Carrier.—1.

Absent: Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

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.

COMMUNICATION:

The following communication from Honorable A. S. J. Shaw, State Auditor, and Secretary to the State Board of Equalization, together with copy of authenticated Resolution referred to therein, was received and ordered printed in the Journal, as follows:

Honorable James E. Berry,
President of the State Senate
Twenty-second Legislature of Oklahoma

Dear Mr. President:

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 May 23, 1949 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,

A. S. J. SHAW,
State Auditor and Secretary
State Board of Equalization.

STATE BOARD OF EQUALIZATION

The State Board of Equalization met in the Blue Room, State Capitol Building, Oklahoma City, Oklahoma, at 2:00 o'clock P. M. Tuesday, May 24, 1949, upon call of the Chairman and after due notice to each member of the Board.

PRESENT:

Honorable Roy J. Turner, Governor and Chairman
Honorable Mac Q. Williamson, Attorney General Vice-chairman
Honorable A. S. J. Shaw, State Auditor and Secretary
Honorable John D. Conner, State Treasurer
Honorable Wilburn Cartwright, Secretary of State
Honorable Chas. G. Morris, State Examiner and Inspector
Honorable Harold Hutton, President State Board of Agriculture

VISITORS:

Mr. Roger Phelps, State Budget Director
Mr. Paul W. Reed, Commissioner of Public Safety
Mr. Ernest Black, Oklahoma Tax Commission

A quorum being present the meeting was called to order by the Honorable Roy J. Turner, Governor and Chairman, and proceeded as follows:

Mr. Shaw moved the minutes of the meeting of April 15, 1949, be by the Board approved and adopted. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

THEREUPON, Mr. Williamson moved as follows: "Mr. Chairman, I move that the Board of Equalization proceed at this time to re-consider the estimates of this Board made on the 7th day of December, 1948, at which time the Board formally adopted estimated receipts to accrue, for the fiscal years 1949-50 and 1950-51, by reason of certain Legislation, enacted since the adoption of that estimate and resolution, which was filed with the House of Representatives, and the Senate of the State of Oklahoma, which resolution appears in the Journal of the Respective Houses, as of January 4, 1949." The motion was duly seconded by Mr. Shaw. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Upon invitation of the Board Mr. Paul W. Reed, Commissioner of Public Safety, and Mr. Roger Phelps, State Budget Director, gave detailed explanation of the adjusted estimate of revenues as estimated to accrue to the various funds of the State for the ensuing biennium; and the method used in compiling the figures as presented to the Board for consideration. In this connection Mr. Phelps called attention to the fact that the current (22nd) Session of the Legislature had passed and the Governor had signed (on the dates herein set forth) the following items of Legislation which will have the effect of providing additional revenues during the coming biennium;

House Bill No. 10, Relating to Operators' and Chauffers' Licenses Signed by the Governor on February 21, 1949.

House Bill No. 199, Relating to Coin Operated Machines Signed by the Governor on May 7, 1949.

After discussion and careful consideration of same, Mr. Morris moved that the three year average estimated to accrue to the General Revenue Fund, by the State Board of Equalization on December 7, 1948, in the amount of $51,341,299.23, be by the Board adjusted to eliminate the revenue from the fifty-cents Operators' and Chauffers' licenses, inasmuch as such fees are increased by new Legislation. Motion was duly seconded by Mr. Conner. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Mr. Conner moved that the estimate adopted by the Board on Dec. 7, 1948, based on the three year average of Revenues to accrue to the General Revenue Fund of the State, from Operators' and Chauffers' Licenses be adjusted; making the total $51,030,609.95. Motion was duly seconded by Mr. Shaw. All members present voted aye: whereupon the Chairman declared the motion unanimously carried.

Mr. Conner moved that the estimate of revenue from Operator's and Chauffers' Licenses as presented to the Board by the Department of Public Safety be adopted and fixed as the amount to accrue to the General Revenue Fund from House Bill No. 10, Regular Session 22nd Legislature, in the sum of $2,540,201.00 for the fiscal year ending June 30, 1950; and the sum of $1,157,892.00 for the fiscal year ending June 30, 1951. Motion was duly seconded by Mr. Cartwright. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Upon invitation of the Board Mr. Ernest Black explained and presented the figures and estimate of the State Tax Commission as to the revenues reasonably expected to accrue to the General Revenue Fund of the State from the operation of House Bill No. 199, of

the (22nd) Legislature, same placing a license fee upon coin-operated machines in the State for the coming biennium.

After full consideration by the Board, Mr. Shaw moved that the estimate of revenues to accrue to the General Revenue Fund from the licenses on coin-operated machines from House Bill No. 199 Regular Session Twenty-second Legislature, be by the Board approved and fixed at the sum of $600,000.00 for the fiscal year ending June 30, 1950; and the sum of $600,000.00 for the fiscal year ending June 30, 1951, as recommended by the Oklahoma Tax Commission. Motion was duly seconded by Mr. Cartwright. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Mr. Conner moved that the estimate of revenue to accrue to the General Revenue Fund by virtue of House Bill No. 35 Regular Session Twenty-second Legislature, be fixed by the Board at $127,600.00 for the fiscal year ending June 30, 1950; and $95,800.00 for the fiscal year ending June 30, 1951, subject however to the final passage of House Bill No. 35, by the present session of the Legislature. Motion was duly seconded by Mr. Morris. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

Mr. Cartwright moved that the total adjusted estimate of revenues to accrue to the General Revenue Fund for each year of the next biennium, same being the adjusted estimate of December 7, 1948, as increased by the revenue laws passed by the Twenty-second Session of the Legislature (set forth above) be fixed at the sum of $54,298,410.95 for the fiscal year ending June 30, 1950; and the sum of $52,884,301.95 for the fiscal year ending June 30, 1951. Motion was duly seconded by Mr. Conner. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

RECAPITULATION

GENERAL REVENUE FUND

	1949-50	1950-51
Adjusted Estimate	54,298,410.95	52,884,301.95
Original Estimate	51,341,299.23	51,341,299.23
	2,957,111.72	1,543,002.72

Mr. Morris moved that the Board of Equalization find that a cash balance exists in the Public Building Fund as of this date, which has not been appropriated by the Legislature in the amount of $379,973.44; and that the State Board of Equalization now estimate that the sum of $235,237.70 will accrue to the Public Building Fund in the State Treasury for the fiscal year ending June 30, 1950, and the sum of $235,237.70 will accrue to the Public Building Fund for the fiscal year ending June 30, 1951. Motion was duly seconded by Mr. Shaw. All members present voted aye; whereupon the Chairman declared the motion unanimously carried.

WHEREUPON, Mr. Conner moved seconded by Mr. Cartwright:

"RESOLVED: that the action of this Board as above set forth, be and become part of the minutes and permanent record of the Board; and that the Secretary prepare suitable copies thereof for the signatures of the members."

BE IT FURTHER RESOLVED, that a duly executed duplicate original of this Resolution and the Minutes adopting the same, evidenced by the signature of the members of the Board present at this meeting be delivered by messenger 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 on as follows: Gov-

ernor Turner, aye; Attorney General Williamson, aye; Mr. Shaw, State Auditor, aye; Mr. Conner, State Treasurer, aye; Mr. Morris, State Examiner and Inspector, aye; Mr. Cartwright, Secretary of State, aye; Mr. Hutton, President of the State Board of Agriculture, aye; Whereupon the Chairman declared the motion unanimously carried; and the Resolution duly adopted this 24th day of May, 1949.

ROY J. TURNER,
Governor.
A. S. J. SHAW,
State Auditor.
JOHN D. CONNER,
State Treasurer.
MAC Q. WILLIAMSON,
Attorney General.
WILBURN CARTWRIGHT,
Secretary of State.
CHAS. G. MORRIS,
State Examiner & Inspector.
HAROLD HUTTON, President,
State Board of Agriculture.

RESOLUTION

SR 27, BY HOWELL, RINEHART AND WORTHINGTON—A RESOLUTION COMMENDING BOYS STATE SPONSORED BY THE AMERICAN LEGION, DEPARTMENT OF OKLAHOMA.

By unanimous consent, **SR 27** was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 27—By Howell, Rinehart and Worthington.

A RESOLUTION COMMENDING BOYS STATE SPONSORED BY THE AMERICAN LEGION DEPARTMENT OF OKLAHOMA.

WHEREAS, young men from the various high schools in the State of Oklahoma have been selected to attend Boys State at the University of Oklahoma Campus from June 3 to June 11; and

WHEREAS, these young men have been selected on the basis of mental alertness, physical cleanliness, honesty, sportsmanship and cooperativeness; and

WHEREAS, those attending Boys State will receive complete training in the policies and practices of all municipal, county and State governmental agencies, thereby learning the operation of Government by actual participation; and

WHEREAS, Boys State, sponsored by The American Legion, is an outstanding Agency in developing good citizenship among the youth of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That we, the members of the Senate of the Twenty-Second Session of the Oklahoma State Legislature, do by this resolution, extend congratulations and best wishes for a successful and enjoyable session to all young Oklahomans in attendance at the 1949 Session of Boys' State.

Be it further resolved, that a copy of this resolution be mailed to the Oklahoma Department of The American Legion, to be read at the opening session of Boys' State.

Upon motion of Senator Howell, **SR 27** was declared adopted.

SR 27 was referred for engrossment.

RESOLUTION

SR 28, BY HOWELL, RINEHART AND WORTHINGTON—A RESOLUTION COMMENDING GIRLS' STATE SPONSORED BY THE AMERICAN LEGION AUXILIARY, DEPARTMENT OF OKLAHOMA.

By unanimous consent, **SR 28** was taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 28—By Howell, Rinehart and Worthington.

A RESOLUTION COMMENDING GIRLS' STATE SPONSORED BY THE AMERICAN LEGION AUXILIARY DEPARTMENT OF OKLAHOMA.

WHEREAS, young women from the various high schools in the State of Oklahoma have been selected to attend Oklahoma Girls' State at Oklahoma College for Women from June 4 to June 11, 1949; and

WHEREAS, these young women have been selected on the basis of mental alertness, physical cleanliness, honesty, sportsmanship and cooperativeness; and

WHEREAS, those attending Oklahoma Girls' State will receive complete training in the policies and practices of all municipal, county and State government agencies, thereby learning the operation of government by actual participation; and

WHEREAS, Oklahoma Girls' State, sponsored by The American Legion Auxiliary, is an outstanding Agency in development of good citizenship among the youth of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That we, the members of the Senate of the Twenty-Second Session of the Oklahoma Legislature, do by this resolution, extend congratulations and best wishes for a successful and enjoyable session of all young Oklahomans in attendance at the 1949 Session of Oklahoma Girls' State.

BE IT FURTHER RESOLVED, that a copy of this resolution be mailed to Mrs. J. Sam Johnson, Department President, The American Legion Auxiliary, to be read at the opening Session of Girls' State.

Upon motion of Senator Howell, **SR 28** was declared adopted.

SR 28 was referred for engrossment.

MESSAGES FROM HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **SB 294.**

The above numbered Bill, as amended in Conference was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 17, 40, 218,** and **271.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 19, 26, 153, 186, 305, 306, 313, 337, 448, 464, 559** and **561.**

The above numbered Enrolled Bills, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **HB 437.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 437** was read and consideration deferred for this day:

TO THE HONORABLE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE HONORABLE PRESIDENT OF THE SENATE:

We, your Conference Committee to whom was referred Engrossed House Bill No. 437, entitled:

AN ACT RELATING TO MENTAL HEALTH AND THE CARE, TREATMENT AND HOSPITALIZATION OF MENTALLY ILL, MENTALLY DEFECTIVE, AND EPILEPTIC PERSONS; CREATING A STATE DEPARTMENT OF MENTAL HEALTH AND DEFINING THE POWERS, FUNCTIONS AND DUTIES OF SUCH DEPARTMENTS; PROVIDING PROCEDURE FOR COMMITMENT OF

MENTALLY ILL, MENTALLY DEFECTIVE AND EPILEPTIC PERSONS TO INSTITUTIONS FOR THE CARE, TREATMENT AND SAFEKEEPING OF SUCH PERSONS; PROVIDING FOR JURY TRIAL BEFORE CERTIFICATION; REQUIRING DETERMINATION BY SUPERINTENDENT; CREATING POSITIONS IN THE STATE DEPARTMENT OF MENTAL HEALTH; PLACING ALL STATE INSTITUTIONS FOR THE CARE AND TREATMENT OF MENTALLY ILL, MENTALLY DEFECTIVE AND EPILEPTIC PERSONS UNDER THE CONTROL OF THE STATE DEPARTMENT OF MENTAL HEALTH; PROVIDING PENALTIES FOR ABUSE OR MIS-TREATMENT OF PATIENTS IN SAID INSTITUTIONS; PROVIDING PENALTIES FOR UNLAWFUL ORDER FOR ADMISSION; MAKING PROVISIONS OF ACT SEVERABLE; REPEALING CHAPTER 2, TITLE 35, PAGE 256, O. S. 1947 AND CONFLICTING LAWS; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendations:

1. That the House concur in Senate Amendments Nos. 1, 2 and 3.

2. That the following Conference Committee Amendments be adopted:

By striking the word "commitment" on Line 7 of the Title, and substituting therefor, the word "certification".

By striking the word "member" on line 5, page 4, and substituting therefor, the word "diplomate".

By striking the word "member" on line 7, page 5, and substituting therefor, the word "diplomate".

By striking the word "asylum", line 2, page 8, and substituting therefor, the words "hospital for mentally ill".

By striking all of Section 40, page 35 and renumbering the succeeding Sections.

Respectfully submitted,

HOUSE CONFEREES:

WILLIAMS,
CARD,
GARVIN.

SENATE CONFEREES:

HOPE,
BOECHER,
RITZHAUPT.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 144 and **SR 26** correctly engrossed.

SR 26, SCR 8, and **SBs 51, 66, 95** and **275**, correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 144,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SR 26** was properly signed and referred for enrollment.

Enrolled **SR 26** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCR 8** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 51, 66, 95** and **275,** after fourth reading, were, each, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

Engrossed **HB 357**—

By unanimous consent, **HB 357,** by Langley, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 372**—

By unanimous consent, **HB 372,** by Smalley and Harkey, was ordered

printed and placed upon the calendar without reference to a committee.

Engrossed **HB 480**—

By unanimous consent, **HB 480,** by Bullard et al. of the House, and Anderson of the Senate, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 567**—Appropriations.

Engrossed **HB 1**—Revenue and Taxation.

Engrossed **HB 380**—

By unanimous consent, **HB 380,** by Field, was ordered printed and placed upon the calendar without reference to a committee.

Engrossed **HB 52**—Game and Fish.

Engrossed **HJR 28**—Revenue and Taxation.

Engrossed **HJR 18**—

Upon motion of Senator Rogers, **HJR 18,** by Haworth and Cannon of the House and Rogers of the Senate, was ordered printed and placed upon the calendar without reference to a committee.

GENERAL ORDER

HB 213, by Haworth et al., was read and considered.

By unanimous consent, **HB 213** was advanced to engrossment and third reading.

By unanimous consent, **HB 213** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 213 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Cobb, Connell, Dacus, Emery, Fine, Gary, Gooldy, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, Worthington.—23.

Not Voting: Anderson, Collins, Hope, Howell, Jelks, McClendon, Mahan.—7.

Absent: Baldwin, Binns, Boecher, Cartwright Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

Excused: Carrier.—1.

The bill was declared passed.

The vote on the emergency was temporarily deferred.

GENERAL ORDER

HB 401, by Harkey of the House, and Gary of the Senate, was read and considered.

By unanimous consent, **HB 401** was advanced to engrossment and third reading.

By unanimous consent, **HB 401** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 401 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller, Worthington.—30.

Absent: Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

Excused: Carrier.—1.

The bill was declared passed.

The vote on the emergency was temporarily deferred.

GENERAL ORDER

HB 232, by Harkey and Russell of the House, and Gary of the Senate, was read and considered.

By unanimous consent, **HB 232** was advanced to engrossment and third reading.

By unanimous consent, **HB 232** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 232 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Speck, Thompson, Walker, Waller, Worthington.—23.

Nays: Ballinger, Hope, McClendon, Medlock, Rogers.—5.

Not Voting: Howell, Jelks.—2.

Absent: Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

Excused: Carrier.—1.

The bill was declared passed.

The vote on the emergency was temporarily deferred.

GENERAL ORDER

HB 408, by Boatman et al. of the House, and Baldwin et al. of the Senate, was read and considered.

By unanimous consent, **HB 408** was advanced to engrossment and third reading.

By unanimous consent, **HB 408** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 408 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cobb, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, Worthington.—27.

Not Voting: Collins, Jelks, Rinehart. —3.

Absent: Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Walker, Waller. Worthington.—30.

Absent: Baldwin, Binns, Boecher, Cartwright, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, Seaman, White.—13.

Excused: Carrier.—1.

The emergency was declared passed.

HB 408 was properly signed and ordered returned to Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 328—Roads and Highways.

HB 569—Local, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 18, 23, 25, 54, 61, 218, 220, 311, 323, 365, 368, 383, 384** and **411.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Hope moved that the Senate

perate under the call of the Senate, hich motion prevailed.

Upon motion of Senator Howell, Sen- tor Carrier was excused for this legis- tive day.

The roll of the Senate being called, ie following were shown absent: Sen- tors Baldwin, Binns, Boecher, Cart- right, Collins, Cook, Counts, Cowden, inder, Grim, Jarman, Jelks, Mahan, inehart, Ritzhaupt, Seaman and White.

The Sergeant-at-Arms was instructed) notify immediately the absent mem- ers of the Senate's order.

Senators Rinehart, Mahan and Jelks sked to be recorded present, which was ie order.

Senator Lowery moved that the Sen- te recall from the Honorable House, **IB 93,** by Reynolds et al., for further onsideration.

Senator Mahan moved that the Low- ry motion be tabled, which motion was eclared adopted.

Senators Collins, Cartwright and Sea- an asked to be recorded present, which as the order.

ENERAL ORDER

HB 426, by Davidson, was read and onsidered.

Upon motion of Senator Price, **HB 26** was advanced to engrossment and hird reading.

By unanimous consent, **HB 426** was onsidered engrossed and placed upon ird reading and final passage.

HIRD READING

HB 426 was read for the third time t length.

On the question of passage of Bill, he roll call resulted as follows:

Ayes: Anderson, Ballinger, Cart- right, Collins, Connell, Dacus, Emery, ine, Gary, Gooldy, Hope, Jelks, Leon- rd, Logan, McClendon, Mahan, Med- ock, Nance, Nevins, Porter, Price, Rine- art, Rogers, Speck, Thompson, Walker, -26.

Nay: Cobb, Howell, Lowery, Seaman, Waller, Worthington.—6.

Excused: Carrier.—1.

Absent: Baldwin, Binns, Boecher, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, White.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller.—30.

Nays: Cobb, Worthington.—2.

Excused: Carrier.—1.

Absent: Baldwin, Binns, Boecher, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, White.—11.

The emergency was declared passed.

HB 426 was referred for engrossment.

GENERAL ORDER

HB 214, by Allen, was read and considered.

Upon motion of Senator Price, **HB 214** was advanced to engrossment and third reading.

By unanimous consent, **HB 214** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 214 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—32.

Absent: Baldwin, Binns, Boecher, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, White.—11.

Excused: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Speck, Thompson, Walker, Waller, Worthington.—32.

Absent: Baldwin, Binns, Boecher, Cook, Counts, Cowden, Ginder, Grim, Jarman, Ritzhaupt, White.—11.

Excused: Carrier.—1.

The emergency was declared passed.

HB 214 was referred for engrossment.

Senators Cowden and White asked to be recorded present, which was the order.

GENERAL ORDER

HB 487, by Burton et al. of the House, and Binns of the Senate, was read and considered.

Senator Leonard moved to amend **HB 487,** line 5, page 5, by inserting after the word, "board," and before the word, "as." a period, and striking the remainder of line 5, which amendment was declared adopted.

Senator Leonard moved to amend **HB 487,** line 7, page 10, by striking after the word, "basin," the period, and inserting in lieu thereof, a comma, and adding the following, "and by mailing notices thereof by registered mail to all incorporated municipalities within a radius of twenty-five (25) miles of the ground water basin," which amendment was declared adopted.

Senator Leonard moved to amend **HB 487,** line 6, page 15, by adding after the word, "held," a new sentence as follows: "Said appeal shall be taken by filing a petition for hearing de novo in the District Court where the land is situated within thirty (30) days after the decision of the board. The notices and proceedings for such hearing and adjudication shall be the same as that required by Section 9 herein for hearing on the determination of water rights," which amendment was declared adopted.

Senator Ballinger moved to amend **HB 487,** Section 19, page 17, line 18, by striikng the word, "or," after the word, "health," and before the word, "the," and inserting in lieu thereof, a comma, and inserting after the word, "health," and before the word, "insofar," a comma, and the words, "or the Corporation Commission," which amendment was adopted by unanimous consent.

Senator Ballinger moved to amend **HB 487,** Section 2, paragraph 5 thereof, page 3 on lines 6, 8, and 10, by inserting after the word, "(a)" and before the word, "taking," the words, "the wilful," and by inserting after the word, "(b)," and befor the word "Transporting," the words, "The wilful," and by inserting after the word "(c)," and before the word, "Permitting," the word, "Wilfully," and after the word, "(d)" and before the word, "Permitting," the word, "Wilfully."

Senators Ritzhaupt, Binns, Cook, Counts and Baldwin asked to be recorded present, which was the order.

Senator Cobb moved that the Ballinger amendment be tabled, which motion prevailed.

Senator Ballinger moved to amend **HB 487,** line 1, page 2, Section 2, by inserting after the word, "mean," and before the word, "water," in the first paragraph, the word, "artesian."

Senator Leonard moved to table the Ballinger motion, which motion prevailed.

By unanimous consent, **HB 487,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 487,** as

amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 487 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—37.

Nays: Price, Rinehart.—2.

Absent: Boecher, Ginder, Grim, Jarman.—4.

Excused: Carrier.—1.

The bill was declared passed.

HB 487 was referred for engrossment.

PENDING ROLL CALL ON EMERGENCY CLAUSE TO HB 232:

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Howell, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Baldwin, Ballinger, Hope, Jelks, McClendon, Medlock, Rogers.—7.

Excused: Carrier.—1.

Absent: Boecher, Ginder, Grim, Jarman.—4.

The emergency was declared passed.

HB 232 was properly signed and ordered returned to Honorable House.

Senator Walker asked unanimous consent that Senator Grim be excused for the remainder of this legislative day, which was the order.

PENDING ROLL CALL ON EMERGENCY CLAUSE ON HB 401:

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Carrier, Grim.—2.

Absent: Boecher, Ginder, Jarman.—3.

The emergency was declared passed.

HB 401 was properly signed and ordered returned to Honorable House.

PENDING ROLL CALL ON EMERGENCY CLAUSE ON HB 213:

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—39.

Excused: Carrier, Grim.—2.

Absent: Boecher, Ginder, Jarman.—3.

The emergency was declared passed.

HB 213 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 294 correctly enrolled.

Enrolled **SB 294,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Rinehart moved that the Senate recess until 1:00 p. m., which motion prevailed.

AFTERNOON SESSION

At 1:00 p. m., the Senate reassembled, with the President presiding.

Senators Boecher, Jarman and Ginder asked to be recorded present, which was the order.

GENERAL ORDER

HB 291, by Tiffany et al., was read and considered.

Upon motion of Senator Walker, **HB 291** was advanced to engrossment and third reading.

Senator Mahan moved that the Call be ordered lifted.

Senator Connell moved to table the Mahan motion.

Senator Cobb, in lieu of all pending motions, that Senator Ritzhaupt be designated temporary Floor Leader and that the Senate proceed with business to come before it, which motion was declared adopted.

Senator Collins asked to be excused for 30 minutes, which was the order.

GENERAL ORDER

HB 162, by Burkhart et al., was read and considered.

Upon motion of Senator Ritzhaupt, **HB 162** was advanced to engrossment and third reading.

Senator Nance made the observation that when the Senate recessed to meet at 1:00 p. m., the Call under which the Senate was working was automatically lifted, which observation was agreed to by the President.

By unanimous consent, **HB 162** was considered engrossed and placed upon third and final passage.

THIRD READING

HB 162 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldgin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, W a l k e r, Waller, White, Worthington.—36.

Not Voting: Counts, Hope, Jelks, Lowery, Porter.—5.

Excused: Carrier, Collins, Grim.—3.

The bill was declared passed.

HB 162 was referred for engrossment.

Senator Ballinger moved that the Senate operate under a Call, which motion was declared adopted.

Upon the roll being called, the following were noted absent: Senators Counts, Jarman, Jelks, Lowery, McClendon, Mahan and Porter.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

Senators Counts, Mahan, Lowery, Jarman, McClendon, Jelks and Porter asked to be recorded present, which was the order.

Senator Nance asked that Allen Bryan, of Oklahoma City, be made an Honorary Page for this legislative day, which was the order.

Senator Medlock asked that Jamie Ellen and Michele Ann Applebee, 2 and 6 years of age respectively, be made Honorary Assistant Journal Clerks for this legislative day, which was the order.

PENDING CONSIDERATION OF CONFERENCE COMMITTEE REPORT ON HB 437:

Upon motion of Senator Rinehart, the Conference Committee Report on **HB 437** was declared adopted.

President Pro Tempore Logan presiding.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended and **HB 437,** as

amended in Conference was placed on final passage.

HB 437, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Carrier, Collins, Grim.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Carrier, Collins, Grim.—3.

The emergency was declared passed.

HB 437, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF HAs TO SB 76:

Upon motion of Senator Rinehart, the Senate concurred in **HAs to SB 76.**

SB 76, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—38.

Nays: Connell, Walker.—2.

Not Voting: Nance.—1.

Excused: Carrier, Collins, Grim.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—38.

Nays: Connell, Walker.—2.

Not Voting: Nance.—1.

Excused: Carrier, Collins, Grim.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Collins asked to be recorded present, which was the order.

PENDING CONSIDERATION OF HAs TO SB 126:

Upon motion of Senator Rinehart, the Senate concurred in **HAs to SB 126.**

SB 126, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery McClendon, Mahan, Med-

lock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington. —40.

Nays: Walker.—1.

Excused: Carrier, Grim.—2.

Not Voting: Nance.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington. —40.

Nays: Walker.—1.

Excused: Carrier, Grim.—2.

Not Voting: Nance.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAs TO SB 133:

Upon motion of Senator Rinehart, **SB 133,** as amended by the Honorable House, was ordered stricken from the Calendar.

GENERAL ORDER

HB 13, by Wallace (Oklahoma), was read and considered.

Upon motion of Senator Thompson, **HB 13** was advanced to engrossment and third reading.

Upon motion of Senator Thompson, the rules of the Senate were suspended and **HB 13** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 13 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Cartwright, Connell, Cook, Counts, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, Mahan, Medlock, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, White, Worthington.—25.

Nays: Baldwin, Ballinger, Cobb, Collins, Cowden, Dacus, Gooldy, Logan, Lowery, McClendon, Nance, Nevins, Porter, Price, Rogers, Speck, Waller.—17.

Excused: Carrier, Grim.—2.

The bill was declared passed.

Senator Cobb moved that the vote be reconsidered by which **HB 13** was declared passed, which motion failed of adoption, the roll call thereon being as follows:

Ayes: Cobb, Cowden, Dacus, Gooldy, Logan, Lowery, Nance, Nevins, Porter, Price, Speck, Waller.—12.

Nays: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Emery, Fine, Gary, Ginder, Hope, Howell, Jarman, Jelks, Leonard, McClendon, Mahan, Medlock, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington. —29.

Excused: Carrier, Grim.—2.

Not Voting: Collins.—1.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 27 and **28** each correctly engrossed.

HBs 162, 214, 426 and **487** each correctly engrossed. .

Engrossed **SRs 27** and **28** were each properly signed and ordered referred for enrollment.

Engrossed **SAs** to and Engrossed **HBs**

162, 214, 426 and **487,** each as amended, were properly signed and ordered returned to the Honorable House.

PENDING ROLL CALL ON EMERGENCY SECTION TO HB 13:

On the question of passage of emergency to **HB 13,** the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Counts, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, McClendon, Mahan, Medlock, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—32.

Nays: Cobb, Collins, Dacus, Logan, Lowery, Nance, Nevins, Porter, Price, Speck.—10.

Excused: Carrier, Grim.—2.

The emergency was declared passed.

HB 13 was properly signed and ordered returned to Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 93, 505,** and **474.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 8.**

The above numbered Enrolled Resolution was referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 66, 275, 294, 51,** and **95.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 27 and **28** correctly enrolled.

Enrolled **SRs 27** and **28** were properly signed and ordered referred to the Secretary of State.

PENDING REQUEST FOR CONFERENCE ON SB 287:

Senator Rinehart asked unanimous consent, which was granted, that the order of the Senate, refusing to concur in **HAs** to **SB 287** and requesting a Conference, be rescinded.

Upon motion of Senator Rinehart, the Senate concurred in **HAs** to **SB 287.**

SB 287, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Ginder.—1.

Not Voting: Collins.—1.

Excused: Carrier, Grim.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Counts, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—40.

Nays: Ginder.—1.

Not Voting: Collins.—1.

Excused: Carrier, Grim.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 165**—By Committee on Local, State and Federal Government—An Act fixing the annual salaries of elective State officers holding executive, administrative, and judicial offices; providing the said executive and administrative salaries shall not be in effect during the current constitutional or statutory terms of office of said officers; making certain exceptions; repealing conflicting laws; making provisions of this Act severable; and declaring an emergency.

Enrolled **SB 201**—By Ritzhaupt, Rinehart, Price of the Senate, and Lance, Andrews, Camp, Reynolds (Oklahoma) of the House—An Act relating to street improvements; amending Sections 83, 84, 85, 87, 89, 100, 101, 102, 105, 108 and 114, Title 11 Chapter 3, Oklahoma Statutes of 1941, and providing for aid by the State Highway Commission, in its discretion, in payment of cost of street improvements where such improvements are a part of the State highway system, repealing all laws in conflict herewith; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising the filing by him with the Secretary of State of:

Enrolled **SJR 3**—By Thompson of the Senate, and Evans and Tate of the House—A Joint Resolution proposing that the Governor shall inform the President of the United States, the Secretary of State of the United States, the Speaker of the House of Representatives of the United States, and the President of the Senate of the United States, and each member of the Oklahoma delegation in Congress, that it is the wish of the people of Oklahoma that the delegates of the United States to the United Nations propose or support amendments to the charter of the United Nations which will strengthen the United Nations and make it a world federal government able to prevent war; providing that this Resolution shall not be effective until approved by the people; and providing for its submission.

GENERAL ORDER

Senator Cartwright asked for consideration of **HJR 11**, as amended by Senate Committee on Revenue and Taxation, which was the order.

Senator Gary moved that **HJR 11** be re-referred to the Committee on Revenue and Taxation.

Senator Baldwin moved to table the Gary motion, which motion by unanimous consent be withdrew.

The vote occurring on the Gary motion, it was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Ballinger, Cobb, Connell, Counts, Cowden, Dacus, Emery, Fine, Gary, Ginder, Hope, Howell, Jelks, Leonard, McClendon, Medlock, Nance, Price, Seaman, Speck, Thompson, Walker, Waller, Worthington.—25.

Nays: Baldwin, Binns, Boecher, Cartwright, Collins, Cook, Gooldy, Jarman, Logan, Lowery, Mahan, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, White.—17.

Excused: Carrier, Grim.—2.

Senator Nance presiding.

Senator Thompson asked to be excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Rinehart, the Senate recessed until 4:30 p. m.

At 4:30 p. m., the Senate reassembled, with the President presiding.

Senator Leonard asked unanimous consent, which was granted, that the Honorable House be requested to return **HB 487**, by Burton et al of the House and Binns et al of the Senate, for the purpose of correction.

Senator Cowden asked that Vicki Gayle and Norris G. Henthorne III, be made Honorary Assistant Journal Clerk and Honorary Page, respectively, for the remainder of this legislative day, which was the order.

Senators Cowden and Gary asked to be excused for the remainder of this legislative day, which was the order.

Senator Nance asked unanimous consent to be excused temporarily, which was the order.

Senator Binns asked unanimous consent that Sherrye Anne and Billy Kent Waller, young daughter and son of Senator Waller, be made Honorary Assistant Journal Clerk, and Honorary Page, respectively, for this legislative day, which was the order.

GENERAL ORDER

HB 224, by Eubanks, was read and considered.

Senator Baldwin moved to amend **HB 224,** page 1, Section 1, line 3, by striking the first two words on line 3, "Every insurance," and substituting the words, "No domestic," which amendment was adopted by unanimous consent.

Senator Baldwin moved to amend **HB 224,** page 1, Section 1, by striking the words, "doing business in this State," on lines 3 and 4, which amendment, by unanimous consent, was adopted.

Senator Baldwin moved to amend **HB 224,** page 1, by inserting the word, "except," on line 5 before the words, "as follows," which amendment was adopted by unanimous consent.

Senator Baldwin moved to amend **HB 224,** line 8, page 3, by striking after the word, "business," the words, "or residential," and on lines 9 and 10, page 3, after the word, "business," by striking the words, "or residential," which amendment was adopted by unanimous consent.

Upon motion of Senator Baldwin, **HB 224,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended, and **HB 224,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Nance asked to be recorded present, which was the order.

THIRD READING

HB 224 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Collins, Connell, Emery, Fine, Gooldy, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, White.—26.

Nays: Boecher, Cartwright, Cobb, Cook, Dacus, Ginder, Hope, Howell, McClendon, Walker, Waller, Worthington. —12.

Excused: Carrier, Counts, Cowden, Gary, Grim, Thompson.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Collins, Connell, Cook, Emery, Fine, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, Waller, White.—31.

Nays: Boecher, Cartwright, Cobb, Dacus, Ginder, Howell, Worthington.—7.

Excused: Carrier, Counts, Cowden, Gary, Grim, Thompson.—6.

The emergency was declared passed.

HB 224 was referred for engrossment.

Senator Connell asked to be excused for the remainder of this legislative day, which was the order.

Senator Waller asked to be excused for thirty minutes, which was the order.

GENERAL ORDER

HB 83, by Anglin, was read and considered.

Consideration of **HB 83** was deferred temporarily.

HB 454, by Card and Larason, was read and considered.

Senator Lowery moved that **HB 454** be stricken from the calendar, which motion he withdrew.

Upon motion of Senator Lowery, **HB 454** was advanced to engrossment and third reading.

Upon motion of Senator Lowery, the rules of the Senate were suspended, and **HB 454** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 454 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Mahan, Nance.—2.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Mahan, Nance.—2.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller. —8.

The emergency was declared passed.

HB 454 was properly signed and ordered returned to Honorable House.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 293—Penal Institutions.

HB 498—Penal Institutions.

GENERAL ORDER

HB 139, by Langley (Adair), was read and considered.

Upon motion of Senator Anderson, **HB 139** was advanced to engrossment and third reading.

By unanimous consent, **HB 139** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 139 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Ballinger, Rogers.—2.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller. —8.

The bill was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Seaman, Speck, Walker, White, Worthington.—34.

Nays: Ballinger, Rogers.—2.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller.—8.

The emergency was declared passed.

Senator Anderson asked unanimous consent, which was granted, to amend **HB 139,** lines 4 and 11, page 2, by striking the words, "Public instruction," and inserting in lieu thereof, the word, "Schools," which amendment was adopted.

HB 139, as amended, was ordered referred for engrossment.

GENERAL ORDER

Senator Rinehart moved that **HB 122,** by Langley (Muskogee), be stricken from the calendar. which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 76 and **287** correctly enrolled.

Enrolled **SB 76,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Cook presiding.

Enrolled **SB 287,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Berry presiding.

MESSAGE FROM THE HOUSE

Returning Engrossed **HB 487,** as amended by the Senate, for correction, as requested.

Senator Leonard asked unanimous consent, which was granted, that **HB 487** be referred to the Enrolling and Engrossing Committee for correction.

GENERAL ORDER

HJR 13, by Langley, was read and considered.

Senator Ballinger moved to amend **HJR 13,** as follows:

By striking the title thereof and everything thereafter and substituting the following therefor:

"A HOUSE JOINT RESOLUTION AUTHORIZING THE APPOINTMENT OF AN INTERIM COMMITTEE TO INVESTIGATE INSURANCE RATES IN OKLAHOMA AND REPORT TO THE TWENTY-THIRD LEGISLATURE; PROVIDING FOR THE PAYMENT OF COMMITTEE EXPENSES FROM THE APPROPRIATION FOR THE LEGISLATURE; AND DECLARING AN EMERGENCY.

Section 1. Be it resolved by the House of Representatives and the Senate of the Twenty-second Oklahoma Legislature that the Speaker of the House of Representatives be and he is hereby authorized and directed to appoint a Committee of five (5) members of the House of Representatives for the purpose of making a full and complete investigation of insurance rates and the regulation of insurance rates in Oklahoma during the interim between the Twenty-second and the Twenty-third Oklahoma Legislatures with full power to conduct hearings summon witnesses and compel the giving of testimony by all persons so summoned before it, and that said committee shall report its findings in writing to the House of Representatives and the Senate of the Twenty-third Oklahoma Legislature, together with such conclusions and recommendations as it may consider warranted, particularly as to needed legislation with respect to the regulation of insurance rates in Oklahoma.

Section 2. The committee is hereby authorized to spend not to exceed the sum of Seven Thousand Five Hundred Dollars ($7,500.00), or so much thereof as may be necessary, to meet the necessary expenses in connection with such investigation and for the purpose of carrying out the provisions of this Resolution, and said expenses shall be paid out of the appropriations made to the House of Representatives on the claims approved by the Speaker.

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", which amendment was declared failed of adoption.

Senator Ballinger moved to strike **HJR 13** from the calendar, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 487, corrected and correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 487,** as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Cobb asked for consideration of **HB 231,** by Roberson, which was the order.

Senator Cobb moved that **HB 231** be stricken from the calendar.

Senator McClendon moved to table the Cobb motion.

By unanimous consent, Senators Cobb and McClendon withdrew their motions.

HB 231 was read and considered.

Upon motion of Senator McClendon, **HB 231** was advanced to engrossment and third reading.

By unanimous consent, **HB 231** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 231 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Dacus, Emery, Fine, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—29.

Nays: Cobb, Collins, Ginder, Gooldy, Logan, Mahan, Medlock.—7.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller. —8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Dacus, Emery, Fine, Hope, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—30.

Nays: Cobb, Collins, Ginder, Gooldy, Logan, Mahan.—6.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller.—8.

The emergency was declared passed.

HB 231 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 224 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 224,** as amended, was properly signed and ordered returned to the Honorable House.

REFERRING FURTHER TO HB 83:

Senator Nance moved to amend **HB 83** by striking Section 2 of said bill, and substituting therefor the following:

"Section 2. Until the second Monday

in January, 1951, each of said members of the Corporation Commission shall receive as compensation for the services required by this Act the sum of $2500.00 annually, payable monthly. On the second Monday of January, 1951, that member of the Corporation Commission whose term expires on the second Monday in January, 1953, and that member of the Corporation Commission whose term expires on the second Monday in January, 1955, shall receive as compensation for the services required by this Act the sum of $4000.00 annually, payable monthly. Said compensation shall extend through the term for which each such member has heretofore been elected; such sums to be paid from the Conservation Fund until such time as such compilation and annotation has been completed, or until the salary schedule for Corporation Commissioners, fixed and provided for the members of the Corporation Commission in **SB 165,** Session Laws, 1949, shall become effective as to each such member of the Corporation Commission", which amendment was declared adopted.

Senator Nance moved that **HB 83,** as amended. be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Nance, the rules of the Senate were suspended, and **HB 83,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 83 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—32.

Nays: Boecher, Ginder, Mahan, Rinehart.—4.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Cartwright, Cobb, Collins, Cook, Dacus, Emery, Fine, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Rogers, Seaman, Speck, Walker, White, Worthington.—32.

Nays: Boecher, Ginder, Mahan, Rinehart.—4.

Excused: Carrier, Connell, Counts, Cowden, Gary, Grim, Thompson, Waller.—8.

The emergency was declared passed.

HB 83 was referred for engrossment.

Senator Fine asked unanimous consent, to which Senator Logan objected, that the Senate rescind its action in striking from the Calendar **SB 133,** as amended by the Honorable House.

Senator Fine moved that the vote be reconsidered by which **SB 133,** as amended by the Honorable House, was stricken from the Calendar.

Senator Logan moved to table the Fine motion, which motion was declared adopted.

Senator Fine moved that **SB 133,** as amended by the Honorable House, be placed on the Calendar for consideration.

Senator Logan raised a point of order against the Fine motion, which was sustained, stating the effect of the motion identical to the motion tabled.

Senator Fine moved to lift his motion —to reconsider the vote by which **SB 133,** as amended by the Honorable

House, was stricken from the Calendar —from the table.

Senator Logan raised a point of order against the Fine motion, stating the effect of the motion identical to the motion previously tabled, which point of order was overruled by the President.

The vote occurring on the Fine motion, it was declared adopted.

Senator Fine moved that **SB 133,** as amended by the Honorable House, be placed on the Calendar for further consideration.

Senator Logan moved to table the Fine motion.

Upon a standing vote being taken on the Logan motion, it resulted in 15 AYES and 15 NAYS, following which the President cast a NAY vote, declaring the Logan motion failed of adoption.

GENERAL ORDER

Senator Ballinger moved that **HCR 21,** by Bailey (Craig) of the House and Gooldy of the Senate, be stricken from the Calendar.

Senator Nevins raised a point of order against the Ballinger motion, stating by previous order of the Senate the Floor Leader would be followed in the arrangement and consideration of bills on the Calendar, which point of order was sustained.

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

Senator Logan moved to amend the Nevins' motion by striking "10:00 a. m." and inserting "9:00 a. m.," which amendment was declared adopted.

Senator Price presiding.

The vote occurring on the Nevins' motion, as amended, it was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 68,** as amended.

HAs to **SB 68** read as follows and consideration deferred for this day:

AMENDMENT NO. 1. Section 1, Page 1, Line 19, of Engrossed Senate Bill No. 68, by adding the following language after the period "Provided that Speaker of the House of Representatives shall be Chairman during the interim following each even numbered session."

AMENDMENT NO. 2. Section 2, Page 1, Lines 23 and 24, of Engrossed Senate Bill No. 68, by changing words and figures ten (10) to "eight (8)" and words and figures fifteen (15) to "sixteen(16)."

AMENDMENT NO. 3. Section 2, Page 1, Line 27, of Engrossed Senate Bill No. 68, by striking words "in such manner"., also Line 28, by adding after words district the word "equal".

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 141** was read and consideration deferred for this day:

MR. PRESIDENT OF THE SENATE
AND MR. SPEAKER OF THE HOUSE:

We, your Conference Committee, who was appointed as the conferees on Committee Substitute for Engrossed Senate Bill No. 141, beg to report that we have had the same under consideration, and make the following recommendations:

We recommend the following amendment, to be inserted between lines 8 and 9 on page 2 of said bill, which amendment reads as follows:

"After the acquirement is consummated by the State Game and Fish Department, it shall be used for a game reserve for the advancement of wild life in the State of Oklahoma, and said Department shall improve the same with lakes and recreational areas and other things, which in the discretion of the Department shall be for the advancement, benefit and welfare of the wild game and fish life of the State."

We, your Conference Committee rec-

ommend that the report of said conference be adopted.

HOUSE CONFEREES:
TRENT
NIX
STIPE
WOLFE
RIGGS.

SENATE CONFEREES:
BINNS
SEAMAN.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 4, 190, 247,** each, as amended.

HA to **SB 4** read as follows, and consideration deferred for this day:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 4 —By House Committee on Transportation.

AN ACT REGULATING THE LIGHTING EQUIPMENT ON ALL VEHICLES; BRAKE REQUIREMENTS FOR ALL VEHICLES; THE USE OF SAFETY GLASS; THE REQUIREMENTS OF ALL DRIVERS OF COMMERCIAL VEHICLES STOPPED ON OR ADJACENT TO THE HIGHWAY WITH REFERENCE TO THE PROTECTION OF OTHER TRAFFIC; AMENDING SECTIONS 131 132, 133, 141, 142, 143, 144, AND 145, OF TITLE 47, O. S. 1941; AND DECLARING THE PROVISIONS OF THIS ACT SEVERABLE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. (a) It is a misdemeanor and punishable by fine of not more than Ten Dollars ($10.00) for any person convicted of violation of any provisions of this Section, except as hereinafter provided, to drive, or move, or for the owner to cause, or knowingly permit to be driven, or moved, on any highway, any vehicle, or combination of vehicles, which is in such unsafe condition as to endanger any person, or which does not contain those parts, or is not at all times equipped with such lamps and other equipment, in proper condition and adjustment, as required in this Section, or which is equipped in any manner in violation of this Section, or for any person to do any act forbidden, or fail to perform any act required under this Section.

Nothing contained in this Section shall be construed to prohibit the use of additional parts and accessories on any vehicle not inconsistent with the provision of this Section.

The provisions of this Section with respect to equipment on vehicles shall not apply to implements of husbandry, road machinery, roadrollers, or farm tractors except as herein made applicable.

(b) Every vehicle upon a highway within this State, at any time from a half hour after sunset, to a half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible, persons and vehicles on the highway at a distance of five hundred feet (500') ahead shall display lighted lamps and illuminating devices as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles as hereinafter stated.

Whenever requirement is hereinafter declared as to the distance from which certain lamps and devices shall render objects visible, or within which such lamps or devices shall be visible, said provisions shall apply during the times stated in paragraph (b) of this Section upon a straight, level, unlighted highway under normal atmospheric conditions unless a different time or condition is expressly stated.

Whenever requirement is hereinafter declared as to the mounted height of lamps or devices it shall mean from the center of such lamp or device to the level ground upon which the vehicle stands.

(c) Every motor vehicle other than a motorcycle, motorscooter, or motor-

ized bicycle shall be equipped with at least two headlamps, with at least one (1) on each side of the front of the motor vehicle, which head lamps shall comply with the requirements and limitations set forth in this Section.

Every motorcycle, motorscooter, or motorized bicycle shall be equipped with at least one (1), and not more than two (2), head lamps which shall comply with the requirements and limitations of this Section.

(d) Every motor vehicle, trailer, semi- trailer and pole trailer, and any other vehicle which is being drawn at the end of a train of vehicles, shall be equipped with at least two (2) tail lamps mounted on the rear, which when lighted as hereinafter required, shall emit a red light plainly visible from a distance of five hundred feet (500') to the rear, provided, that in the case of a train of vehicles only the tail lamp on the rearmost vehicle need actually be seen from the distance specified.

Either a tail lamp or a separate lamp shall be so constructed and placed as to illuminate with a white light the rear registration plate and render it clearly legible from a distance of fifty feet (50') to the rear. Any tail lamp or tail lamps, together with any separate lamp for illuminating the rear registration plate, shall be so wired as to be lighted whenever the head lamps or auxiliary driving lamps are lighted.

(e) Every new motor vehicle hereafter sold and operated upon a highway other than a truck tractor shall carry on the rear, either as a part of the tail lamps, or separately, two (2) red reflectors meeting the requirements of this paragraph, except that vehicles of the type mentioned in paragraph (g) shall be equipped with reflectors as required in those sections applicable thereto.

Every such reflector shall be mounted on the motor vehicle at a height not less than twenty-four (24") inches nor more than sixty (60") inches above the ground on which the vehicle stands and shall be of such size and characteristics and so maintained as to be visible at night from all distances within three hundred (300') feet to thirty (30') feet from such vehicle except that visibility from a greater distance is hereinafter required of reflectors on certain types of vehicles.

(f) The paragraphs of this Act immediately following relating to clearance and marker lamps, reflectors, and stop lights shall apply as stated in said paragraphs to vehicles of the type herein enumerated, namely passenger buses, trucks, truck tractors, and certain trailers, semi-trailers, and pole trailers, respectively, when operated upon any highway and said vehicles shall be equipped as required and all lamp equipment required shall be lighted at the times mentioned in paragraph (b) except that clearance and side marker lamps need not be lighted on any said vehicles when operated within any municipality where there is sufficient light to render clearly discernible persons and vehicles on the highway at a distance of five hundred (500') feet.

(g) In addition to other equipment required in this Act the following vehicles shall be equipped as herein stated under the conditions stated in paragraph (f).

(1) On every bus or truck, whatever its size, there shall be the following:

(a) On the front, two head lamps, one at each side.

(b) On each side, one reflector at or near the rear.

(c) On the rear, one tail lamp, one stop lamp, and two reflectors, one at each side.

(2) Every bus or truck seventy (70") inches or more in overall width and less than thirty (30') feet in overall length shall have the following:

(a) On the front, two (2) head lamps, one (1) at each side.

(b) On the front, two (2 clearance lamps, one (1) at each side.

(c) On each side, one (1) reflector at or near the rear.

(d) On the rear, one (1) tail lamp, one (1) stop lamp, two (2) clearance lamps, one (1) at each side, and two (2) reflectors, one (1) at each side.

(3) Every bus or truck, thirty feet (30') or more in over-all length shall have the following:

(a) On the front, two (2) head lamps, one (1) at each side.

(b) On the front, two (2) clearance lamps, one (1) at each side.

(c) On each side, one (1) side marker lamp at or near the front.

(d) On each side, one (1) side-marker lamp at or near the rear.

(e) On each side, one (1) reflector at or near the front.

(f) On each side, one (1) reflector at or near the rear.

(g) On the rear, one (1) tail lamp, one (1) stop lamp, two (2) clearance lamps, one (1) at each side, and two (2) reflectors, one (1) at each side.

(4) Every truck tractor, the cab of which is as wide as, or wider than, the trailer being towed shall have the following:

(a) On the front, two (2) head lamps, one (1) at each side.

(b) On the front, two (2) clearance lamps, one (1) at each side.

(c) On each side, one (1) side marker lamp at or near the front.

(d) On the rear, one (1) tail lamp, and one (1) stop lamp.

(5) Every truck tractor, the cab of which is narrower than the trailer being towed, shall have the following:

(a) On the front, two (2) head lamps, one (1) at each side.

(b) On the rear, one (1) tail lamp and one (1) stop lamp.

(6) Every full trailer or semi-trailer in excess of three thousand pounds (3,000#) gross weight, if wider than the truck or the cab of the truck-tractor towing it shall have the following:

(a) On the front, two (2) clearance lamps ,one at each side.

(b) On each side, one (1) side marker lamp at or near the front.

(c) On each side, one (1) side marker lamp at or near the rear.

(d) On each side, one (1) reflector at or near the front.

(e) On each side, one (1) reflector at or near the rear.

(f) On the rear, one (1) tail lamp, one (1) stop lamp, two (2) clearance lamps, one (1) at each side, and two (2) reflectors, one (1) at each side.

(7) Every pole trailer in excess of three thousand pounds (3,000#) gross weight shall have the following:

(a) On each side, one combination marker lamp to show toward the front, toward the side and toward the rear.

(b) On the rear, one (1) tail lamp, one (1) stop lamp, and two (2) reflectors, one at each side.

(8) Every trailer, semi-trailer or pole trailer weighing three thousand pounds (3,000#) gross or less shall have the following:

(a) On the rear, two (2) reflectors, one on each side.

If any trailer or semi-trailer is so loaded or is of such dimensions as to obscure the stop light on the towing vehicle, then such vehicle shall also be equipped with one (1) stop light.

(h) Front clearance lamps and those marker lamps and reflectors mounted on the front or on the side near the front of a vehicle shall display or reflect an amber color.

Rear clearance lamps and those marker lamps and reflectors mounted on the rear or on the sides near the rear of a vehicle shall display or reflect a red color.

All lighting devices and reflectors mounted on the rear of any vehicle shall display or reflect a red color, except the stop light or other signal device, which may be red, amber, or yellow, and except that the light illuminating the license plate or the light emitted by a back-up lamp shall be white.

(i) Reflectors shall be mounted at a height not less than twenty-four inches (24") and not higher than sixty inches (60") above the ground on which the vehicle stands, except that if the highest part of the permanent structure of the vehicle is less than twenty-four inches (24") the reflector at such point shall be mounted as high as that part of the permanent structure will permit.

The rear reflectors on a pole trailer may be mounted on each side of the bolster or load.

Any required red reflector on the rear of a vehicle may be incorporated with the tail lamp, but such reflector shall meet all the other requirements of this Act.

Clearance lamps shall be mounted on the permanent structure of the vehicle in such manner as to indicate its extreme width and as near the top thereof as practicable. Clearance lamps and side marker lamps may be mounted in combination provided illumination is given as required herein with reference to both.

(j) Every reflector upon any vehicle referred to in paragraph (g) shall be of such size and characteristics and so maintained as to be readily visible at nighttime from all distances within five hundred feet (500') to fifty feet (50') from the vehicle when directly in front of lawful upper beams of head lamps. Reflectors required to be mounted on the sides of the vehicle shall reflect the required color of light to the sides, and those mounted on the rear shall reflect a red color to the rear.

Front and rear clearance lamps shall be capable of being seen and distinguished under normal atmospheric conditions at the times lights are required at a distance of five hundred feet (500') from the front and rear, respectively, of the vehicle.

Side marker lamps shall be capable of being seen and distinguished under normal atmospheric conditions at the times lights are required at a distance of five hundred feet (500') from the sides of the vehicle on which mounted.

(k) From and after the effective date of this Act it shall be unlawful for any person to sell any new motor vehicle in this State or for any person to drive any such motor vehicle on the highway unless it is equipped with a stop lamp meeting the requirements of paragraph (q).

(l) Whenever motor vehicles and other vehicles are operated in combination during the time that lights are required, any lamp (except tail lamps) need not be lighted which, by reason of its location on a vehicle of the combination, would be obscured by another vehicle of the combination, but this shall not affect the requirements that lighted clearance lamps be displayed on the front of the foremost vehicle required to have clearance lamps, nor that all lights required on the rear of the rearmost vehicle of any combination shall be lighted.

(m) Whenever the load upon any vehicle extends to the rear four (4) feet or more beyond the bed or body of such vehicle there shall be displayed at the extreme rear end of the load, at the times specified in paragraph (b) of this section, a redlight or lantern plainly visible from a distance of at least five hundred (500) feet to the sides and rear. The red light or lantern required under this paragraph shall be in addition to the red rear light required upon every vehicle. At any other time there shall be displayed at the extreme rear end of such load a red flag or cloth

not less than twelve (12) inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear.

(n) Whenever a vehicle is parked or stopped upon a roadway or shoulder adjacent thereto, whether attended or unattended during the times mentioned in paragraph (b) of this Section, such vehicles shall be equipped with one or more lamps which shall exhibit a white light on the roadway side visible from a distance of five hundred (500) feet to the front of such vehicles and a red light visible from a distance of five hundred (500) feet to the rear, except that local authorities may provide, by ordinance, or resolution, that no lights need be displayed upon any such vehicle when stopped or parked in accordance with local parking regulations upon a highway where there is sufficient light to reveal any person or object within a distance of five hundred (500) feet upon such highway. Any lighted head lamps upon a parked vehicle shall be depressed or dimmed.

(o) All vehicles, except animal drawn vehicles and including those referred to in the last sentence of paragraph (a) of this Section, not hereinbefore specifically required to be equipped with lamps, and/or reflectors, shall at the times specified in paragraph (b) hereof be equipped with at least one lighted lamp or lantern exhibiting a white light visible from a distance of five hundred (500) feet to the front of such vehicle and with a lamp or lantern exhibiting a red light visible from a distance of five hundred (500) feet to the rear.

(p) Any motor vehicle may be equipped with not to exceed two spot lamps which shall not be used in substitution of headlamps.

Every spot lamp mounted upon a motor vehicle shall be located with the center of such lamp at a height not less than thirty (30) inches, nor more than seventy-two (72) inches above the level surface upon which the vehicle stands and every spot lamp shall be so directed when in use:

(1) That no portion of the main substantially parallel beam of light will strike the roadway to the left of the prolongation of the left side of the vehicle.

That the top of the beam will not strike the roadway at a distance in excess of five hundred (500) feet from the vehicle.

The operator of any motor vehicle which has in use a spot lamp attached thereto shall, upon discerning the approach of another vehicle, immediately turn said spot lamp off.

The provisions of this paragraph shall not apply to vehicles on any fire department, fire patrol, police vehicles and ambulances.

Any motor vehicle may be equipped with not to exceed two fog lamps or two auxiliary lamps mounted upon the front below the level of the center of the headlamps.

(2) Fog lamps shall not be used in substitution of headlamps, except under conditions of rain or fog rendering disadvantageous the use of headlamps.

Whenever fog lamps are used in substitution of headlamps, as permitted herein, two such fog lamps mounted on opposite sides of the front of the vehicle must be lighted.

Every fog lamp or auxiliary lamp used upon a motor vehicle should be so adjusted and aimed that no part of the high intensity portion of the beam shall, at a distance of twenty-five (25') feet, rise above the horizontal plane passing through the center of the lamp. Every such fog lamp or auxiliary lamp, or driving lamps shall meet the requirements and limitations set forth in this Section.

It is a misdemeanor and punishable by fine of not less than Ten Dollars ($10.00) nor more than Fifty Dollars

($50.00) for any person convicted of violation of this paragraph.

(q) Any motor vehicle may be equipped and when required under this Act shall be equipped with the following signal lamps or devices:

(1) A stop lamp on the rear which shall emit a red or yellow light and which shall be actuated upon application of the service (foot) brake and which may, but need not be, incorporated with a tail lamp.

(2) A lamp, or lamps, or mechanical signal device, capable of clearly indicating any intention to turn either to the right or to the left and which shall be visible from both the front and rear.

A stop lamp shall be plainly vsible and understandable from a distance of one hundred feet (100') to the rear both during normal sunlight and at nighttime and a signal lamp or lamps indicating intention to turn shall be visible and understandable during daytime and nighttime from a distance of one hundred feet (100'), both to the rear and front. When a vehicle is equipped with a stop lamp, or other signal lamps, such lamp or lamps shall at all times be maintained in good working condition. No stop lamp or signal lamp shall project a glaring or dazzling light.

All mechanical signal devices shall be self-illuminated when in use at the times mentioned in paragraph (b) hereof.

(r) Any motor vehicle may be equipped with not more than two (2) side cowl, or fender, lamps which shall emit an amber or white light without glare.

Any motor vehicle may be equipped with not more than one running board courtesy lamp on each side thereof which shall emit a white or amber light without glare.

Any motor vehicle may be equipped with a back-up lamp, either separately or in combination with another lamp; but such back-up lamp shall not be lighted when the motor vehicle is in forward motion. No back-up lamp shall exceed a diameter of six inches (6"), measured across the lens or face thereof.

(s) Whenever a motor vehicle is being operated on a roadway or shoulder adjacent thereto during the times specified in paragraph (b) the driver shall use a distribution of light, or composite beam, directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitations:

(1) Whenever the driver of a vehicle approaches an oncoming vehicle within a minimum distance of five hundred feet (500'), such driver shall use a distribution of light or composite beam so aimed that the glaring rays are not projected into the eyes of the oncoming driver.

(2) At no time while driving during the times when lights are required shall any distribution of light be used which will not reveal a person or vehicle at a distance of at least one hundred feet (100') ahead under normal atmospheric conditions; provided, however, that dimmed headlights may be used in fog and when they tend to promote safety.

(t) Whenever a motor vehicle equipped with head lamps as herein required is also equipped with any fog lamps, auxiliary lamps, or spot lamps, or any other lamps on the front thereof, at all times specified in paragraph (b) of this Section, at least two (2) lighted lamps shall be displayed, one (1) on each side of the front of every motor vehicle except when such vehicle is parked, subject to the regulations governing lights on parked vehicles.

Whenever a motor vehicle equipped with head lamps as herein required is also equipped with any auxiliary lamps or a spot lamp or any other lamps on the front thereof, not more than a total

of four (4) of any such lamps on the front of a vehicle shall be lighted at any one time when upon a highway.

The driver of any vehicle when approaching an oncoming vehicle within a minimum distance of three hundred feet (300') shall not have illuminated any driving lamps, auxiliary lamps, or other combination of lamps other than the required head lamps as hereinbefore stated.

(u) Any lighted lamp or illuminating device upon a motor vehicle other than head lamps, spot lamps, auxiliary lamps, or flashing front directional signals which projects a beam of light of an intensity greater than three hundred (300) candle power, shall be so directed that no part of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than seventy-five feet (75') from the vehicle.

No person shall drive or move any vehicle or equipment upon any highway with any lamp or device thereon displaying a red light visible from directly in front of the center thereof. This paragraph shall not apply to authorized emergency vehicles.

Flashing lights are prohibited on motor vehicles, except on an authorized emergency vehicle, or any vehicle as a means of indicating a right or left turn.

(v) The Commissioner is hereby authorized to approve or disapprove lighting devices.

The Commissioner is hereby required to approve or disapprove any lighting device when requested, within a reasonable time after such device has been submitted.

The Commissioner is further authorized to set up the procedure which shall be followed when any device is submitted for approval. The Commissioner shall adopt current nationally recognized specifications for head lamps, auxiliary lamps, tail lamps, signal lamps, reflectors, and other lighting equipment and signal devices as promulgated by the recognized engineering societies.

The Commissioner upon approving any such lamp or device shall issue to the applicant a certificate of approval together with any instructions determined by him.

The Commissioner shall publish lists of all lamps and devices by name and type which have been approved by him.

(w) When the Commissioner has reason to believe that an approved device, as being sold commercially, does not comply with the requirements of this Act, he may, after giving thirty-one (31) days previous notice to the person holding the certificate of approval for such device in this State, conduct a hearing upon the question of compliance of said approved devices. After said hearing the Commissioner shall determine whether said approved device meets the requirements of this Act. If said device does not meet the requirements of this Act he shall give notice to the person holding the certificate of approval for such devices in this State.

If, at the expiration of ninety (90) days after such notice the person holding the certificate of approval for such device has failed to satisfy the Commissioner that said approved device as thereafter to be sold meets the requirements of this Act, the Commissioner shall suspend or revoke the approval issued therefore until, or unless, said device is re-submitted to and retested by an authorized testing agency and is found to meet the requirements of this Act.

(x) Every motor vehicle, other than a motorcycle, motorscooter, or motorbicycle, when operated upon a highway shall be equipped with brakes adequate to control the movement of and to stop and hold such vehicles, including two separate means of applying the brakes, each of which means shall be effective

to apply the brakes to at least two wheels. If these two separate means of applying the brakes are connected in any way, they shall be so constructed that failure of any one part of the operating mechanism shall not leave the motor vehicle without brakes on at least two wheels.

(1) Every motor cycle, motorscooter and motorbicycle when operated upon a highway shall be equipped with at least one (1) brake, which may be operated by hand or foot.

(2) Every trailer, or semi-trailer and pole trailers, of a gross weight of three thousand (3,000) pounds or more, when operated upon a highway, shall be equipped with brakes, adequate to control the movement of, and to stop and to hold such vehicles, and so designed as to be applied by the driver of the towing motor vehicle from its cab, and said brakes shall be so designed and connected that in case of an accidental breakaway of the towed vehicle, the brake shall be automatically applied.

(3) Every new motor vehicle, trailer, or semi-trailer hereafter sold in this State and operated upon the highways shall be equipped with service brakes upon all wheels of every such vehicle, except any motorcycle, motorscooter and motorbicycle, or pole trailers, and except that any semi-trailer of less than three thousand (3,000) pounds gross weight need not be equipped with brakes.

(4) In any combination of motordrawn vehicles, means shall be provided for applying the rearmost trailer brakes, on any trailer equipped with brakes in approximate syncronism with the brakes of the towing vehicle and developing the required braking effort on the rearmost wheels at the fastest rate; or means shall be provided for applying braking effort first on the rearmost trailer equipped with brakes; or both of the above means of being used alternatively may be employed.

(5) One of the means of brake operation shall consist of a mechanical condition from the operating lever to the brake shoes or bands and this brake shall be capable of holding the vehicle, or combination of vehicles, stationary under any condition of loading or any upgrade or downgrade upon which it is operated.

(6) The brake shoes operating within or upon the drums on the vehicle wheels of any motor vehicle may be used for both service and band operation.

PERFORMANCE ABILITY OF BRAKES. Every motor vehicle, or combination of motordrawn vehicles, shall be capable at all times and under all conditions of loading, of being stopped on a dry, smooth, level road free from loose material, upon application of the service (foot) brake, within the distances specified below, or shall be capable of being decelerated at a sustained rate corresponding to these distances:

	Feet to stop from 20 miles per hour	Deceleration in feet per second
Vehicles or combinations of vehicles having brakes on all wheels	30	14
Vehicles or combinations of vehicles not having brakes on all wheels	40	10.7

(y) MAINTENANCE OF BRAKES. All brakes shall be maintained in good working order and shall be so adjusted as to operate as equally as practicable with respect to the wheels on the opposite sides of the vehicle.

It is a misdemeanor and punishable by fine of not less than Ten Dollars ($10.00) nor more than Fifty Dollars ($50.00) or imprisonment in the county jail for not less than five (5) days nor more than thirty (30) days, or by both

such fine and imprisonment for any person convicted of violation of this paragraph.

(z) Every motor vehicle, when operated upon a highway, shall be equipped with a horn in good working order, and capable of emitting sound audible under normal conditions for a distance of not less than two hundred (200) feet, but no horn or other warning device shall emit an unreasonably loud or harsh sound or a whistle. The driver of a motor vehicle shall, when reasonably necessary to insure safe operation, give audible warning with his horn but shall not otherwise use such horn when upon a highway.

No vehicle shall be equipped with, nor shall any person use upon a vehicle, any siren, whistle, or bell, except as otherwise permitted in this paragraph. It is permissible, but not required, that any commercial vehicle be equipped with a theft alarm signal device which is so arranged that it cannot be used by the driver as an ordinary warning signal.

Any authorized emergency vehicle may be equipped with a siren, or bell, capable of emitting sound audible under normal conditions for a distance of not less than five hundred (500) feet, but such siren shall not be used except when such device is operated in response to an emergency call, or in the immediate pursuit of an actual or suspected violator of the law, in which case the driver of such vehicle shall sound the siren when necessary to warn pedestrians and other drivers of the approach thereof.

(a-1) Any motor vehicle on a highway shall, at all times, be equipped with a muffler in constant operation to prevent any excessive or unusual noise and no such muffler, nor the exhaust system shall be equipped with a cut-out, by-pass or similar device. No person shall modify the exhaust system of a motor vehicle in a manner which will amplify or increase the noise emitted louder than that emitted by the muffler originally installed on the vehicle.

(a-2) Every motor vehicle which is so constructed, or loaded as to obstruct the driver's view to the rear thereof from the driver's position, shall be equipped with a mirror so located as to reflect to the driver a view of the highway for a distance of at least two hundred (200) feet to the rear of such vehicle.

(a-3) No person shall drive any motor vehicle with any sign, poster or other non-transparent material upon the front windshield, sidewings, or side or rear windows of a vehicle which obstructs the driver's clear view of the highway, or any intersecting highways.

Every motor vehicle operating on a highway and equipped with a windshield shall also be equipped with a windshield wiper installed thereon which shall be maintained in good operating condition. Any windshield wiper, as required herein to be installed on a vehicle, shall provide clear vision through the windshield for the driver, and shall be operated under conditions of fog or rain. This Section shall not apply to snow removal devices equipped with adequate manually operated windshield wipers.

All trucks, trailers, and other vehicles, operating on the highways, except animal drawn vehicles, not equipped with fenders over the rearmost wheels, shall have attached thereto a rubber or fabric apron directly in rear of the rearmost wheels, and hanging perpendicular from the body of the vehicle, said apron shall be of such a size as to prevent the bulk of the spray or other substance, picked up from the roadway, from being thrown on the windshield of a following vehicle and thereby obscuring the vision through the windshield of the driver of said vehicles, provided the provisions of this Section

shall not apply to a farm tractor moving over the State Highway system at a speed less than 20 miles per hour.

(a-4) Every solid rubber tire on a vehicle shall have rubber on its entire traction surface at least one (1) inch thick above the edge of the flange of the entire periphery.

No person shall operate or move on any highway any motor vehicle, trailer or semi-trailer having any metal tire in contact with the roadway, except when authorized by special permit as required by law.

No tire on a vehicle moved on a highway shall have on its periphery any block, stud, flange, cleat, or spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire, except that it shall be permissable to use farm machinery with tires having protuberances which will not injure the highways and except also that it shall be permissable to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid.

(a-5) On and after January 1, 1950, no person shall sell any new motor vehicle, nor shall any new motor vehicle be registered thereof, unless such vehicle is equipped with safety glass wherever glass is used in doors, windows and windshield.

The term 'safety glass' shall mean any product composed of glass so manufactured, fabricated, or treated as substantially to prevent shattering and flying of the glass when struck or broken, or such other or similar product as may be approved by the Commissioner conforming to the American Standard Safety Code for Safety Glass for glazing motor vehicles operating on land highways.

Any person or firm who shall sell, or make replacements of glass therein, or sell glass cut to size, to fit the windshield, door glass, or window glass of a motor vehicle in violation of the provisions of this Act shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by fine of not less than Twenty-five Dollars ($25.00), or more than One Hundred Dollars ($100.00), or by imprisonment in the county jail for a period of not exceeding ten (10) days, or by both such fine and imprisonment.

(a-6) No person shall operate any truck, passenger bus, school bus, or truck tractor upon any highway outside the corporate limits of municipalities at any time unless there shall be carried in such vehicle the following equipment except as provided in subsection (a) of this Section.

For the purpose of sub-section (a-6) the definition of trucks shall not include pick-up farm trucks or farm trailers attached to a farm truck, automobile or tractor, but each farm trailer and farm pick-up shall carry and be equipped with reflectors, the number, location and size of which shall be prescribed and approved by the Commissioner of Public Safety.

(1) At least three (3) flares, or three (3) red electric lanterns each of which shall be capable of being seen and distinguished at a distance of five hundred (500) feet under normal atmospheric conditions at nighttime.

Each flare (liquid-burning pot torch) shall be capable of burning for not less than twelve (12) hours in five (5) miles per hour wind velocity, and capable of burning in any air velocity from zero to forty (40) miles per hour. Every such flare shall be substantially constructed so as to withstand reasonable shock breakage.

(2) At least three (3) red burning fusees, unless red electric lanterns are carried. Every fusee shall be made in accordance with specifications of the

Bureau of Explosives, New York, and so marked and shall be capable of burning at least fifteen (15) minutes.

(3) At least three (3) red cloth flags, not less than twelve (12) inches square with standards to support same.

(4) On every bus, truck, or truck tractor, transporting persons or property for hire, except those engaged in transportation of property in the furtherance of any private commercial enterprise, there shall be at least one (1) fire extinguisher of a type inspected and labeled by the Underwriter's Laboratories, Inc., and utilizing an extinguishing agent which does not need protection from freezing. The minimum size to be one (1) quart.

(5) In every bus, truck or truck tractor, transporting persons or property for hire, shall be carried at least one (1) spare bulb for each kind of electric lamp where such electric lamp is used for any of the lighting devices required by this Act, except sealed beam headlights.

(6) No fuel tank or intake pipe on any motor vehicle shall project beyond the sides of the motor vehicle. In no case shall the fuel tank or fuel intake pipe on any bus be located within or above the pasenger carrying portion of the bus.

(7) Any gasoline tank carried upon a motor vehicle, including any auxiliary tank shall be of substantial construction, permanently attached to the motor vehicle in a manner similar to that which constitutes good practice in permanent installations.

(8) Every trailer, or semi-trailer, shall be equipped with a coupling device which shall be so designed and constructed that the trailer, or semi-trailer, will follow substantially in the path of the vehicle drawing it without whipping or swerving from side to side. In addition, every such trailer or semi-trailer except a semi-trailer drawn by a truck-tractor type designed to draw or support the front end of a semi-trailer, shall be coupled with stay chains or cables to the vehicle by which it is being drawn which chains or cable shall be of sufficient size and strength to prevent parting from the drawing vehicle should the regular coupling device break or become otherwise disengaged.

(9) On every bus which is licensed for the express purpose of transporting persons for hire, and having a seating capacity of ten (10) or more persons, and operating outside the corporate limits of municipalities, shall have at least one (1) hand axe, and one metal first-aid kit, heavyduty, ten unit type.

(10) No person shall operate at the time and under the conditions stated in the first paragraph of (a-6) any motor vehicle used in the transportation of inflammable liquids in bulk, or transporting compressed inflammable gases, unless there shall be carried in such vehicle three (3) red electric lanterns meeting the requirements above stated and there shall not be carried in any said vehicles any flares, fusees or signal produced by a flame.

In the alternative it shall be deemed a compliance with this Section in the event the person operating any motor vehicle described in this Section shall carry in such vehicle three (3) portable reflector units on standards of a type approved by the Department. No portable reflector unit shall be approved unless it is so designed and constructed that it will reflect red light clearly visible for a distance of at least five hundred (500) feet under normal atmospheric conditions at nighttime when directly in front of lawful upper beams of head lamps.

(a-7) Whenever any truck, passenger bus, truck tractor, trailer, semi-trailer, or pole-trailer, is disabled upon the traveled portion of any highway, or shoulder thereof, outside of any municipality at any time when lighted

lamps are required on vehicles the driver of such vehicle shall display the following warning devices upon the highway except as provided in sub-section (a).

(1) During the time that lights are required a lighted fusee shall be immediately placed on the roadway at the traffic side of the motor vehicle; as soon thereafter as possible, and in any case within the burning period of the fusee, three (3) lighted flares (pot torches) shall be placed on the roadway as follows: One (1) in the center of the lane of traffic occupied by the disabled motor vehicle, and not less than forty (40) paces (approximately 100 feet) from such vehicle in each direction, and one (1) at the traffic side of such vehicle, not closer than ten (10) feet from the front or rear thereof; provided, however, that if the motor vehicle is disabled within three hunred (300) feet of a curve, crest of a hill, or other obstruction to view, the flare in that direction shall be so placed as to afford ample warning to other users of the highway, but in no case less than forty (40) paces, (approximately 100 feet), nor more than one hundred and twenty (120) paces (approximately 300 feet) from the disabled vehicle.

(2) Whenever any vehicle used in the transportation of inflammable liquids in bulk, or transporting compressed inflammable gases is disabled upon a highway at any time or place mentioned in the first paragraph of (a-7) the driver of such vehicle shall display upon the roadway the following lighted warning devices:

One (1) red electric lantern shall be immediately placed on the roadway at the traffic side of he vehicle and two (2) other red electric lanterns shall be placed to the front and rear of the vehicle in the same manner prescribed in the above Section for flares.

When a vehicle of a type specified in this paragraph is disabled the use of flares, fuses, or any signal produced by flame as warning signals is prohibited.

Whenever any vehicle of a type referred to in this Section is disabled upon the traveled portion of a highway or the shoulder thereof, outside of any municipality at any time when the display of fuses, flares, or electric lanterns is not required, the driver of such vehicle shall display three (3) red flags upon the roadway in the lane of traffic occupied by the disabled vehicle, one (1) at a distance of approximately one hundred (100) feet in advance of the vehicle, and one (1) at a distance of approximately one hundred (100) feet to the rear of the vehicle, one (1) not more than ten (10) feet from front or rear of the vehicle.

In the alternative it shall be deemed a compliance with this Section in the event three (3) portable reflector units on standards of a type approved by the Commissioner are displayed at the times and under the conditions specified in this Section, either during the daytime or at nighttime and such portable reflector units shall be placed on the roadway in the locations as described with reference to the placing of electric lanterns and lighted flares.

The flares, fusees, lanterns, and flags to be displayed as required in this Section shall conform with the requirements of Section (a-7) applicable thereto.

(a-8) Any person operating any vehicle transporting any explosive, inflammable liquids, or inflammable compressed gases as cargo, or part of a cargo, upon a highway, shall at all times comply with the provisions of this paragraph.

Said vehicles shall be marked or placarded on each side and the rear with the word EXPLOSIVES or INFLAMMABLE whichever is applicable, in letters not less than eight (8) inches high.

Every said vehicle shall be equipped

with not less than two (2) fire extinguishers, filled and ready for immediate use, and placed at a convenient point on the vehicle so used. The minimum size to be one (1) quart.

(a-9) Between the hours of dusk and dawn all animal drawn vehicles operating upon a public highway in this State shall display two (2) reflectors as authorized by this Act, same to be displayed on the rear at each side. This paragraph shall apply when animal drawn vehicles are being drawn by motor propelled vehicles.

It is a misdemeanor and punishable by a fine of not more than Fifty Dollars ($50.00) or by imprisonment for a period of not more than thirty (30) days, or by both such fine and imprisonment, for any person convicted of a violation of this Section, except those paragraphs which carry a specific penalty attached thereto.

(a-10) Any person who shall throw any substance at a vehicle, or any occupant thereof, on a highway, or any person who shall throw any substance from a vehicle at a person on or adjacent to a highway, is guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than Ten Dollars ($10.00), nor more than Two Hundred Dollars ($200.00), or by imprisonment for not less than five (5) days, nor more than thirty (30) days, or by both such fine and imprisonment.

The provisions of this Act shall be severable, and if any Section or part of any Section of this Act is declared to be unconstitutional, the remainder of the Act shall not thereby be invalidated.

SECTION 2. All acts and parts of acts in conflict herewith are hereby repealed.

HA to **SB 190** read as follows, and consideration deferred for this day:

AMENDMENT NO. 1. Page 5 of Engrossed Senate Bill No. 190, Section 7, subsection (b), Line 16, after the word "engineer" and before the words "as provided" add the following: "or according to plans, specifications and standards of the Rural Electrification Administration".

HA to **SB 247** read as follows, and consideration deferred for this day:

Amendment No. 1. By adding the following members of the House of Representatives as co-authors to Engrossed Senate Bill No. 247: Allen, Andrews, Bailey (Craig), Bethell, Biles, Billingsley, Blaylock, Brown (Pottawatomie), Burton, Davidson, Dyer, Field, Garvin, Harkey, Haworth, Huff, Laing, Lance, McColgin, Ownby, Reynolds (Ottawa), Sherman, Shibley, Shumate, Sims, Smith (Cherokee), Smith (Rogers), Stipe, Sumrall, Tate, Wagner and Williams.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 126 correctly enrolled.

Enrolled **SB 126**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Logan, the Senate adjourned to meet at 9:00 a. m., tomorrow.

EIGHTY-SIXTH
LEGISLATIVE DAY
Friday, May 27, 1949

Pursuant to adjournment, the Senate met at 9:00 a. m., and was called to order by President Berry.

Upon roll call, it resulted as follows:

Present: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Counts.—1.

Absent: Baldwin.—1.

The President announced a quorum present.

Prayer was offered by Senator Walker.

The Journal for the last legislative day was declared approved.

Senator Collins asked unanimous consent, which was granted, that Jerry Smith of Stillwater be made an Honorary Page for this legislative day.

GENERAL ORDER

HB 177, by Langley (Adair), of the House and Nevins of the Senate, was read and considered.

Upon motion of Senator Gary, **HB 177** was advanced to engrossment and third reading.

Upon motion of Senator Gary, the rules of the Senate were suspended, and **HB 177** was considered engrossed and placed upon third reading and final passage.

Third reading of **HB 177** was temporarily deferred.

Senator Nance asked unanimous consent to recall **HJR 28,** by Allen and Disney, from the Committee on Revenue and Taxation, and that said bill be placed on the calendar for the consideration of the Senate, which was the order.

PENDING CONSIDERATION OF HAs TO SB 68, by GRIM:

Senator Logan moved that the Senate refuse to concur in **HAs** to **SB 68** and ask for a conference, which motion was declared adopted, the President appointing Senators, Gary, Grim and Lowery as Senate Conferees.

Senator Gary presiding.

GENERAL ORDER

HB 373, by Davidson et al., was read and considered.

Upon motion of Senator Price, **HB 373** was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **HB 373** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 373 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Connell, Cook, Cowden, Dacus, Ginder, Lowery, Mahan, Medlock, Porter, Seaman, Thompson.—12.

Excused: Counts.—1.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—30.

Not Voting: Cartwright, Connell, Cook, Cowden, Dacus, Ginder, Lowery, Mahan, Medlock, Porter, Seaman, Thompson.—12.

Excused: Counts.—1.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 373 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 25** and **61.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 76** and **287.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 401, 408** and **435.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs TO SB 4, BY PORTER:

Upon motion of Senator Nance, the Senate concurred in **HAs** to **SB 4.**

SB 4, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Dacus, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—31.

Nays: Howell.—1.

Excused: Counts.—1.

Not Voting: Cartwright, Connell, Cook, Cowden, Ginder, Grim, McClendon, Medlock, Seaman, Thompson.—10.

Absent: Baldwin.—1.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

THIRD READING

HB 177 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Excused: Counts.—1.

Not Voting: Cartwright, Connell, Cook, Cowden, Ginder, Grim, McClendon, Medlock, Seaman, Thompson.—10.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Excused: Counts.—1.

Not Voting: Cartwright, Connell, Cook, Cowden, Ginder, Grim, McClendon, Medlock, Seaman, Thompson.—10.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 177 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF HAs TO SB 247, BY BALLINGER ET AL.

Upon motion of Senator Ballinger, the Senate concurred in **HAs** to **SB 247.**

SB 247, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Cartwright, Cook, Cowden, Ginder, Nance, Seaman, Thompson.—7.

Excused: Counts.—1.

Absent: Baldwin.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—35.

Not Voting: Cartwright, Cook, Cowden, Ginder, Nance, Seaman, Thompson.—7.

Excused: Counts.—1.

Absent: Baldwin.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 157, by Allen et al, was read and considered.

Senator Nevins moved to amend **HB 157,** page 4, line 7, by striking after the word "shall," all the rest of line 7, and lines 8, 9, 10 and 11, and inserting therein the following: "possess a bachelor's degree and receive a salary of Thirty-nine Hundred Dollars ($3900.00) per year, payable monthly, and he shall be allowed a director of visual education who shall possess a bachelor's degree and receive a salary of Thirty-nine Hundred Dollars ($3900.00) per year," which amendment was adopted by unanimous consent.

Senator Nevins moved to amend **HB 157,** page 5, line 3, by inserting after the word, "superintendent," the following: "Provided the Director of Visual Education shall work in independent and dependent school districts," which amendment was adopted by unanimous consent.

Upon motion of Senator Price, **HB 157,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **HB 157,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 157 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon,

Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Excused: Counts.—1.

Not Voting: Binns, Cartwright, Cobb, Cook, Cowden, Ginder, Grim, Jarman, Seaman, Thompson.—10.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Waller, White, Worthington.—32.

Excused: Counts.—1.

Not Voting: Binns, Cartwright, Cobb, Cook, Cowden, Ginder, Grim, Jarman, Seaman, Thompson.—10.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 157 was referred for engrossment.

GENERAL ORDER

HB 403, by Andrews of the House, and Price of the Senate, was read and considered.

Senator Price moved to amend **HB 403,** line 5, page 3, by striking the remainder of Section 1 to and including line 4, on page 4, and making the title conform, which amendment was declared adopted.

Upon motion of Senator Price, **HB 403,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Price, the rules of the Senate were suspended, and **HB 403,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 403 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Worthington.—28.

Nays: Cobb, Howell, McClendon, Mahan, White.—5.

Excused: Counts.—1.

Not Voting: Binns, Cartwright, Cook, Cowden, Ginder, Seaman, Thompson, Walker, Waller.—9.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Collins, Connell, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Speck, Walker, Worthington.—30.

Nays: Cobb, McClendon, Mahan, White.—4.

Excused: Counts.—1.

Not Voting: Binns, Cartwright, Cook, Cowden, Ginder, Seaman, Thompson, Waller.—8.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 403 was referred for engrossment.

GENERAL ORDER

HB 179, by Committee on Public Health, was read and considered.

Senator Ritzhaupt moved to amend **HB 179** by adding after the end of Section 1 and before Section 2, a new section as follows: "SECTION 1a. 59 O. S. 1941 § 499 be and the same is hereby repealed," which amendment was declared adopted.

Senator Ritzhaupt moved to amend the Title to **HB 179** by changing period

to a semicolon after the word "Licensure," and adding the words, "and repealing 59 O. S. 1941 § 499, and declaring an emergency," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **HB 179,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 179,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 179 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Cartwright, Cobb, Collins, Connell, Cook, Jarman, McClendon, Medlock, Nance.—10.

Absent: Baldwin.—1.

Excused: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Carrier, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Binns, Cartwright, Cobb, Collins, Connell, Cook, Jarman, McClendon, Medlock, Nance.—10.

Absent: Baldwin.—1.

Excused: Counts.—1.

The emergency was declared passed.

HB 179 was referred for engrossment.

GENERAL ORDER

HB 460, by Committee on Public Health, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 460** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **HB 460** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 460 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Nays: Anderson.—1.

Not Voting: Cartwright, Collins, Connell, Cook, Howell, Jarman, Logan, Nance, Waller.—9.

Absent: Baldwin.—1.

Excused: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, White, Worthington.—32.

Nays: Anderson.—1.

Not Voting: Cartwright, Collins, Connell, Cook, Howell, Jarman, Logan, Nance, Waller.—9.

Absent: Baldwin.—1.

Excused: Counts.—1.

The emergency was declared passed.

HB 460 was properly signed and ordered returned to Honorable House.

The Presiding Officer announced the inability of Senator Dacus to be present at the meeting of the Conference Committee on **SB 33**, by Collins et al., and in his place appointed Senator White as a Senate Conferee thereunder.

GENERAL ORDER

HB 513, by Johnston and Langley (Adair) of the House, and Porter of the Senate, was read and considered.

Upon motion of Senator Porter, **HB 513** was advanced to engrossment and third reading.

Upon motion of Senator Porter, the rules of the Senate were suspended, and **HB 513** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 513 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Rinehart, Rogers, Speck, Thompson, Walker, White.—28.

Nays: Carrier, Connell, Price, Ritzhaupt, Seaman.—5.

Not Voting: Cartwright, Collins, Ginder, Howell, Jarman, Medlock, Nance, Waller, Worthington.—9.

Absent: Baldwin.—1.

Excused: Counts.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White.—30.

Nays: Carrier, Price, Seaman.—3.

Not Voting: Cartwright, Collins, Ginder, Howell, Jarman, Medlock, Nance, Waller, Worthington.—9.

Absent: Baldwin.—1.

Excused: Counts.—1.

The emergency was declared passed.

HB 513 was referred for engrossment.

GENERAL ORDER

HB 555, by Cannon et al., was read and considered.

Upon motion of Senator Rogers **HB 555** was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended, and **HB 555** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 555 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, White.—27.

Nays: Anderson, Cobb, McClendon, Walker, Worthington.—5.

Excused: Counts.—1.

Absent: Baldwin.—1.

Not Voting: Binns, Cartwright, Collins, Grim, Howell, Jarman, Nance, Price, Seaman, Waller.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher,

Carrier, Connell, Cook, Cowden, Dacus, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White.—30.

Nays: Cobb, Worthington.—2.

Excused: Counts.—1.

Absent: Baldwin.—1.

Not Voting: Binns, Cartwright, Collins, Grim, Howell, Jarman, Nance, Price, Seaman, Waller.—10.

The emergency was declared passed.

HB 555 was properly signed and ordered returned to Honorable House.

REFERRING FURTHER TO SB 133, BY COMMITTEE ON LOCAL, STATE AND FEDERAL GOVERNMENT:

Senator Fine moved that the vote be reconsidered by which **SB 133** was ordered stricken from the Calendar.

Senator Mahan moved that the Fine motion be tabled, which motion he withdrew.

The vote occurring on the Fine motion, it was declared adopted.

Senator Logan moved that the Senate refuse to concur in **HAs** to **SB 133** and ask for a conference, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 83, 139 and **231** correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 83, 139** and **231,** each as amended, were properly signed and ordered returned to the Honorable House.

President Berry presiding.

GENERAL ORDER

HB 496, by Hert, was read and considered.

Senator Nevins moved to amend **HB 496,** line 6, page 3, by striking after the word, "of," and before the word, "each," the word, "May," and substituting therefor the word, "July," and in line 7, page 3, by striking after the word "of," and before the word, "of," the word, "May," and substituting therefor, the word, "July," which amendment was declared adopted.

Upon motion of Senator Nevins, **HB 496,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 496,** as amended, was considered engrossed and placed upon third reading and final passage.

Senator Dacus asked unanimous consent to be excused for the remainder of this legislative day, which was the order.

Senator Anderson moved the previous question be now put, which motion was declared adopted.

THIRD READING

HB 496 was read for the third time at length.

On the question of pasage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Cook, Gooldy, Jarman, Logan, Lowery, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Walker.—16.

Nays: Ballinger, Boecher, Carrier, Cobb, Connell, Cowden, Fine, Ginder, Grim, Hope, Howell, Jelks, McClendon, Medlock, Seaman, Speck, Waller, White, Worthington.—19.

Excused: Counts, Dacus.—2.

Absent: Baldwin.—1.

Not Voting: Cartwright, Collins, Emery, Gary, Leonard, Thompson.—6.

The bill was declared failed of passage.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 161** and **477,** as amended.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 13, 62, 213, 232, 392, 454** and **459.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: **SBs 70** and **273.**

The above numbered Bills as amended in Conference were referred for enrollment.

CONFEREES APPOINTED UNDER SB 133:

President Berry announced the appointment of Senate Conferees under **SB 133** as follows: Senators Fine, Cobb, Mahan, Boecher and Logan.

Upon motion of Senator Rinehart, the Senate recessed.

The Senate reassembled, with the President presiding.

GENERAL ORDER

Senator Fine moved to strike **SB 288,** by Carrier of the Senate, and Nall et al., of the House, from the calendar, which motion he withdrew.

MESSAGES FROM HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 129** and **191,** as amended.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 68,** House Conferees named as follows: Russell, Langley (Adair) and Langley (Muskogee).

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 167** and **168.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 126.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

GENERAL ORDER

HB 494, by McCarty and Reynolds (Oklahoma), was read and considered.

Upon motion of Senator Jarman, **HB 494** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and **HB 494** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 494 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Excused: Counts, Dacus.—2.

Absent: Baldwin.—1.

The bill was declared passed.

HB 494 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 490, by Brickell et al. of the House and Jarman of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 490** was advanced to engrossment and third reading.

Upon motion of Senator Jarman, the rules of the Senate were suspended, and

HB 490 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 490 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 490 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 569, by Brickell, et al of the House and Jarman of the Senate, was read and considered.

Upon motion of Senator Jarman, **HB 569** was advanced to engrossment and third reading.

By unanimous consent, **HB 569** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 569 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 569 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 152, by Wallace (Oklahoma), was read and considered.

Upon motion of Senator Jarman, **HB 152** was advanced to engrossment and third reading.

By unanimous consent, **HB 152** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 152 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 152 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 458, by Brickell et al was read and considered.

Upon motion of Senator Jarman, **HB 458** was advanced to engrossment and third reading.

By unanimous consent, **HB 458** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 458 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—41.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 458 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 473, by Field, was read and considered.

Upon motion of Senator Thompson, **HB 473** was advanced to engrossment and third reading.

By unanimous consent, **HB 473** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 473 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boe-

cher, Carrier, Cobb, Collins, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Excused: Counts, Dacus.—2.

Absent: Baldwin.—1.

Not Voting: Cartwright, Connell, Ginder, Howell, Jelks, McClendon, Nevins, Porter, Price, Seaman, Waller.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Excused: Counts, Dacus.—2.

Absent: Baldwin.—1.

Not Voting: Cartwright, Connell, Ginder, Howell, Jelks, McClendon, Nevins, Porter, Price, Seaman, Waller.—11.

The emergency was declared passed.

HB 473 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 59,** as amended.

HAs to **SB 59** read as follows, and concurred in upon motion of Senator Rinehart:

AMENDMENT NO. 1. Page 3, Section 1, Subsection N, Line 19, by striking the word "one" and insert in lieu thereof the word "three".

AMENDMENT NO. 2. Page 3, Section 1, Subsection O, Line 21, adding after the word "who" the following: "conducts a delivery route and".

AMENDMENT NO. 3. Page 3, Section 1, Subsection P, Line 25, by striking the word "one" and insert in lieu thereof the word "three".

AMENDMENT NO. 4. Page 19, Section 6, Subsection H, Lines 18, 19, 20, and 21, by striking all of Section H.

AMENDMENT NO. 5. Page 19, Section 8, Line 26, by striking the word "fix" and adding after the word "to" the following: "enact by ordinance and enforce as high or".

AMENDMENT NO. 6. Page 19, Line 27½, after Section 8 and before Section 9, by adding a new Section numbered 9, to read as follows: "Any person, firm or corporation aggrieved by the promulgation of any rule, regulation or order under the terms of this Act, shall have the right of appeal to the District Court of the county in which such aggrieved party resides, for a determination of such party's rights or obligations thereunder." And correct Title to conform hereto, and renumber the following Sections accordingly.

AMENDMENT NO. 7. By striking the Emergency Clause in the Title, and in the body of the Bill.

SB 59, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Excused: Counts, Dacus.—2.

Not Voting: Ballinger, Cartwright, Connell, Ginder, Hope, Howell, Jelks, McClendon, Nevins, Price, Seaman.—11.

Absent: Baldwin.—1.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAs TO SB 190:

Upon motion of Senator Ritzhaupt, the Senate concurred in **HAs** to **SB 190.**

SB 190, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Nays: Waller.—1.

Not Voting: Cartwright, Connell, Cowden, Ginder, Howell, Jelks, McClendon, Mahan, Price, Seaman.—10.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Cook, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, White, Worthington.—30.

Nays: Waller.—1.

Not Voting: Cartwright, Connell, Cowden, Ginder, Howell, Jelks, McClendon, Mahan, Price, Seaman.—10.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 140, by Brickell and Bullard, was read and considered.

Upon motion of Senator Anderson, **HB 140** was advanced to engrossment and third reading.

By unanimous consent, **HB 140** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 140 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Carrier, Cartwright, Connell, Howell, Jelks, McClendon, Mahan, Price, Seaman.—9.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jarman, Leonard, Logan, Lowery, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—32.

Not Voting: Carrier, Cartwright, Connell, Howell, Jelks, McClendon, Mahan, Price, Seaman.—9.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 140 was properly signed and ordered returned to Honorable House.

Senator Cook asked unanimous consent, which was granted, that Bonnie and Dorothy Boecher, daughters of Senator Boecher, be made Honorary Assis-

tant Journal Clerks for this legislative day.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 74**, as amended.

HA to SB 74 read as follows, and concurred in upon motion of Senator Gary:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 74—By HOUSE COMMITTEE ON APPROPRIATIONS.

AN ACT RELATING TO STATE PURCHASING; PROVIDING NEW FORMS FOR CLAIMS; CREATING AN INVENTORY REPLACEMENT REVOLVING FUND IN THE OFFICIAL DEPOSITORY DIVISION OF THE STATE TREASURY AND PROVIDING FOR ITS USE AND CONTROL BY THE STATE BOARD OF PUBLIC AFFAIRS; CREATING A STANDARDIZATION COMMITTEE OF STATE PURCHASING OFFICIALS AND PRESCRIBING ITS DUTIES; ESTABLISHING A STATE TESTING PROGRAM; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. PAYMENT OF VENDOR INVOICES. To facilitate the payment of vendor invoices and contract estimates the State Budget Director shall design a uniform jacket to be used by all departments, institutions and agencies of the State, whereon shall be provided summarized information relative to the enclosed invoices or contract estimates, together with a space for the approval of the head of the department, institution or agency approving said vendor invoices or contract estimates for payment. Vendor invoices and contract estimates shall be accepted by the State in lieu of the claim form previously required, in the same manner as commercial invoices are paid. Vendor invoices and contract estimates shall be filed with the department, institution or agency receiving the merchandise or services in the same manner as invoices are filed with commercial firms. Upon receipt of invoices or contract estimates the head of the department, institution or agency, or his authorized agent, may approve said documents for payment by executing a certificate of delivery or acceptance of the goods or services. Whereupon, the authorized official of said agency may approve said invoices or contract estimates for payment by enclosing the invoice or contract estimate in a jacket provided for such purpose and affixing his approval in the space provided on the jacket. The provisions of this Section shall become effective July 1, 1949, and thereafter commercial invoices shall be accepted in lieu of the standard notarized claim prescribed by the State.

SECTION 2. REVOLVING FUND. There is hereby created in the official Depository Division of the State Treasury a fund which shall be known and hereafter referred to as "The Inventory Replacement Fund", which fund shall be under the control of the State Board of Public Affairs and shall be used by said Board to purchase articles for State agencies and for the purpose of establishing a central stores inventory and for the replacement of such inventory, and for such other office services provided in Section 13 of this Act, and for no other purpose. The State Budget Director shall prescribe the manner in which claims for articles and contractual services, purchased or contracted for, shall be submitted, examined, approved and paid to reimburse the Inventory Replacement Fund.

The sum of One Hundred Thousand Dollars ($100,000.00) appropriated by Section 7 of House Bill 41, Twenty-first Legislature, Session Laws 1947, Page 618, which has not been transferred to the State Surplus Property Fund, created by said Act, shall be withdrawn from said appropriation and placed to

the credit of the Inventory Replacement Fund herein created. Provided further, that any of the funds heretofore withdrawn from said appropriation and placed to the credit of the State Surplus Property Fund may be transferred to the Inventory Replacement Fund to be used as herein provided when the State Board of Public Affairs determines that said monies will no longer be needed for the purchase of surplus property as provided by House Bill 41, Twenty-first Legislature.

The principal placed to the credit of the Inventory Replacement Fund shall never be depleted and the State Board of Public Affairs shall manage said fund in such a manner that the total assets at all times will be equal to the monies transferred to said fund. Said fund shall be disbursed upon checks or vouchers signed by the person or persons designated by the State Board of Public Affairs.

SECTION 3. STATE STANDARDIZATION COMMITTEE: SPECIFICATIONS. A Standardization Committee is hereby created to be composed of six (6) members, consisting of the Supervisor of Purchases, who shall serve as Chairman, and the Chief Purchasing Agents of the University of Oklahoma, the Oklahoma Agricultural and Mechanical College, the State Highway Commission, the Grand River Dam Authority, and one (1) additional member to be appointed by the State Board of Public Affairs. The Standardization Committee shall meet monthly, or oftener if necessary, upon call of the Chairman, and the members thereof shall be entitled to travel expenses and subsistence, as provided by law for State employees, payable by the State institution or agency by which employed, for all necessary travel in attending meetings as members of said Standardization Committee, but shall receive no additional compensation.

It shall be the duty of the Standardization Committee to: (1) Classify the requirements of the State Government for all articles which may be purchased by the State; (2) adopt standards respecting the minimum number of qualities, sizes and varieties of such articles, consistent with the successful operation of the State Government; (3) prepare written specifications describing such standards; (4) analyze the purchasing methods, practices and procedures employed by each State agency and advise with the Supervisor of Purchases with a view to the correction of uneconomical methods, practices and procedures, and the development of an integrated system of State purchasing which shall assure that the most favorable prices and purchase contracts are known to, and used by all State agencies, and that those agencies best able to purchase economically shall be authorized to do so, under general rules and regulations prescribed by the State Board of Public Affairs.

In the preparation and revision of any such standard specifications, said Committee shall seek the advice, assistance and cooperation of the State agencies concerned in order to ascertain their actual requirements. Each specification adopted for any article shall satisfy the requirements of the State agencies which are to use the same. Each standard specification describing the article shall, until revised or rescinded, apply alike in terms and effect to each future purchase and contract for such article.

SECTION 4. STATE TESTING PROGRAM. It shall be the duty of the State Board of Public Affairs, through the Supervisor of Purchases, to carry on a comprehensive, continuous testing program of articles offered for sale to, and purchased by the State; to make use of existing State laboratories where possible, and other public and private laboratories, the tests and analyses of which will be acceptable; and to fix

the fees required to be paid for tests or analyses made in any State owned laboratory.

SECTION 5. EMERGENCY CLAUSE. 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.

SB 74, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Logan, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Speck, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Rogers.—1.

Not Voting: Carrier, Cartwright, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Price, Seaman.—10.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Logan, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Carrier, Cartwright, Howell, Jarman, Jelks, Leonard, Lowery, McClendon, Price, Seaman.—10.

Excused: Counts, Dacus.—2.

Absent: Baldwin.—1.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 483, by Harkey and Russell, was read and considered.

Senator Mahan presiding.

Senator Porter moved that **HB 483** be advanced to engrossment and third reading, which motion failed of adoption.

HB 405, by Boatman, was read and considered.

Senator Logan moved to amend **HB 405,** line 1, page 3, by striking the comma after the words "segregated basis" on said line 1 and inserting a period and strike from lines 1, 2 and 3, page 3, the following words "to be prescribed in rules and regulations adopted by the governing board thereof as said boards deem feasible" and in lieu thereof insert the following: "Segregated basis is defined in this Act as class room instruction, given in separate class rooms or at separate times," which amendment was declared adopted.

Senator Logan moved to amend **HB 405,** line 10, page 4, by striking the words "to be prescribed in rules and regulations adopted by the governing board thereof as said boards deem feasible" and in lieu thereof insert the following: "as defined in this Act," which amendment was declared adopted.

Senator Logan moved to amend **HB 405,** line 3, page 6, by striking the words "to be prescribed in rules and regulations adopted by the governing board thereof as said boards deem feasible" and in lieu insert the following "as defined in this Act," which amendment was declared adopted.

Upon motion of Senator Logan, **HB 405,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 405,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 405 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Fine, Gary, Ginder, Gooldy, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Waller, White, Worthington. —30.

Nays: Cook, Emery, Hope, Jelks, McClendon.—5.

Not Voting: Carrier, Grim, Howell, Ritzhaupt, Seaman, Walker.—6.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cowden, Fine, Gary, Ginder, Gooldy, Jarman, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Speck, Thompson, Waller, White, Worthington. —30.

Nays: Cook, Emery, Hope, Jelks, McClendon.—5.

Not Voting: Carrier, Grim, Howell, Ritzhaupt, Seaman, Walker.—6.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 405 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 262, 295, 175, 274.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 35.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report and Supplemental Report thereon, on **HB 35** were read and adopted upon motion of Senator Porter:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was referred Engrossed House Bill No. **35** by Larason of the House and Engrossed Second Senate Committee Substitute, entitled:

AN ACT RELATING TO GAME AND FISH; AMENDING SECTION 1, CHAPTER 4, TITLE 29, OKLAHOMA SESSION LAWS 1947 SO AS TO PERMIT THE USE OF CYANIDE GAS GUNS OR SIMILAR DEVICES FOR THE PURPOSE OF KILLING WOLVES OR OTHER ANIMALS DURING THE MONTHS OF FEBRUARY AND MARCH; REPEALING ALL LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH,

beg leave to report that we make the following recommendations:

We recommend that Second Senate Committee Substitute for House Bill **35** with the following amendments thereto DO PASS.

AMENDMENT NO. 1. Line 9 of the Title, after the word "Commission" inset the following: ", and the Highway Director"

AMENDMENT NO. 2—Line 17 of the Title, after the word "vehicle;" insert the following: "providing that a portion of the revenues collected under provisions of sub-section eight (8) of Section Two (2) of Chapter One (1), Session Laws of 1947, as amended by House Bill 430 of the Twenty-second Legislature, shall be credited to the General Fund of the State;"

AMENDMENT NO. 3. Page 5, Section 4, Line 4, after the word "the" insert "weight or"

AMENDMENT NO. 4. Page 10, Section 15, Line 28, strike the words "term thereof" and insert therefor "provisions of subsection eight (8) of Section Two (2) of Chapter One (1), Session Laws of 1947 as amended by House Bill 430 of the Twenty-second Legislature"

AMENDMENT NO. 5—Page 10, Section 15, Lines 29 and 30, strike beginning with word "with" and ending with word "Act;"

AMENDMENT NO. 6. Page 10, Section 15, Line 35, strike the words "terms thereof" and insert therefor "provisions of subsection Eight (8) of Section Two (2) of Chapter One (1), Session Laws of 1947 as amended by House Bill 430 of the Twenty-second Legislature"

AMENDMENT NO. 7. Pages 10 and 11, Section 15, Lines 36 and 1, strike beginning with the word "with" and ending with word "Act;"

HOUSE CONFEREES:

WELCH,
SUMRALL,
McCARTY,
FRONTERHOUSE,
SPEAKMAN.

SENATE CONFEREES:

PORTER,
LOWERY,
THOMPSON,
FINE,
LEONARD.

SUPPLEMENT TO CONFERENCE COMMITTEE REPORT — ON HOUSE BILL NO. 35.

Supplemental to our Original Report we recommend that a new Section be added as follows:

1. For a period of one (1) year following the effective date of this Act nothing in this Act shall be construed, insofar as axle weight limitations are concerned, to prevent the operation over the public highways of this State of tank trucks and single axle tank semi-trailers licensed in Oklahoma in 1947; however, this Section shall not be construed to permit such vehicles to operate at a gross weight in excess of forty-seven thousand (47,000) pounds for such tractor, semi-trailer units unless sufficient number of proper axles are installed to permit them to comply with Section 1 of this Act.

To be numbered Section 18, and the other sections renumbered.

We, the members of Conference Committee concur in this fifth amendment.

McCARTY,
WELCH,
SPEAKMAN,
SUMRALL,
THOMPSON,
FINE,
LOWERY,
LEONARD,
PORTER.

HB 35, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, White, Worthington. — 34.

Nays: Cobb, Gary.—2.

Excused: Counts, Dacus.—2.

Not Voting: Grim, Howell, Rinehart, Ritzhaupt, Seaman.—5.

Absent: Baldwin.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns,

Boecher, Carrier, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rogers, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb, Gary.—2.

Excused: Counts, Dacus.—2.

Not Voting: Grim, Howell, Rinehart, Ritzhaupt, Seaman.—5.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 35, together with Conference Committee Report and Supplemental Report thereon, were ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 33** was read:

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. 33 and Engrossed House Amendment thereto, by COLLINS and COUNTS, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CRIMINAL COURT OF APPEALS FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CRIMINAL COURT OF APPEALS TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

Amendment No. 1: The Conference Committee recommends that Engrossed Senate Bill No. 33 and Engrossed House Amendment thereto be adopted.

We recommend that Engrossed Senate Bill No. 33 be adopted in conformity with this report.

SENATE CONFEREES:

PORTER
CARRIER
MEDLOCK
WALLER
WHITE.

HOUSE CONFEREES:

HARKEY, Chairman
HERT
FIELD
LARASON
PAZOURECK
MUNSON
HAWORTH.

Senator Gary moved that the Senate refuse to adopt the Conference Committee Report on **SB 33,** and request the Honorable House to grant a further conference, the original Senate Conferees to be instructed to perfect **SB 33** in line with **SB 32,** passed recently.

Senator Medlock moved to table the Gary motion, which motion failed of adoption.

The vote occurring on the Gary motion, it was declared adopted, the roll call resulting as follows:

Ayes: Anderson, Boecher, Cartwright, Cobb, Cook, Cowden, Emery, Fine, Gary, Hope, Jarman, Jelks, Leonard, Lowery, McClendon, Nance, Price, Rogers, Walker, Waller, Worthington.—21.

Nays: Ballinger, Binns, Carrier, Collins, Gooldy, Logan, Mahan, Medlock, Nevins, Porter, Rinehart, Thompson, White.—13.

Not Voting: Connell, Ginder, Grim, Howell, Ritzhaupt, Seaman, Speck.—7.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 73,** as amended.

HAs to **SB 73** read as follows, and concurred in upon motion of Senator Lowery:

AMENDMENT NO. 1. Page 1, Line 9 of the Title, amend the Title by striking "exempting milk to be used for bottling purposes".

Page 1, Line 9½ of the Title, inserting after the word "and" and before the word "enforcement" the word "for".

AMENDMENT NO. 2. Page 3, Section 5, Line 9 by inserting the following sentence after the sentence ending "for commercial use": Provided, that a milk grader shall not be required when milk is bought or received for bottling purposes only.

AMENDMENT NO. 3. Page 4, Section 10, Line 24, by striking the word "except" and inserting in lieu thereof the words "or purchasing".

SB 73, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White, Worthington.—29.

Nays: Ballinger, Collins, Emery, McClendon, Walker.—5.

Not Voting: Boecher, Ginder, Grim, Hope, Jarman, Price, Speck.—7.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Binns, Carrier, Cartwright, Cobb, Connell, Cook, Cowden, Fine, Gary, Gooldy, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Ballinger, Collins, Emery, McClendon.—4.

Not Voting: Boecher, Ginder, Grim, Hope, Jarman, Price, Speck.—7.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 301,** as amended.

HA to **SB 301** read as follows, and concurred in upon motion of Senator Rinehart:

AMENDMENT NO. 1. Page 2, Section 6, Line 24 of Engrossed Senate Bill No. 301 by striking all of Section 6, and inserting in lieu thereof the following:

There is hereby appropriated to the Department of Public Health, exclusive of other funds appropriated to the Department, from any surplus accruing to the Emergency Appropriation Fund in the State Treasury for the fiscal year ending June 30, 1949, the sum of Thirty Thousand Dollars ($30,000.00) for the purpose of carrying out the purposes and intent of this Act. Said appropriation shall not be subject to fiscal year limitations and may be contracted or expended within t h i r t y (30) months from passage of this Act.

SB 301, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, S e a m a n, Thompson, Walker, White, Worthington.—35.

Excused: Counts, Dacus.—2.

Not Voting: Boecher, Fine, Ginder, Grim, Speck, Waller.—6.

Absent: Baldwin.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—35.

Excused: Counts, Dacus.—2.

Not Voting: Boecher, Fine, Ginder, Grim, Speck, Waller.—6.

Absent: Baldwin.—1.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25 and **61** each correctly enrolled.

Enrolled **SBs 25** and **61,** after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HJR 28, by Allen and Disney, was by unanimous consent taken up for consideration and read.

Senator Rogers moved to amend **HJR 28,** by substituting therefor the following, which amendment was declared adopted:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW ARTICLE THERETO, TO BE DESIGNATED AS ARTICLE ____ OF SAID CONSTITUTION, AUTHORIZING THE PAYMENT OF AN ADJUSTED COMPENSATION FOR ACTIVE SERVICE IN THE ARMED FORCES OF THE UNITED STATES BETWEEN APRIL 6, 1917 TO APRIL 6, 1919 AND OCTOBER 1, 1939 AND DECEMBER 3, 1945, AND FURTHER AUTHORIZING THE LEVYING OF TAXES, AND THE ISSUANCE OF BONDS, TO OBTAIN THE NECESSARY FUNDS THEREFOR, AND THE LEVYING OF TAXES NECESSARY TO RETIRE INDEBTEDNESS CREATED BY THE ISSUANCE OF ANY SUCH BONDS; AND PROVIDING FOR THE SUBMISSION OF SUCH PROPOSED AMENDMENT TO THE PEOPLE FOR APPROVAL OR REJECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The following amendment to the Constitution of the State of Oklahoma, to become, and be designated as, Article ____ of said Constitution, is hereby proposed and shall be referred by the Secretary of State to the people for their approval or rejection, in the manner provided by law:

ARTICLE ____

Section 1. The Legislature by appropriate legislation, are hereby authorized to provide for the payment of an adjusted compensation for active duty in the armed forces of the United States at any time between April 6, 1917 to April 6, 1919 and October 1, 1939 and December 3, 1945, by persons who had been domiciled in the State of Oklahoma for not less than one (1) year immediately preceding entry into such service. No such adjusted compensation shall exceed Ten Dollars ($10.00) for each month or major fraction of a month of such service within the continental limits of the United States, or Fifteen Dollars ($15.00) for each month or major fraction of a month of such

service outside said limits, and shall not exceed a total of Three Hundred Dollars ($300.00) to any such person whose service during said period was confined to the continental limits of the United States, or a total of Five Hundred Dollars ($500.00) to any such person whose service during said period was not confined to said limits. Authority is also given to provide that no such adjusted compensation, or the right thereto, shall be subject to assignment, legal or equitable, or to claims of creditors by attachment, garnishment, execution, court order or other process, legal or equitable, or be regarded as assets, legal or equitable, of the estate of any decedent, or be made the basis of administration proceedings. The levying of taxes, and the issuance of state bonds payable in not more than ten (10) years in a total amount not in excess of One Hundred Million Dollars ($100,000,000.00), to obtain funds to pay any such adjusted compensation, and the levying of taxes, necessary to retire the indebtedness created by any such adjusted compensation, are also hereby authorized.

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 adding a new Article thereto, designated Article ____, and authorizing payment of an adjusted compensation for service in the armed forces of the United States by residents of this State between April 6, 1917 to April 6, 1919 and October 1, 1939 and December 3, 1945, and further authorizing the levying of taxes, and the issuance of state bonds not exceeding One Hundred Million Dollars ($100,000,000.00), to obtain the necessary funds therefor, and the levying of taxes, to retire all indebtedness created by the issuance of any such adjusted compensation, be approved by the people?

Shall the proposed amendment be approved?

☐ YES

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date hereof, prepare and file one (1) copy thereof with the Secretary of State, and one (1) copy thereof with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the next primary election, July 4, 1950 at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

Upon motion of Senator Rogers, **HJR 28**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rogers, the rules of the Senate were suspended and **HJR 28**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 28 was read for the third time at length as follows:

HOUSE JOINT RESOLUTION NO. 28—By ALLEN and DISNEY.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW ARTICLE THERETO, TO BE DESIGNATED AS ARTICLE ____ OF SAID CONSTITUTION, AUTHORIZING THE PAYMENT OF AN ADJUSTED COM-

PENSATION FOR ACTIVE SERVICE IN THE ARMED FORCES OF THE UNITED STATES BETWEEN APRIL 6, 1917 TO APRIL 6, 1919 AND OCTOBER 1, 1939 AND DECEMBER 3, 1945, AND FURTHER AUTHORIZING THE LEVYING OF TAXES, AND THE ISSUANCE OF BONDS, TO OBTAIN THE NECESSARY FUNDS THEREFOR, AND THE LEVYING OF TAXES NECESSARY TO RETIRE INDEBTEDNESS CREATED BY THE ISSUANCE OF ANY SUCH BONDS; AND PROVIDING FOR THE SUBMISSION OF SUCH PROPOSED AMENDMENT TO THE PEOPLE FOR APPROVAL OR REJECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The following amendment to the Constitution of the State of Oklahoma, to become, and be designated as, Article ____ of said Constitution, is hereby proposed and shall be referred by the Secretary of State to the people for their approval or rejection, in the manner provided by law:

ARTICLE ____

SECTION 1. The Legislature by appropriate legislation, are hereby authorized to provide for the payment of an adjusted compensation for active duty in the armed forces of the United States at any time between April 6, 1917 to April 6, 1919 and October 1, 1939 and December 3, 1945, by persons who had been domiciled in the State of Oklahoma for not less than one (1) year immediately preceding entry into such service. No such adjusted compensation shall exceed Ten Dollars ($10.00) for each month or major fraction of a month of such service within the continental limits of the United States, or Fifteen Dollars ($15.00) for each month or major fraction of a month of such service outside said limits, and shall not exceed a total of Three Hundred Dollars ($300.00) to any such person whose service during said period was confined to the continental limits of the United States, or a total of Five Hundred Dollars ($500.00) to any such person whose service during said period was not confined to said limits. Authority is also given to provide that no such adjusted compensation, or the right thereto, shall be subject to assignment, legal or equitable, or to claims of creditors by attachment, garnishment, execution, court order or other process, legal or equitable, or be regarded as assets, legal or equitable, of the estate of any decedent, or be made the basis of administration proceedings. The levying of taxes, and the issuance of State bonds payable in not more than ten (10) years in a total amount not in excess of One Hundred Million Dollars ($100,000,000.00), to obtain funds to pay any such adjusted compensation, and the levying of taxes, necessary to retire the indebtedness created by any such adjusted compensation, are also hereby authorized.

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 adding a new Article thereto, designated Article ____, and authorizing payment of an adjusted compensation for service in the armed forces of the United States by residents of this State between April 6, 1917 to April 6, 1919 and October 1, 1939 and December 3, 1945, and further authorizing the levying of taxes, and the

issuance of State bonds not exceeding One Hundred Million Dollars ($100,000,000.00), to obtain the necessary funds therefor, and the levying of taxes, to retire all indebtedness created by the issuance of any such adjusted compensation, be approved by the people?

Shall the proposed amendment be approved?

☐ YES
☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date hereof, prepare and file one (1) copy thereof with the Secretary of State, and one (1) copy thereof with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the next primary election, July 4, 1950 at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Carrier, Lowery, Price.—3.

Excused: Counts, Dacus.—2.

Not Voting: Binns, Boecher, Ginder, Speck.—4.

Absent: Baldwin.—1.

The Resolution was declared passed.

The question being, "Shall **HJR 28,** by Allen and Disney, entitled:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW ARTICLE THERETO, TO BE DESIGNATED AS ARTICLE — OF SAID CONSTITUTION, AUTHORIZING THE PAYMENT OF AN ADJUSTED COMPENSATION FOR ACTIVE SERVICE IN THE ARMED FORCES OF THE UNITED STATES BETWEEN APRIL 6, 1917, TO APRIL 6, 1919, AND OCTOBER 1, 1939 AND DECEMBER 3, 1945, AND FURTHER AUTHORIZING THE LEVYING OF TAXES, AND THE ISSUANCE OF BONDS, TO OBTAIN THE NECESSARY FUNDS THEREFOR, AND THE LEVYING OF TAXES NECESSARY TO RETIRE INDEBTEDNESS CREATED BY THE ISSUANCE OF ANY SUCH BONDS; AND PROVIDING FOR THE SUBMISSION OF SUCH PROPOSED AMENDMENT TO THE PEOPLE FOR APPROVAL OR REJECTION.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the 4th day of July, 1950 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the 4th day of July, 1950, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?" the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Carrier, Lowery, Price.—3.

Excused: Counts, Dacus.—2.

Not Voting: Binns, Boecher, Ginder, Speck.—4.

Absent. Baldwin.—1.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

HJR 28, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 498, by Committee on Appropriations, was read and considered.

Upon motion of Senator Porter, **HB 498** was advanced to engrossment and third reading.

By unanimous consent, **HB 498** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 498 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Binns, Boecher, Carrier, Cartwright, Cobb, Cook, Fine, Grim, Hope, Jarman, Leonard, Porter, Price, Ritzhaupt.—15.

Nays: Ballinger, Collins, Connell, Cowden, Emery, Gary, Gooldy, Howell, Jelks, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Rinehart, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—23.

Excused: Counts, Dacus.—2.

Not Voting: Ginder, Lowery, Walker. —3.

Absent: Baldwin.—1.

The bill was declared failed of passage.

Senator Lowery asked unanimous consent, which was granted, that Sara Joe, Kay and Wilson Cobb, children of Senator Cobb, be made Honorary Pages for the remainder of this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 373 and **513** correctly engrossed.

SB 4 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 373** and **513,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 4,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Mr. Clyde Reeves, President of the Oklahoma Safety Council Inc., was upon request of Senator Rinehart recognized, and announced that, in appreciation, the Officers of the Oklahoma Safety Council have directed the issuance of an award and presented to President Pro Tempore Logan a Plaque, signed by Mr. Reeves, as President, on which was a certification "that Bill Logan, who as a member of the 22nd Session of the 1949 Legislature of the State of Oklahoma, helped write a comprehensive traffic safety legislative program that will mean the saving of lives in the prevention of needless traffic accidents on the streets and highways of the State."

GENERAL ORDER

HB 357, by Langley (Adair) was read and considered.

Senator Gary moved to amend **HB 357,** line 28, page 1, by striking the words "State Budget Officer" and inserting in lieu thereof the words "State Auditor," which amendment was declared adopted.

Senator Gary moved to amend **HB 357,** lines 31 and 32, page 1, by striking the words "State Budget Officer" and inserting the words "State Auditor," which amendment was declared adopted.

Senator Gary moved to amend **HB 357,** line 5, page 2, by striking the words "Budget Officer" and inserting in lieu thereof the word "Auditor," which amendment was declared adopted.

Senator Gary moved to amend the title to **HB 357** by correcting the words "State Budget Officer" to read "State Auditor," which amendment was declared adopted.

Upon motion of Senator Gary, **HB 357,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 357,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 357 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—34.

Excused: Counts, Dacus.—2.

Not Voting: Boecher, Cartwright, Ginder, Jarman, Lowery, Porter, Walker.—7.

Absent: Baldwin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Waller, White, Worthington.—34.

Excused: Counts, Dacus.—2.

Not Voting: Boecher, Cartwright, Ginder, Jarman, Lowery, Porter, Walker.—7.

Absent: Baldwin.—1.

The emergency was declared passed.

HB 357 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 28 correctly engrossed.

Engrossed **SA** to and Engrossed **HJR 28,** as amended, were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 75,** as amended.

HA to **SB 75** read as follows and consideration deferred:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 75—By Anderson of the Senate and Carmichael of the House.

AN ACT AUTHORIZING THE STATE GAME AND FISH COMMISSION TO BOMB CROWS' ROOSTS; MAKING APPROPRIATION THEREFOR; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Strike the title, authors and Sections 1 and 2 of Senate Bill No. 75 and substitute in lieu thereof the following:

By Brickell, Sherman, Cunningham, Reynolds (Oklahoma), Box, McCarty, Wallace (Oklahoma), Pazoureck of the House and Rinehart and Jarman of the Senate.

AN ACT RELATING TO SALARIES OF DISTRICT COURT JUDGES OF DISTRICT COURT JUDICIAL DISTRICTS OF THE STATE HAVING A POPULATION IN EXCESS OF TWO HUNDRED FIFTY THOUSAND (250,000); AND A CITY THEREIN HAVING A POPULATION IN EXCESS OF TWO HUNDRED THOUSAND (200,000) ACCORDING TO THE FEDERAL CENSUS OF 1940 OR ANY SUCCEEDING CENSUS; AND RELATING TO SALARIES OF DISTRICT COURT JUDGES OF DISTRICT COURT JUDICIAL DISTRICTS OF THE STATE HAVING A POPULATION IN EXCESS OF ONE HUNDRED FIFTY-FIVE THOUSAND (155,000) AND LESS THAN TWO HUNDRED THOUSAND

(200,000) ACCORDING TO THE FEDERAL CENSUS OF 1940 OR ANY SUCCEEDING FEDERAL CENSUS AND WITH A NET ASSESSED VALUATION IN EXCESS OF ONE HUNDRED TWENTY MILLION DOLLARS ($120,000,000.00) EXCLUSIVE OF INTANGIBLE PERSONAL PROPERTY AND LESS APPROVED HOMESTEAD EXEMPTIONS AS CERTIFIED TO THE EXCISE BOARDS OF THE COUNTIES OF SAID DISTRICTS IN 1944 AND AS MAY BE SHOWN BY ANY SUCCEEDING BIENNIAL ASSESSED NET VALUATION AND WHICH DOES NOT HAVE TO EXCEED TWO (2) DISTRICT JUDGES; PROVIDING FOR THE PAYMENT OF SALARIES IN ADDITION TO THAT PAID BY THE STATE, FROM THE RESPECTIVE COURT FUNDS IN THE SEVERAL COUNTIES INVOLVED; AND MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. From and after the passage of this Act, in each District Court Judicial District of this State having a population in excess of two hundred fifty thousand (250,000) and a city therein having a population in excess of two hundred thousand (200,000) according to the Federal Census of 1940 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 under other provisions of law either by the State or from the Court Fund, a salary of Twelve Hundred Dollars ($1200.00) per annum, payable monthly.

The additional salary, as provided for herein, shall be paid from the Court Fund of the counties comprising said District Court Judicial District in the proportion that each of said county's population, according to said census, bears to the population of said District.

SECTION 2. From and after the passage of this Act, in each District Court Judicial District of this State having (1) a population in excess of one hundred fifty-five thousand (155,000) but not in excess of two hundred thousand (200,000) according to the Federal Census of 1940 or according to any succeeding Federal Census, (2) a net assessed valuation in excess of One Hundred Twenty Million Dollars ($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 valulation, 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 under other provisions of law either by the State or from the Court Fund, a salary of One Thousand Dollars ($1,000.00) per annum, payable monthly.

The additional salary, as provided for herein, shall be paid from the Court Fund of the counties comprising said District Court Judicial District in the proportion that each of said county's population, according to said census, bears to the population of said District.

SECTION 3. 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 remaining portion of this Act.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

GENERAL ORDER

HJR 25, by Trent et al of the House

and Emery of the Senate, was read and considered.

Upon motion of Senator Emery, **HJR 25** was advanced to engrossment and third reading.

By unanimous consent, **HJR 25** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HJR 25 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Ballinger, Binns, Cartwright, Ginder, Grim, Jelks, Lowery.—7.

Absent: Baldwin.—1.

Excused: Counts, Dacus.—2.

The resolution was declared passed.

Senator Emery presiding.

HJR 25 was properly signed and or dered returned to Honorable House.

The President presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 264,** as amended.

HA to **SB 264** read as follows, and consideration deferred:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED SENATE BILL NO. 264 — By TRANSPORTATION COMMITTEE.

AN ACT RELATING TO VEHICLES OF THE DEPARTMENT OF PUBLIC SAFETY; AMENDING 47 O. S. 1941, SECTIONS 151 AND 153, AND SECTION 1, CHAPTER 6, TITLE 47, PAGE 314, OKLAHOMA SESSION LAWS 1947; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 47 O. S. 1941, Section 151 is hereby amended to read as follows:

"Section 151. Every State owned automobile shall have painted on each side of said automobile, the words, "State of Oklahoma," in conspicuous letters at least three (3) inches in height and the name of the Department or Institution in which said automobile is used, in conspicuous letters at least two (2) inches in height, *except vehicles used regularly as patrol units shall be distinctively painted black and white and shall bear the wording "Oklahoma Highway Patrol" on each side thereof, in letters of such size as to be easily distinguishable, it being the purpose and intention of the Legislature that such patrol units shall be marked in the future in the same manner as those now in use."*

SECTION 2. 47 O. S. 1941, Section 153 is hereby amended to read as follows:

"Section 153. It shall be unlawful for any person to drive any State owned automobile at any time and for any purpose, on any street or highway within this State, unless the provisions of Section One (1) hereof, have been strictly complied with, *provided, however, the Commissioner of the Department of Public Safety is hereby authorized to set aside not to exceed eighteen (18) automobiles for use by his department so that the same may be available to the Bureau of Criminal Investigation without identifying marks thereon."*

SECTION 3. Section 1, Chapter 6, Title 47, page 314, Oklahoma Session Laws 1947 is hereby amended to read as follows:

"Section 1. No state board, commission, department, institution, official or employee, except the De-

partment of Public Safety and the State Highway Commission, s h a l l purchase any passenger automobile or bus with public funds after the effective date of this Act, provided, that the Department of Public Safety may own, use and maintain not more than *one hundred and sixty-eight (168)* passenger automobiles and the State Highway Commission may own, use and maintain not more than ten (10) passenger automobiles; provided, further, that any state institution of Higher Education may purchase, own, or keep if now owned, or acquire by lease or gift, and use and maintain such station wagons, trucks or buses as are reasonably necessary for the carrying on of the educational programs of said institutions; provided that this amendment shall not be construed to permit the purchase of other passenger cars by such institutions; and provided, further, that no bus operated, owned or used by such educational institutions s h a l l be permitted to carry any person other than students, faculty members or employees of such institutions; and provided, that this Section shall not be construed to prohibit the operation of intra campus buses, or buses routed directly between portions of the campus of any institution not adjacent to each other, nor to prohibit the collection of fares from such students, faculty members or employees of such institution, sufficient in amount to cover the reasonable cost of such transportation.

Provided further, that the use of station wagons and of buses, other than as herein provided for, shall be permitted only on written request for such use by heads of departments of the institution approved in writing by the president thereof or by some administrative official thereof authorized by said president to grant such approval; and provided that such use shall be permitted only for official institutional business or activities connected therewith; and this Section shall be subject to the other provisions of said Chapter Six (6) of Title 47 forbidding personal use of such vehicles, and to the penalties therein declared; and any person violating the provisions of this Section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by fine or imprisonment or both as provided in Section Three (3) of said Chapter Six (6)."

SECTION 4. It being immediately necessary for the preservation of the public peace, health and s a f e t y, 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 Mahan presiding.

GENERAL ORDER

HB 328, by Allen et al of the House and Ballinger of the Senate, was read and considered.

Upon motion of Senator Porter, **HB 328** was advanced to engrossment and third reading.

By unanimous consent, **HB 328** was considered engrossed and placed upon third reading and final pasage.

Senator Baldwin asked to be recorded present, which was the order.

THIRD READING

HB 328 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—32.

Nays: Grim.—1.

Not Voting: Cartwright, Collins, Ginder, Howell, Lowery, Nance, Price, Speck, Waller.—9.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—32.

Nays: Grim.—1.

Not Voting: Cartwright, Collins, Ginder, Howell, Lowery, Nance, Price, Speck, Waller.—9.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 328 was properly signed and ordered returned to Honorable House.

THIRD READING

HB 291 was read for the third time at length.

Senator Seaman asked unanimous consent, which was granted, to be made co-author of **HB 291.**

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 291 was referred for engrossment.

GENERAL ORDER

HB 547, by Trent, was read and considered.

Upon motion of Senator Binns, **HB 547** was advanced to engrossment and third reading.

By unanimous consent, **HB 547** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 547 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—42.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 547 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 118, by Shibley, was read and considered.

Senator Collins moved to amend **HB 118,** line 9, page 2, by striking the words and figures "Ten Thousand ($10,000.00)

Dollars" and inserting in lieu thereof the words and figures "One Thousand ($1000.00) Dollars," which amendment was declared adopted.

Upon motion of Senator Collins, **HB 118,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 118,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 118 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Gooldy, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Anderson, Baldwin, Cartwright, Fine, Gary, Ginder, Grim, Jarman, Lowery, Rinehart, Rogers.—11.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Gooldy, Hope, Howell, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Seaman, Speck, Thompson, Walker, Waller, White, Worthington.—31.

Not Voting: Anderson, Baldwin, Cartwright, Fine, Gary, Ginder, Grim, Jarman, Lowery, Rinehart, Rogers.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 118 was referred for engrossment.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 360—Penal Institutions.

GENERAL ORDER

Senator Cobb asked unanimous consent, which was granted, to take up for immediate consideration **HB 360,** as amended, which was read.

Senator Cobb moved that **HB 360,** as amended, be advanced to engrossment and third reading.

Senator Ballinger moved that the previous question be now put, which motion was declared adopted.

Senator Lowery asked unanimous consent, which was granted, to defer further consideration of **HB 360,** as amended, until such time as the Conference Committee of which he is a member can be present.

PENDING CONSIDERATION OF CONFERENCE COMMITTEE REPORT ON SB 141:

Upon motion of Senator Rinehart, the Conference Committee Report on **SB 141** was adopted.

SB 141, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Collins, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, White, Worthington.—31.

Nays: Cobb, Connell.—2.

Not Voting: Carrier, Cartwright, Gary, Grim, Howell, Lowery, Speck, Walker, Waller.—9.

Excused: Counts, Dacus.—2.

The bill, as amended in Conference, was declared passed.

Senator Rinehart moved that the emergency section to **SB 141,** as amended in Conference, be stricken and the title amended to conform, citing Section 58, Article 5 of the Constitution, which motion was declared adopted.

SB 141, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 83, 206, 222, 144,** each as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 364.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 208** and **298.**

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

SB 293, by Counts, was read and considered.

Upon motion of Senator Cobb, **SB 293** was advanced to engrossment and third reading.

By unanimous consent, **SB 293** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

SB 293 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cobb, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—31.

Not Voting: Carrier, Cartwright, Collins, Gary, Grim, Howell, Jelks, Lowery, Medlock, Speck, Waller.—11.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cobb, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Jarman, Leonard, Logan, McClendon, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—31.

Not Voting: Carrier, Cartwright, Collins, Gary, Grim, Howell, Jelks, Lowery, Medlock, Speck, Waller.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

SB 293 was referred for engrossment.

GENERAL ORDER

HB 175, by Hert, was read and considered.

Upon motion of Senator Binns, **HB 175** was advanced to engrossment and third reading.

By unanimous consent, **HB 175** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 175 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Connell, Cook, Fine, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Walker, Waller, White, Worthington.—28.

Nays: Cobb, Cowden, Emery, Nance. —4.

Not Voting: Carrier, Collins, Gary, Ginder, Grim, Howell, Lowery, Medlock, Speck, Thompson.—10.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 175 was referred for engrossment.

Senator Baldwin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 179 and **403** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 179** and **403,** each as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 409, by Boatman et al of the House and Nevins et al of the Senate, was read and considered.

Senator McClendon moved to amend **HB 409,** lines 1, 2 and 3, page 2, by striking after the word "thereto" line 1 and before the word "in" in line 3 the following: "The counties in this State by and through the Board of County Commissioners or State Highway Commission" and inserting in lieu thereof the following: "to any agency of state, county or municipal government," which amendment was declared adopted.

Senator Mahan presiding.

Senator Connell moved to amend **HB 409,** line 5, page 2, by striking after the word "of" and before the word "with" the words and figures "Twenty-five Thousand ($25000.00) Dollars" and inserting in lieu thereof the words and figures "Five Thousand ($5000.00) Dollars," which amendment was adopted by unanimous consent.

Senator McClendon moved to amend **HB 409,** lines 11 and 12, page 2, by striking after the word "the" and before the word "said" and inserting the following: "governing Board," which amendment was declared adopted.

Senator Anderson moved that **HB 409,** as amended, be advanced.

Senator Anderson moved that the previous question be now put, which motion was declared adopted.

The vote occurring on the Anderson motion, it was declared adopted.

By unanimous consent, **HB 409,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 409 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Boecher, Connell, Cook, Gary, Jarman, Mahan, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker.—16.

Nays: Anderson, Ballinger, Binns, Cartwright, Cobb, Cowden, Fine, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, McClendon, Seaman, Waller, Worthington.—18.

Not Voting: Carrier, Collins, Emery, Grim, Lowery, Medlock, Speck, White. —8.

Excused: Counts, Dacus.—2.

The bill was declared failed of passage.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 100, 248, 202** and **270.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 4, 25, 61.**

Enrolled **SBs 4** and **61** were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him of:

Enrolled **SB 3**—By Porter—An Act entitled the "Uniform Traffic Code";

defining motor vehicles, highways, traffic control devices, and other terms used in the Act; establishing the requirements for drivers involved in an accident; establishing speed limits for all types of vehicles; establishing a reckless driving statute; regulating the manner in which motor vehicles shall be operated upon the highways of the State of Oklahoma; setting out requirements for the operation of vehicles loaded inflammable liquids or explosives; establishing regulations with reference to parking of vehicles and blocking of traffic; establishing a code for the operation of bicycles and other non-motor vehicles; repealing Sections 583 and 584 of Title 69, O.S. 1941; and Sections 91, 92, 104, 105 of Title 47, O.S. 1941, and Section 111, Paragraph 4, Sub-Paragraphs (a), (b) and (c), of Title 47, O.S. Supplement 1947; and declaring the provisions of this Act severable.

The Senate was declared at ease.

The Senate reassembled, with the President presiding.

PENDING CONSIDERATION OF HA to SB 75:

Upon motion of Senator Ginder, the Senate concurred in **HA** to **SB 75.**

SB 75, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Baldwin, Boecher, Collins, Connell, Cook, Gary, Ginder, Gooldy, Howell, Jarman, Logan, McClendon, Mahan, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker.—21.

Nays: Ballinger, Cobb, Cowden, Emery, Hope, Jelks, Leonard, Nance, Nevins, Waller, Worthington—11.

Not Voting: Anderson, Binns, Carrier, Cartwright, Fine, Grim, Lowery, Medlock, Speck, White.—10.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared failed of passage.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 177, 191, 477, 555** and **493.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 33,** House Conferees named as follows: Harkey, Hert, Field, Smith (Cherokee), Pazoureck, Meigs, Munson, Bullard, Haworth, Tolbert, Larason.

MESSAGE FROM THE HOUSE

Requesting the return of Engrossed and Enrolled **SB 25,** by Dacus, Nevins and Gary, for further consideration and correction.

Upon motion of Senator Rinehart, the request of the Honorable House for the return of Engrossed and Enrolled **SB 25** was ordered granted.

GENERAL ORDER

HJR 6, by Langley, was read and considered.

Upon motion of Senator Rinehart, **HJR 6** was advanced to engrossment and third reading.

By unanimous consent, **HJR 6** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 6 was read for the third time at length, as follows:

HOUSE JOINT RESOLUTION NO. 6 —By LANGLEY.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE 12-A OF THE CONSTITUTION OF OKLAHOMA; PROVIDING THAT ALL AD VALOREM TAX LEVIES HEREAFTER MADE FOR SCHOOL DISTRICT PURPOSES, INCLUDING LEVIES FOR CURRENT

EXPENSES, FOR THE ERECTION OF PUBLIC BUILDINGS AND TO PAY THE PRINCIPAL AND INTEREST ON SCHOOL DISTRICT BONDS HEREAFTER VOTED AND ISSUED, SHALL NOT BE SUBJECT TO THE HOMESTEAD TAX EXEMPTION PROVISIONS OF ARTICLE 12-A OF THE CONSTITUTION OF OKLAHOMA OR OF LAWS ENACTED PURSUANT THERETO; AND PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION TO BE HELD ON JULY 4, 1950.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 1, Article 12-A of the Constitution of the State of Oklahoma:

"Section 1. All homesteads as is or may be defined under the laws of the State of Oklahoma for tax exemption purposes, may hereafter be exempted from all forms of ad valorem taxation by the Legislature; provided, that all assessments, levies, encumbrances and other contract obligations incurred or made prior to the taking effect of such act of the Legislature shall in no way be affected or impaired by the exercise of Legislative power as authorized by this amendment. *Provided, further, that all ad valorem tax levies hereafter made for school district purposes, including levies for current expenses, for the erection of public buildings and to pay the principal and interest on school district bonds hereafter voted and issued, shall not be subject to the homestead tax exemption provisions of this article or of laws enacted pursuant thereto.*"

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 1 Article 12-A of the Constitution of Oklahoma; providing that all ad valorem tax levies hereafter made for school district purposes, including levies for current expenses for the erection of public buildings and to pay the principal and interest on school district bonds hereafter voted and issued, shall not be subject to the homestead tax exemption provisions of Article 12-A of the Constitution of Oklahoma or of laws enacted pursuant thereto,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES

☐ NO.

SECTION 3. 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 4. A special election is hereby ordered to be held throughout the State on the 4th day of July, 1950, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this resolution shall be submitted to the people of Oklahoma for their approval or rejection, as and in the manner provided by law.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Collins, Ginder, Howell, Leonard, Lowery, Nance, Nevins, Porter, Price, Rinehart.—10.

Nays: Anderson, Boecher, Cook, Cowden, Emery, Gooldy, Grim, Hope, McClendon, Mahan, Rogers, Waller, White, Worthington.—14.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Ballinger, Binns, Carrier, Cartwright, Cobb, Connell, Fine, Gary, Jarman, Jelks, Logan, Medlock, Ritzhaupt, Seaman, Speck, Thompson, Walker.—18.

The Resolution was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 70, 167, 175 and **274** each correctly enrolled.

Enrolled **SBs 70, 167, 175** and **274**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 33** was read and adopted upon motion of Senator Gary:

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. 33 and Engrossed House Amendment thereto, by Collins and Counts, entitled:

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CRIMINAL COURT OF APPEALS FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CRIMINAL COURT OF APPEALS TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING ALL LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that the Conference Committee Substitute, attached hereto, do pass.

SENATE CONFEREES:

GARY, Chairman.
LOWERY,
PORTER,
COOK,
McCLENDON,
NEVINS,
RITZHAUPT,
WALLER.

HOUSE CONFEREES:

HARKEY, Chairman.
HERT,
FIELD,
SMITH (Cherokee),
LARASON,
MEIGS,
MUNSON,
BULLARD,
TOLBERT.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 33—By COLLINS and COUNTS of the Senate.

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CRIMINAL COURT OF APPEALS FOR THE FISCAL YEARS ENDING JUNE 30, 1950 AND JUNE 30, 1951; AUTHORIZING THE CRIMINAL COURT OF APPEALS TO APPOINT QUALIFIED PERSONS TO POSITIONS AUTHORIZED HEREIN; REPEALING SENATE BILL 84 ENACTED BY THE TWENTY-SECOND SESSION OF THE OKLAHOMA LEGISLATURE, AND ALL OTHER LAWS IN CONFLICT HEREWITH AND RELATING TO PROCEDURE IN THE COURTS OF THE STATE, AND MAKING IT THE DUTY OF THE JUSTICES OF THE SUPREME COURT AND THE JUDGES OF THE CRIMINAL COURT OF APPEALS TO MAKE A CONTINUOUS STUDY OF THE RULES AND PROCEDURE AND

STATUTES FOR THE PURPOSE OF RECOMMENDING CORRECTION OR CHANGE IN STATUTES FOR IMPROVEMENT OF THE ADMINISTRATION OF JUSTICE, PROVIDING THAT THE MEMBERS OF EACH OF SAID COURTS SHALL CONFER WITH APPROPRIATE COMMITTEES OF THE LEGISLATURE, REQUIRING ACCEPTANCE OF PROVISIONS OF THIS ACT, FIXING THE COMPENSATION OF SAID JUSTICES AND JUDGES FOR SAID SERVICES; PROVIDING THAT THE PROVISIONS THEREOF SHALL BECOME EFFECTIVE ON THE SECOND MONDAY IN JANUARY 1951; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purpose designated by the appropriations, are hereby appropriated from the General Revenue Fund of the State and authorized to be paid as hereinafter provided, to the respective public officers and employees and for the several purposes specified, which amounts shall be available for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1950	Fiscal Year Ending June 30, 1951
CRIMINAL COURT OF APPEALS		
For expenses of personal services in accordance with the following schedule	$31,500.00	$39,000.00
SCHEDULE		
Judges	$22,500.00	$30,000.00
Legal Assistant	3,000.00	3,000.00
Marshal	3,000.00	3,000.00
Court Reporter	3,000.00	3,000.00
Total of Schedule	$31,500.00	$39,000.00
For expenses of maintenance and operation in accordance with the following schedule	$ 1,500.00	$ 1,500.00
SCHEDULE		
Operating expenses	$ 1,000.00	$ 1,000.00
Equipment	500.00	500.00
Total of Schedule	$ 1,500.00	$ 1,500.00

SECTION 2. The Criminal Court of Appeals shall appoint qualified persons to the positions set forth in the schedule of personal services in Section One of this Act, at rates shown for each position, which are necessary to perform the duties imposed upon the Criminal Court of Appeals by law, payable from the appropriations made by this Act for expenses of personal services.

SECTION 3. Senate Bill No. 84, enacted by the Twenty-Second Session of the Oklahoma Legislature, is hereby repealed effective immediately upon the passage of this Act, and effective July 1, 1949, Section 14, House Bill 438, R. S., Twenty-First Legislature is hereby repealed.

SECTION 4. Inasmuch as the laws of Oklahoma on procedure in the courts are by reason of apparent conflicting and ambiguous provisions, in some state of confusion and uncertainty, so that in some cases the rights of litigants and parties affected are prejudiced and impaired; and inasmuch as such rules of procedure and the statutes require study and change in the interest of the administration of justice with dispatch, which aforesaid conditions and rules can be most properly remedied by study thereof and conference thereon by and with Justices of the Supreme Court and Judges of the Criminal Court of Appeals who constantly come in contact with and construe and apply all such rules; commencing on the Second Monday in January, 1951, it shall be the duty of the Justices of the Supreme

Court of Oklahoma whose terms expire in January, 1953, and those whose terms expire on the Second Monday in January, 1955, to conduct a continuous study of the rules and methods of procedure in civil cases, and the duty of the Judges of the Criminal Court of Appeals whose terms expire on the Second Monday in January, 1953 and whose terms expire on the Second Monday in January 1955, to conduct a continuous study of the rules and methods of procedure in criminal cases.

SECTION 5. It shall be the duty of such members of both courts to meet and confer with and report to appropriate committees of the State Legislature on such matters; provided that before any Justice of the Supreme Court or Judge of the Criminal Court of Appeals shall be authorized or required to perform the services defined by this Act, the same to be performed so as not to interefere with his regular official duties, he shall file a certificate in the office of the Secretary of State setting forth his willingness to perform such service.

SECTION 6. Commencing on the Second Monday in January, 1951, each of the Justices of the Supreme Court and Judges of the Criminal Court of Appeals whose terms expire on the Second Monday of January, 1953 and whose terms expire on the Second Monday in January, 1955, bringing himself within the provisions of this Act shall receive as compensation for the aforesaid service an annual salary of Five Thousand ($5,000.00) Dollars, payable monthly.

SECTION 7. No Justice of the Supreme Court, nor any Judge of the Criminal Court of Appeals shall be paid any compensation of more than Seven Thousand Five Hundred ($7,500.00) Dollars annually before the Second Monday in January, 1951.

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.

SB 33, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cobb, Cook, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Howell, Jarman, Leonard, Lowery, McClendon, Nance, Nevins, Porter, Price, Rinehart, Seaman, Waller, Worthington.—24.

Nays: Ballinger, Binns, Carrier, Collins, Hope, Jelks, Logan, Mahan, Medlock, Rogers, Thompson, White.—12.

Not Voting: Cartwright, Connell, Fine, Ritzhaupt, Speck, Walker.—6.

Excused: Counts, Dacus.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Boecher, Cobb, Collins, Cook, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Seaman, Walter, White, Worthington.—30.

Nays: Ballinger, Binns, Carrier, Mahan, Rogers, Thompson.—6.

Not Voting: Cartwright, Connell, Fine, Ritzhaupt, Speck, Walker.—6.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

SB 33, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 197** was read as follows:

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 197, and Engrossed House

amendments thereto, by Gary of the Senate, entitled:

AN ACT MAKING APPROPRIATIONS TO PAY CERTAIN WARRANTS ISSUED AGAINST THE GENERAL REVENUE FUND, HIGHWAY CONSTRUCTION AND MAINTENANCE FUND AND ADMINISTRATION FUND OF THE WELFARE COMMISSION; WHICH WARRANTS HAVE HERETOFORE BEEN CANCELLED UNDER PROVISIONS OF PARAGRAPH 2, SECTION 19, CHAPTER 1C, TITLE 62, OKLAHOMA SESSION LAWS 1947; AND DECLARING AN EMERGENCY,

beg leave to report that we make the following recommendations:

We recommend that Engrossed Senate Bill 197 and Engrossed House Amendments thereto do pass with the following amendments:

Amendment No. 1. Page 1, Section 1, Line 11 of the Engrossed House amendment, by striking the words and figures $14,590.00 and inserting in lieu thereof the words and figures $10,-849.00.

Amendment No. 2. Page 1, Section 2, Line 16 of the Engrossed House amendment, by striking the words and figures $14,590.00 and inserting in lieu thereof the words and figures $10,-849.00.

SENATE CONFEREES:
COOK
McCLENDON
MEDLOCK
NEVINS
WALLER
WHITE.

HOUSE CONFEREES:
HARKEY, Chairman
HERT
FIELD
SMITH (Cherokee)
LARASON
MEIGS
MUNSON
TOLBERT.

Upon motion of Senator Leonard, further consideration of **SB 197,** as amended in Conference, was indefinitely postponed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 157 correctly engrossed.

SB 273 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 157,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 273,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

REFERRING FURTHER TO SB 75, AS AMENDED BY THE HONORABLE HOUSE:

Senator Rinehart asked unanimous consent, which was granted, that the vote be reconsidered by which **SB 75,** as amended by the Honorable House, failed of passage.

Senator Rinehart moved that the Senate refuse to concur in **HA** to **SB 75** and ask the Honorable House to grant a conference thereon, three Senate Conferees to be appointed, which motion prevailed.

GENERAL ORDER

HB 107, by Russell and Ownby, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 107** was advanced to engrossment and third reading.

By unanimous consent, **HB 107** was considered engrossed and placed upon third reading and final passage.

Senator Baldwin presiding.

THIRD READING

HB 107 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger,

Boecher, Carrier, Cobb, Collins, Cook, Cowden, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Cartwright, Connell, Emery, Lowery, Mahan, Speck, Waller.—8.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Carrier, Cobb, Collins, Cook, Cowden, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Cartwright, Connell, Emery, Lowery, Mahan, Speck, Waller.—8.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 107 was properly signed and ordered returned to Honorable House.

The Presiding Officer announced the appointment of Senators Ginder, Jarman and Carrier as the Senate Conferees under **SB 75.**

GENERAL ORDER

HB 560, by Langley (Adair), was read and considered.

Upon motion of Senator Rinehart, **HB 560** was advanced to engrossment and third reading.

Upon motion of Senator Rinehart, the rules of the Senate were suspended and **HB 560** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 560 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Carrier, Gooldy, Jarman, Nance, Nevins, Speck, Waller.—8.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows.

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—34.

Not Voting: Binns, Carrier, Gooldy, Jarman, Nance, Nevins, Speck, Waller.—8.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 560 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 291 and **405** each correctly engrossed.

Engrossed SAs to and Engrossed **HBs 291** and **405,** each as amended, were properly signed and ordered returned to the Honorable House.

President Berry presiding.

GENERAL ORDER

HB 50, by Ozmun, was read and considered.

Upon motion of Senator Ballinger, **HB**

50 was advanced to engrossment and third reading.

By unanimous consent, **HB 50** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 50 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Collins, Cook, Cowden, Emery, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, White, Worthington.—30.

Nays: Cobb, Connell, Lowery, Rogers, Waller.—5.

Not Voting: Fine, Ginder, Howell, Nance, Nevins, Speck, Walker.—7.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 50 was properly signed and ordered returned to Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 120, 129, 144, 460, 473, 152, 140, 161** and **437.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 133,** House Conferees named as follows: Langley (Adair), Smith (Cherokee), Boatman, Ozmun, and Munson.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 32.**

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

HB 336, by Reynolds et al was read and considered.

Upon motion of Senator Mahan, **HB 336** was advanced to engrossment and third reading.

By unanimous consent, **HB 336** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 336 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Carrier, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington. —31.

Not Voting: Ballinger, Binns, Boecher, Cartwright, Ginder, Howell, Nance, Nevins, Seaman, Speck, Walker.—11.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 336 was properly signed and ordered returned to Honorable House.

Senator Lowery presiding.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 68** was read and adopted upon motion of Senator Grim:

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your Conference Committee, to whom was referred Senate Bill No. **68,** with Engrossed House Amendments thereto, by Grim, Lowery, Walker, Ginder, Logan, Nance, et al, entitled:

AN ACT RELATING TO THE STATE LEGISLATIVE COUNCIL, AMENDING 74 O. S. 1941, SECTIONS 451 AND 456, AND 74 O. S. 1941, SECTION 461, AS AMENDED BY 74 O. S.

SUPP. 1947, SECTION 461, PROVIDING THAT THE STATE LEGISLATIVE COUNCIL SHALL CONSIST OF ALL MEMBERS OF THE LEGISLATURE, AND FOR REIMBURSEMENT OF TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES; CREATING AN EXECUTIVE COMMITTEE OF THE COUNCIL AND PRESCRIBING ITS DUTIES; AND DECLARING AN EMERGENCY,

beg leave to report we have had same under consideration and herewith return the same with the recommendation that all House Amendments be stricken, and insert in lieu thereof the following amendment; insert following sentence at end of Sec. 1:

"Beginning with interim following regular 22nd Session of the Oklahoma State Legislature, and thereafter shall alternate in these capacities after each regular session."

We hereby recommend that Conference Committee Substitute for Senate Bill No. 68 do pass.

SENATE CONFEREES:
GARY,
GRIM,
LOWERY.

HOUSE CONFEREES:
RUSSELL,
LANGLEY (Muskogee),
LANGLEY (Adair).

By unanimous consent, upon request of Senator Grim, sub-section (a) of Rule 30, was suspended and **SB 68,** as amended in Conference, was placed upon final passage.

SB 68, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Porter, Price, Rinehart, Ritzhaupt, Thompson, Waller, White, Worthington.—29.

Nays: Leonard, Rogers.—2.

Not Voting: Baldwin, Carrier, Cartwright, Ginder, Howell, Medlock, Nance, Nevins, Seaman, Speck, Walker.—11.

Excused: Counts, Dacus.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Jarman, Jelks, Logan, Lowery, McClendon, Mahan, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—30.

Nays: Leonard.—1.

Not Voting: Baldwin, Carrier, Cartwright, Ginder, Howell, Medlock, Nance, Nevins, Seaman, Speck, Walker.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

SB 68, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The Presiding Officer announced the Senate Conferees under **SB 75,** by Anderson of the Senate, and Carmichael of the House, as follows: Senators Ginder, Jarman and Carrier.

GENERAL ORDER

HB 111, by Dyer, was read and considered.

Upon motion of Senator White, **HB 111** was advanced to engrossment and third reading.

By unanimous consent, **HB 111** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 111 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Carrier, Collins, Gary, Grim, Medlock, Nance, Speck.—8.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Not Voting: Binns, Carrier, Collins, Gary, Grim, Medlock, Nance, Speck.—8.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 111 was referred for engrossment.

GENERAL ORDER

HB 380, by Field, was read and considered.

Senator Leonard moved to amend **HB 380,** line 4, page 1, by striking after the word, "the," and before the word, "Tuesday," the word and figure, "fourth (4th)," and inserting in lieu thereof, the word and figure, "third (3rd)," which amendment was declared adopted.

Senator Leonard moved to amend **HB 380,** lines 1, 11 and 16, page 8, by striking after the word, "the," in line 1 and before the word, "Monday," the word, "fourth," and inserting in lieu thereof, the word, "third," and in line 11 by striking after the word, "the," and before the word, "Monday," the word, "fourth," and inserting the word "third," and in line 16, by striking after the word, "the," and before the word, "Wednesday," the word, "first," and inserting the word, "last," and striking after the word, "in," in line 16, and before the word, "before," the word, "April," and inserting in lieu thereof, the word, "March," which amendment was declared adopted.

Senator Leonard moved to amend **HB 380,** line 11, page 10, by inserting after the word, "town," on line 10, the following new section: "Section 4. This Act shall not be operative as to elections held in 1950, but shall be operative as to elections held in 1952 and thereafter," and by amending the title by adding at the end, the words, "and fixing the operative date of this Act," which amendment was declared adopted.

Upon motion of Senator Leonard, **HB 380,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 380,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 380 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Carrier, Cobb, Cook, Cowden, Emery, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Rinehart, Ritzhaupt.—20.

Nays: Anderson, Baldwin, Boecher, Connell, Fine, Gary, Hope, McClendon, Nevins, Porter, Price, Rogers, Thompson, Walker, Waller, White, Worthington.—17.

Not Voting: Cartwright, Collins, Jarman, Seaman, Speck.—5.

Excused: Counts, Dacus.—2.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 175, correctly engrossed.

SB 295, correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 175,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 295,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Logan asked unanimous consent that the Senate recess, which was the order.

The Senate reassembled with President Berry presiding.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 75,** House Conferees named as follows: Sherman, Wallace (Oklahoma), and Brickell.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 75** was read and adopted upon motion of Senator Rinehart:

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. 75, with Engrossed House Amendments thereto, by Anderson of the Senate and Carmichael of the House, entitled:

AN ACT AUTHORIZING THE STATE GAME AND FISH COMMISSION TO BOMB CROWS' ROOSTS; MAKING APPROPRIATION THEREFOR; AND DECLARING AN EMERGENCY,

and amended striking the title, authors and Sections 1 and 2 of Senate Bill No. 75 and substituting in lieu thereof the following:

By BRICKELL, SHERMAN, CUNNINGHAM, REYNOLDS (Oklahoma), BOX, McCARTY, WALLACE (Oklahoma) and PAZOURECK of the House, and RINEHART and JARMAN of the Senate.

AN ACT RELATING TO SALARIES OF DISTRICT COURT JUDGES OF DISTRICT COURT JUDICIAL DISTRICTS OF THE STATE HAVING A POPULATION IN EXCESS OF TWO HUNDRED FIFTY THOUSAND (250,000); AND A CITY THEREIN HAVING A POPULATION IN EXCESS OF TWO HUNDRED THOUSAND (200,000) ACCORDING TO THE FEDERAL CENSUS OF 1940 OR ANY SUCCEEDING CENSUS; AND RELATING TO SALARIES OF DISTRICT COURT JUDGES OF DISTRICT COURT JUDICIAL DISTRICTS OF THE STATE HAVING A POPULATION IN EXCESS OF ONE HUNDRED FIFTY-FIVE THOUSAND (155,000) AND LESS THAN TWO HUNDRED THOUSAND (200,000) ACCORDING TO THE FEDERAL CENSUS OF 1940 OR ANY SUCCEEDING FEDERAL CENSUS AND WITH A NET ASSESSED VALUATION IN EXCESS OF ONE HUNDRED TWENTY MILLION DOLLARS ($120,000,000.00) EXCLUSIVE OF INTANGIBLE PERSONAL PROPERTY AND LESS APPROVED HOMESTEAD EXEMPTIONS AS CERTIFIED TO THE EXCISE BOARDS OF THE COUNTIES OF SAID DISTRICTS IN 1944 AND AS MAY BE SHOWN BY ANY SUCCEEDING BIENNIAL ASSESSED NET VALUATION AND WHICH DOES NOT HAVE TO EXCEED TWO (2) DISTRICT JUDGES; PROVIDING FOR THE PAYMENT OF SALARIES IN ADDITION TO THAT PAID BY THE STATE, FROM THE RESPECTIVE COURT FUNDS IN THE SEVERAL COUNTIES INVOLVED; AND 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 recom-

mendation that Conference Committee Substitute for Engrossed Senate Bill No. 75 do pass.

SENATE CONFEREES:

GINDER,
JARMAN,
CARRIER.

HOUSE CONFEREES:

BRICKELL,
LINDLEY,
PAZOURECK.

By unanimous consent, upon request of Senator Rinehart, sub-section (a) of Rule 30 was suspended, and **SB 75,** as amended in Conference, was placed upon final pasage.

SB 75, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Ayes: Binns, Boecher, Carrier, Cartwright, Connell, Cook, Gary, Ginder, Grim, Howell, Jarman, Leonard, Logan, McClendon, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, White.—23.

Nays: Anderson, Baldwin, Ballinger, Cobb, Cowden, Emery, Fine, Hope, Jelks, Lowery, Nance, Walker, Worthington. —13.

Not Voting: Collins, Gooldy, Mahan, Medlock, Price, Speck.—6.

Excused: Counts, Dacus.—2.

The bill, as amended in Conference, was declared passed.

SB 75, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 222.**

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 70, 167, 175, 274,** and **273.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 206,** as amended.

HAs to **SB 206** read as follows and concurred in upon motion of Senator Nance:

Amendment No. 1. Page 1, Section 1, Line 15 of Engrossed Senate Bill No. 206, by striking the word "newspaper" and inserting before the word "published" and after the word "some" in line 15, the following: "legal newspaper of general circulation".

Amendment No. 2. Page 1, Section 1, Line 14 by inserting after the word "published" the words "in full except as provided in Section 2 hereof".

Amendment No. 3. Page 1, Section 1, Line 21 by inserting after the word "full" the following: "except as provided in Section 2 hereof".

Amendment No. 4. Page 2, Section 3, Line 15 by inserting after the word "town" the following: "except as otherwise provided in Section 2 hereof".

Amendment No. 5. Page 2, Section 3, Line 15 by inserting after the "a" in line 15 the following word: "legal".

SB 206, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Binns, Carrier, Cartwright, Collins, Grim, Howell, Lowery, Mahan, Medlock, Price, Speck.—11.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Cobb.—1.

Not Voting: Binns, Carrier, Cartwright, Collins, Grim, Howell, Lowery, Mahan, Medlock, Price, Speck.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HJR 18, by Haworth and Cannon of the House and Rogers of the Senate, was read and considered.

Upon motion of Senator Rogers, **HJR 18** was advanced to engrossment and third reading.

By unanimous consent, **HJR 18** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 18 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Jelks, Leonard, Logan, McClendon, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Excused: Counts, Dacus.—2.

Not Voting: Carrier, Cartwright, Collins, Ginder, Grim, Howell, Jarman, Lowery, Mahan, Medlock, Price, Speck, Total, 12.

The Resolution was declared passed.

HJR 18 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 339, by Nix and Billingsley, was read and considered.

Senator Ballinger moved to amend **HB 339,** line 16, page 3, by striking after the word "of," the following: "filing such notice or request for trial de novo," and inserting in lieu thereof the words, "such injury."

Senator Emery moved the previous question be now put, which motion prevailed.

The vote occurring on the Ballinger amendment, it was declared adopted.

Senator Ballinger moved that **HB 339,** as amended, be advanced to engrossment and third reading.

By unanimous consent, **HB 339,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 339 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Boecher, Collins, Connell, Cook, Emery, Fine, Gary, Gooldy, Jarman, Jelks, Leonard, Logan, Mahan, Medlock, Nevins, Rinehart, Rogers, Thompson, Walker, Waller, White.—23.

Nays: Carrier, Cobb, Cowden, Ginder, Grim, Hope, Howell, Lowery, McClendon, Nance, Porter, Price, Ritzhaupt, Seaman.—14.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Binns, Cartwright, Speck, Worthington.—5.

The bill was declared passed.

Senator Nance moved that the emergency clause be stricken and title amended to conform, which motion prevailed.

HB 339 was referred for engrossment.

GENERAL ORDER

HB 295, by Ozmun et al., was read and considered.

Senator Hope moved to amend **HB 295,** page 3, by placing a period after the word, "occurred," on line 1, and striking the remainder of line 1 and all of line 2.

Senator Medlock moved that the Hope amendment be tabled which motion was declared failed of adoption.

The vote occurring on the Hope amendment, it was declared adopted.

Senator Hope moved to amend **HB 295,** page 4, by inserting after line 8, the following paragraph:

"In the event a claim is filed with the State Industrial Commission by an injured employee, the employer or its insurance carrier may, at any time within 30 days after the claim has been filed in the Commission, remove said claim to the District Court of the county wherein the accident occurred. Said removal shall be accomplished by the filing of a Notice of Removal with the Secretary of the Commission and mailing a copy of said Notice to the claimant or his counsel. Upon such notice being filed in the Commission the Secretary of the Commission shall, forth with, forward to the clerk of the District Court of the County in which the accident occurred, a certified copy of Claimant's Claim for Compensation together with a certified copy of the Notice of Removal and upon said claim and Notice being filed in the office of said Court Clerk the claim shall be removed and the State Industrial Commission shall thence forth be divested of jurisdiction in said claim. The respondent or insurance carrier shall have 5 days after the certified copy of Claimant's Claim and Notice of Removal have been filed in the office of the Clerk of the District Court to which the claim is removed to file its answer to said claim. The District Court to which said claim is removed shall thereafter proceed to hear and determine said claim in the manner provided elsewhere in this act."

Senator Medlock moved to table the Hope amendment, which motion prevailed.

Upon motion of Senator Mahan, **HB 295,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 295,** as amended. was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 295 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Collins, Cook. Cowden, Emery, Howell, Jarman, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Rinehart, Thompson, Walker, Waller, White, Worthington.—20.

Nays: Anderson, Baldwin, Boecher, Carrier, Cobb, Connell, Gary, Ginder, Grim, Hope, Lowery, McClendon, Porter, Price, Ritzhaupt, Rogers, Seaman.—17.

Not Voting: Binns, Cartwright, Fine, Gooldy, Speck.—5.

Excused: Counts, Dacus.—2.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 118 and **357** correctly engrossed.

SBs 74 and **262** correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 118** and **357,** each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 74** and **262**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

By unanimous consent the following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 567—Appropriations.

Senator Gary asked unanimous consent, which was granted, to consider **HB 567**, as amended, at this time.

GENERAL ORDER

HB 567, as amended, was read and considered.

Upon motion of Senator Gary, **HB 567**, as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 567**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 567 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington. —35.

Not Voting: Emery, Gooldy, Mahan, Medlock, Porter, Speck, Waller.—7.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington. —35.

Not Voting: Emery, Gooldy, Mahan, Medlock, Porter, Speck, Waller.—7.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 567 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 190, 206, 208 and **301** correctly enrolled.

Enrolled **SBs 190, 206, 208** and **301**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Senator Nance moved to strike **HB 347**, by Cunningham of the House, and Worthington and Jelks of the Senate, from the calendar, which motion was declared adopted.

Senator Nance moved to strike **HJR 24**, by Tate, et al of the House, and Thompson of the Senate, from the calendar, which motion was declared adopted.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 328** and **458**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 25**, as amended.

HA to **SB 25** read as follows, and concurred in upon motion of Senator Gary:

AMENDMENT NO. 1. Page 2, line

of Engrossed Senate Bill No. 25 by adding a new section to be Section 4 and read as follows: "The State Board of Education shall create positions, make the appointment, and fix the salary of such personnel as is necessary to carry out the duties and functions of the State Department of Education."

Renumber the subsequent sections.

SB 25, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Excused: Counts, Dacus.—2.

Not Voting: Jelks, Porter, Speck, White.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, Worthington.—38.

Excused: Counts, Dacus.—2.

Not Voting: Jelks, Porter, Speck, White.—4.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Cowden presiding.

GENERAL ORDER

Referring further to the Cobb motion to advance **HB 360** to engrossment and third reading:

The vote occurring on the Cobb motion, it was declared adopted.

Upon motion of Senator Cobb, the rules of the Senate were suspended and **HB 360,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 360 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Binns, Boecher, Cobb, Gary, Gooldy, Grim, Hope, Jelks, Logan, Mahan, Medlock, Nance, Nevins, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson.—19.

Nays: Anderson, Ballinger, Carrier, Collins, Connell, Cook, Cowden, Emery, Ginder, Howell, Leonard, Lowery, McClendon, Price, Walker, Waller, White, Worthington.—18.

Excused: Counts, Dacus.—2.

Not Voting: Cartwright, Fine, Jarman, Porter, Speck.—5.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 567 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 567,** as amended, were properly signed and ordered returned to the Honorable House.

The Presiding Officer announced there were matters on the President's desk for the consideration of the Senate in executive session.

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

The Senate, in open session, was called

to order by the President, who made the following announcements:

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the executive nomination of GLADYS McDONALD, Oklahoma City, as a Member of the Board of Trustees of the Teachers' Retirement System of Oklahoma, for a term commencing 7-3-49 and ending 7-3-54.

The Senate, in executive session and upon motion of Senator Price, advised and consented to the confirmation of the executive nomination of JOHN ROGERS, Tulsa, Oklahoma, as a Member of the Board of Oklahoma State Regents for Higher Education for a term beginning 5-16-49, and ending 5-16-58.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the executive nomination of FRANK BUTTRAM, Oklahoma City, as a Member of the Board of Oklahoma State Regents for Higher Education for a term beginning 5-16-48 and ending 5-16-57.

The Senate, in executive session and upon motion of Senator Jarman, advised and consented to the confirmation of the executive nomination of GEO. D. KEY, Oklahoma City, as Democratic Member and Chairman of the State Election Board, for a period beginning May 6, 1949 and running co-terminus with that of the Governor.

The Senate, in executive session and upon motion of Senator Howell, advised and consented to the confirmation of the executive nomination of FRANK MIDGLEY, Newkirk, Oklahoma, as Republican Member and Vice-Chairman of the State Election Board for a period beginning May 6, 1949 and running co-terminus with that of the Governor.

The Senate, in executive session and upon motion of Senator Lowery, advised and consented to the confirmation of the executive nomination of JOHN C. FISHER, Marlow, Oklahoma, as a Member of the Board of Regents for Oklahoma Colleges, 6th Congressional District, for a term beginning June 10, 1948 and ending June 10, 1957.

The Senate, in executive session and upon motion of Senator Mahan, advised and consented to the confirmation of the executive nomination of DON FREIDAY, Bartlesville, Oklahoma, as a Member of the Board of Pharmacy, for a term beginning May 24, 1949 and ending May 24, 1953.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 142,** as amended.

HA to **SB 142** read as follows, and concurred in upon motion of Senator Collins:

Amendment No. 1. Page 1 of Engrossed Senate Bill No. 142 is hereby amended by striking the title and Sections 1, 2, and 3 thereof, and substituting the following:

AN ACT RELATING TO SALARIES OF JUDGES OF THE SUPERIOR COURTS OF THE STATE; AMENDING SECTION 1, CHAPTER 5, TITLE 20, PAGE 228, OKLAHOMA SESSION LAWS, 1947; FIXING THE EFFECTIVE DATE OF THIS ACT; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That from and after the passage and approval of this Act the annual salaries of the Judges of the Superior Courts of the State, as now authorized by law, shall in the sum equal to the salary of the District Judges in the district in which such Superior Court is located, payable *from State funds.*

SECTION 2. *This Act shall take effect on and after July 1, 1949.*

SECTION 3. *All laws and parts of laws in conflict herewith are hereby repealed.*

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.*

SB 142, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Collins, Connell, Cowden, Ememy, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Cobb, Cook, Grim, Jarman, Lowery, McClendon, Porter, Seaman, Speck.—12.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Boecher, Collins, Connell, Cowden, Ememy, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—30.

Not Voting: Binns, Carrier, Cartwright, Cobb, Cook, Grim, Jarman, Lowery, McClendon, Porter, Seaman, Speck.—12.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 75.**

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 209, 148** and **220.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 74** and **262.**

The above numbered Enrolled Bills were ordered transmitted to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 162** and **373,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 25, HBs 83, 206** and **547.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Nance presiding.

GENERAL ORDER

HB 480, by Bullard et al of the House and Anderson of the Senate, was read and considered.

Upon motion of Senator Anderson, **HB 480** was advanced to engrossment and third reading.

By unanimous consent, **HB 480** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 480 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Cook, Cowden, Emery, Fine, Gooldy, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington.—24.

Nays: Ginder.—1.

Not Voting: Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Gary, Grim, Hope, Howell, Jarman, Jelks, McClendon, Porter, Speck, Waller.—17.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 480 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 248, by Bullard, was read and considered.

Upon motion of Senator Anderson, **HB 248** was advanced to engrossment and third reading.

By unanimous consent, **HB 248** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 248 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Cook, Cowden, Emery, Fine, Ginder, Gooldy, Leonard, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, White, Worthington. —25.

Not Voting: Binns, Boecher, Carrier, Cartwright, Cobb, Collins, Connell, Gary, Grim, Hope, Howell, Jarman, Jelks, McClendon, Porter, Speck, Waller.—17.

Excused: Counts, Dacus.—2.

The bill was declared passed.

HB 248 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 190, 208, 206, 301.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 490, 494, 569.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 216, by Committee on Ways and Means, was read and considered.

Upon motion of Senator Anderson, **HB 216** was advanced to engrossment and third reading.

By unanimous consent, **HB 216** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 216 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jelks, Logan, Mahan, Medlock, Nance, Porter, Price, Ritzhaupt, Walker, Waller, White.—25.

Nays: Cobb, Cook, Cowden, Hope, Leonard, Lowery, McClendon, Rinehart, Rogers, Worthington.—10.

Excused: Counts, Dacus.—2.

Not Voting: Carrier, Grim, Jarman, Nevins, Seaman, Speck, Thompson.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Howell, Jelks, Leonard,

Logan, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White.—31.

Nays: Cobb, Cook, Hope, Lowery, Worthington.—5.

Excused: Counts, Dacus.—2.

Not Voting: Carrier, Grim, Jarman, Nevins, Seaman, Speck.—6.

The emergency was declared passed.

HB 216 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 548, by Carmichael et al was read and considered.

Upon motion of Senator Anderson, **HB 548** was advanced to engrossment and third reading.

By unanimous consent, **HB 548** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 548 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jelks, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—29.

Nays: Baldwin, Cowden, Leonard, Mahan.—4.

Excused: Counts, Dacus.—2.

Not Voting: Carrier, Collins, Connell, Gary, Grim, Jarman, Nevins, Rogers, Speck.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Emery, Fine, Ginder, Gooldy, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—30.

Nays: Baldwin, Cowden, Mahan.—3.

Not Voting: Carrier, Collins, Connell, Gary, Grim, Jarman, Nevins, Rogers, Speck.—9.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 548 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 339 and **SB 293** each correctly engrossed.

SBs 168, 202, 247, 248, 270 and **298** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 339,** as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 293** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 168, 202, 247, 248, 270** and **298,** after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 345, by Field, was read and considered.

Upon motion of Senator Leonard, **HB 345** was advanced to engrossment and third reading.

By unanimous consent, **HB 345** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 345 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns,

Boecher, Cartwright, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Carrier, Collins, Connell, Grim, Nevins, Speck.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Carrier, Collins, Connell, Grim, Nevins, Speck.—7.

The emergency was declared passed.

HB 345 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 427, by Bullard of the House and Anderson of the Senate, was read and considered.

Upon motion of Senator Leonard, **HB 427** was advanced to engrossment and third reading.

By unanimous consent, **HB 427** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 427 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Not Voting: Anderson, Carrier, Collins, Connell, Grim, Nevins, Speck.—7.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Not Voting: Anderson, Carrier, Collins, Connell, Grim, Nevins, Speck.—7.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 427 was properly signed and ordered returned to Honorable House.

RESOLUTION

By unanimous consent, the following Resolution was introduced, read at length and considered:

SENATE RESOLUTION NO. 29—By Price and Emery.

A SENATE RESOLUTION ALLOWING COMPENSATION TO JOSEPHINE SPIVEY, CHIEF ENROLLING AND ENGROSSING CLERK FOR THE STATE SENATE, FOR EXTRA AND OVERTIME SERVICES IN PROOF READING ENROLLED BILLS IN PREPARATION FOR THE PRINTING OF THE 1949 SESSION LAWS OF THE TWENTY-SECOND OKLAHOMA LEGISLATURE; SUCH EXTRA AND OVERTIME WORK BEING OUTSIDE

AND BEYOND HER DUTIES AS CHIEF ENROLLING AND ENGROSSING CLERK.

WHEREAS, Josephine Spivey is Chief Enrolling and Engrossing Clerk for the Senate during the Twenty-Second Session of the Oklahoma Legislature, and has performed and is performing extra and overtime duties in the proof reading of enrolled bills for the publication of the 1949 Session Laws of the Twenty-Second Legislature of the State of Oklahoma, and that such overtime and extra work is beyond and outside of her duties as Chief Enrolling and Engrossing Clerk, and for such extra and overtime work should receive compensation of Three Hundred Dollars ($300.00).

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA IN REGULAR SESSION ASSEMBLED:

SECTION 1: That there should be paid and there is hereby appropriated out of the Appropriation Fund for the State Senate of the Twenty-Second Legislature of the State of Oklahoma, the sum of Three Hundred Dollars ($300.00), to be paid to Josephine Spivey, Chief Enrolling and Engrossing Clerk for the State Senate during the Twenty-Second Session of the Oklahoma Legislature of the State of Oklahoma, for extra duties and overtime work performed in the proof reading of enrolled bills for the printing of the 1949 Session Laws of the Twenty-Second Legislature of the State of Oklahoma, such duties being outside of and beyond her duties as Chief Enrolling and Engrossing Clerk for the State Senate; such compensation to be paid in the regular manner as other employees of the State Senate are paid.

Upon motion of Senator Price, **SR 29** was declared adopted and ordered referred for engrossment.

Senator Rinehart announced the presence of and presented to the Senate Governor and Mrs. Roy J. Turner.

GENERAL ORDER

HB 466, by Anglin, was read and considered.

Upon motion of Senator Ballinger, **HB 466** was advanced to engrossment and third reading.

By unanimous consent, **HB 466** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 466 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Waller, White, Worthington.—29.

Nays: Ginder, Grim, Howell, Seaman, Walker.—5.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Baldwin, Binns, Carrier, Cartwright, Mahan, Nevins, Speck.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Ginder, Grim, Seaman.—3.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Baldwin, Binns, Carrier, Cartwright, Mahan, Nevins, Speck.—8.

The emergency was declared passed.

HB 466 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 7, by Harkey and Smalley, was read and considered.

Upon motion of Senator Leonard, **HB 7** was advanced to engrossment and third reading.

By unanimous consent, **HB 7** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 7 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Porter, Price, Ritzhaupt, Seaman, Thompson, Waller, White, Worthington.—31.

Nays: Walker.—1.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Binns, Boecher, Carrier, Cartwright, Mahan, Nevins, Rinehart, Rogers, Speck.—10.

The bill was declared passed.

HB 7 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 133** was read:

Mr. Speaker: We, your Conference Committee to whom was referred Engrossed Senate Bill No. 133, by Committee on Local, State and Federal Government, entitled:

AN ACT RELATING TO COMMERCIAL MINNOW DEALERS; AMENDING SECTION 1, CHAPTER 6, TITLE 29, PAGE 255, OKLAHOMA SESSION LAWS 1947, SO AS TO PROVIDE THAT A COMMERCIAL MINNOW DEALERS LICENSE SHALL NOT PERMIT THE HOLDER THEREOF TO SEINE MINNOWS FROM THE SALT FORK OF THE ARKANSAS RIVER OR FROM ANY OF THE TRIBUTARIES THEREOF; AND DECLARING AN EMERGENCY,

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

SENATE CONFEREES:

FINE,
LOGAN,
BOECHER,
COBB,
MAHAN.

HOUSE CONFEREES:

LANGLEY, Chairman.
MUNSON,
OZMUN,
SMITH (Cherokee),
BOATMAN.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 133—By LANGLEY, BOATMAN, MUNSON, OZMUN and SMITH (Cherokee) of the House, and FINE, et al., of the Senate.

AN ACT RELATING TO COMMERCIAL MINNOW DEALERS; AMENDING SECTION 1, CHAPTER 6, TITLE 29, PAGE 255, OKLAHOMA SESSION LAWS 1947, SO AS TO PROVIDE THAT A COMMERCIAL MINNOW DEALERS LICENSE SHALL NOT PERMIT THE HOLDER THEREOF TO SEINE MINNOWS FROM CERTAIN STREAMS, EXCEPT BY WRITTEN PERMIT, AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Chapter 6, Title 29, Page 255, Oklahoma Session Laws 1947, is hereby amended to read as follows:

Section 1. A commercial minnow deal-

er may procure a license as such for a fee of Twenty-Five Dollars ($25.00), per annum, which license will permit him to seine and catch non-game minnows for bait with a minnow seine of mesh not to exceed One-fourth (¼") inch and the seine not to exceed Forty feet in length. Provided that a license shall not be issued to a non-resident, of the State or transported without the county of the residence of said licensee. PROVIDED FURTHER, THAT SUCH COMMERCIAL LICENSE SHALL NOT PERMIT THE HOLDER THEREOF TO SEINE OR TAKE MINNOWS UNDER THE PROVISIONS OF THIS ACT FROM BARON FORK CREEK, BALLARD CREEK, CLEAR FORK, FLINT CREEK, CANEY CREEK, SALLISAW CREEKS, LEES CREEKS, SPRING CREEK, TYNER CREEK AND FOURTEEN MILE CREEK, Except on written authorization by the Game and Fish 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.

Senator Fine moved that the Conference Committee Report on Engrossed **SB 133** be adopted, which motion failed of adoption.

MESSAGES FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: **SBs 141** and **68.**

The above numbered Bills, as amended in Conference, were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 280,** as amended.

HA to **SB 280** read as follows, and concurred in upon motion of Senator Rinehart:

AMENDMENT NO. 1. Page 1 of the Title; amend by striking the emergency of Engrossed Senate Bill No. 280, also the emergency section in Section 3.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 263,** as amended.

HA to **SB 263** read as follows, and concurred in upon moton of Senator Leonard:

AMENDMENT NO. 1 — Strike the Title and Sections 1 and 2 thereof and substitute in lieu thereof, the following:

AN ACT AMENDING SECTION 4, TITLE 61, OKLAHOMA STATUTES 1941 RELATING TO THE EIGHT HOUR DAY ON PUBLIC WORK, EXEMPTING CERTAIN PUBLIC WORK.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 4, Title 61, Oklahoma Statutes 1941 is hereby amended to read as follows:

"Section 4. PUBLIC CONTRACTS MADE ON BASIS OF EIGHT-HOUR DAY. All contracts hereafter made by or on behalf of the State, or by or on behalf of any county, city, township, or other municipality, with any corporation, person or persons, for the performance of any public work, by or on behalf of the State or any county, city, township, or other municipality, shall be deemed and considered as made upon the basis of eight hours constituting a day's work; and it shall be unlawful for such corporaton, person or persons, to require, aid, abet, assist, connive at, or permit any laborer, workman, mechanic, prison guards, janitors in public institutions,

or other person to work more than eight hours per calendar day in doing such work, except in cases and upon the conditions provided in the preceding section.

Provided that the provisions of this Act in regard to hours worked per calendar day shall not apply to the construction, reconstruction, maintenance, or the production of local materials for: Highways, roads, streets, and all the structures and drainage in connection therewith; sewer systems, waterworks systems, dams and levees, canals, drainage ditches, airport grading, drainage, surfacing, seeding and planting. Provided that the provisions of this Act will not prevent employees from drawing time and a half for those hours worked over forty (40) during any calendar week."

SB 263, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Ayes: Anderson, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, Mahan, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Thompson, Walker, Waller, White, Worthington.—31.

Nays: Ballinger, Emery, McClendon, Medlock, Nevins, Rogers.—6.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Binns, Carrier, Jarman, Speck.—5.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 157, 179, 357, 567,** each as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 155** and **289.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 295.**

The above numbered Enrolled Bill was referred to the Governor for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 111 correctly engrossed.

SB 100 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 111,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 100,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 440, by Larason, as amended, was read and considered.

Senator Connell moved that all Senate Amendments to **HB 440** be stricken, which motion failed of adoption.

Upon motion of Senator Connell, **HB 440,** as amended, was advanced to engrossment and third reading.

By unanimous consent, **HB 440,** as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 440 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Lowery, McClendon, Medlock, Nance,

Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, White, Worthington.—30.

Nays: Cook.—1.

Not Voting: Baldwin, Boecher, Carrier, Howell, Jarman, Logan, Mahan, Rogers, Seaman, Speck, Waller.—11.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Cobb, Collins, Connell, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Thompson, Walker, White, Worthington.—30.

Nays: Cook.—1.

Not Voting: Baldwin, Boecher, Carrier, Howell, Jarman, Logan, Mahan, Rogers, Seaman, Speck, Waller.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 440 was referred for engrossment.

Upon motion of Senator Rogers, the Presiding Officer appointed Senators Logan, Rogers and Mahan, as a Special Committee to extend an invitation to the Honorable House to visit the Senate at any time.

THIRD READING

Senator Lowery moved that the vote be reconsidered by which **HB 498** failed of passage, which motion was declared adopted.

Upon motion of Senator Emery, the previous question was ordered put.

On the question of passage of **HB 498,** the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Cook, Cowden, Fine, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, Nance, Porter, Price, Ritzhaupt, Seaman, Walker, White, Worthington.—24.

Nays: Ballinger, Collins, Connell, Emery, Gary, Howell, Mahan, Medlock, Rinehart, Rogers, Waller.—11.

Not Voting: Carrier, Ginder, Jarman, McClendon, Nevins, Speck, Thompson.—7.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Cowden, Fine, Gary, Ginder, Gooldy, Grim, Hope, Jelks, Leonard, Logan, Lowery, Medlock, Nance, Porter, Price, Rinehart, Ritzhaupt, Seaman, Walker, Waller, White, Worthington.—30.

Nays: Collins, Connell, Emery, Howell, Mahan, Rogers.—6.

Not Voting: Carrier, Jarman, McClendon, Nevins, Speck, Thompson.—6.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 498 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 32 and **59** correctly enrolled.

Enrolled **SBs 32** and **59,** after fourth readings, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Rinehart, the Presiding Officer appointed Senators Mahan, White and Walker as a Special Committee to notify the Honorable House that the Senate has about finished its work and ready to adjourn sine die.

PENDING CONSIDERATION OF HAs TO SB 264:

Upon motion of Senator Rinehart, the Senate concurred in **HAs** to **SB 264.**

SB 264, as amended by the Honorable House, was read at length.

On question of passage of bill, as

amended, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Ballinger, Carrier, Speck.—3.

Excused: Counts, Dacus.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—39.

Not Voting: Ballinger, Carrier, Speck.—3.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

THIRD READING

Senator Medlock asked unanimous consent, which was granted, to reconsider the vote by which **HJR 6** failed of passage.

By unanimous consent, **HJR 6** was placed before the Senate for further consideration.

GENERAL ORDER

HJR 6 was read and considered.

Senator Medlock moved to amend **HJR 6,** by striking the title, the author and the entire resolution and inserting in lieu thereof the following:

By: Medlock and Ritzhaupt of the Senate and Billingsley, Sims, Huff, Sugg, Blaylock of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF THE STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO SECTION 9, ARTICLE 10, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shrall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 9, Article 10, of the Constoitution of the State of Oklahoma:

Section 9. Except as herein otherwise provided, the total taxes for all purposes, on 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 addi-

tional levy of not to exceed two (2) mills on the dollar valuation on any property within the county shall be made by the County Excise Board 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 fifteen (15) 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 fifteen (15) 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 assesment for which such property would have been liable under the Constitution and laws of the State as same existed immediately prior to the adoption of this amendment. No provision hereof shall be construed to tax churches or schools.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

"BALLOT TITLE

Legislative Referendum No. ____

State Question No. ____

The Gist of the Proposition is as follows:

Shall a Constitutional Amendment Amending Section 9, Article 10, Oklahoma Constitution, so as to provide for additional levy of two (2) mills on the dollar valuation on property within the county for separate schools for white and negro children to be made by the county excise board upon certification of the need therefor by the governing board .

Shall the proposed amendment be approved?

☐ YES

☐ NO"

SECTION 3. The President Pro Tempore of the Senate shall immediately after the adoption of this resolution prepare and file one (1) copy of the resolution, including the above ballot title, with the Secretary of State, and one (1) copy with the Attorney General.

Upon motion of Senator Medlock, **HJR 6,** as amended, was advanced to engrossment and third reading.

Upon motion of Senator Medlock, **HJR 6,** as amended, was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HJR 6 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By Medlock and Ritzhaupt of the Senate and Billingsley, Sims, Huff, Sugg and Blaylock of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF THE STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO SECTION 9, ARTICLE 10, OF THE CONSTITU-

TION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma:

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 two (2) mills on the dollar valuation on any property within the county shall be made by the County Excise Board 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 fifteen (15) 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 fifteen (15) 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 subidivisions 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, Article 10, Oklahoma Constitution, so as to pro-

vide for addtiional levy of two (2) mills on the dollar valuation on property within the county for separate schools for white and negro children to be made by the county excise board upon certification of the need therefor by the governing board.

Shall the proposed amendment be approved?

☐ YES

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall immediately after the adoption of this resolution prepare and file one (1) copy of the resolution, including the above ballot title, with the Secretary of State, and one (1) copy with the Attorney General.

On the question of passage of Resolution, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—35.

Nays: Baldwin, Cowden, Lowery.—3.

Not Voting: Carrier, Ginder, Seaman, Speck.—4.

Excused: Counts, Dacus.—2.

The Resolution was declared passed.

HJR 6, as amended, was ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 29 correctly engrossed.

SB 73 correctly enrolled.

Engrossed **SR 29** was properly signed and ordered referred for enrollment.

Enrolled **SB 73,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 29 correctly enrolled.

Enrolled **SR 29** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HR 252, by Lance and Smith (Rogers), was read and considered.

Upon motion of Senator Ritzhaupt, **HB 252** was advanced to engrossment and third reading.

By unanimous consent, **HB 252** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 252 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Cowden, Emery, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, Worthington.—31.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Carrier, Collins, Connell, Gary, Ginder, Howell, Mahan, Speck, Walker, White.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Cowden, Emery, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Waller, Worthington.—31.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Carrier, Collins, Connell, Gary, Ginder, Howell, Mahan, Speck, Walker, White.—11.

The emergency was declared passed.

HB 252 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 379, by Committee on Labor Relations, was read and considered.

Upon motion of Senator Rogers, **HB 379** was advanced to engrossment and third reading.

By unanimous consent, **HB 379** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 379 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cook, Cowden, Emery, Fine, Gooldy, Grim, Hope, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Rinehart, Rogers, Seaman, Thompson, Waller, Worthington.—27.

Nays: Cobb, Lowery, Price.—3.

Not Voting: Carrier, Collins, Connell, Gary, Ginder, Howell, Mahan, Porter, Ritzhaupt, Speck, Walker, White.—12.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Cook, Cowden, Emery, Fine, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Price, Rinehart, Rogers, Seaman, Thompson, Waller, Worthington. —30.

Nays: Lowery.—1.

Not Voting: Carrier, Collins, Connell, Gary, Ginder, Mahan, Porter, Ritzhaupt, Speck, Walker, White.—11.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 379 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 59, by Allen et al., was read and considered.

Senator Price moved that **HB 59** be stricken from the Calendar.

Senator Connell moved to table the Price motion, which motion failed of adoption.

The vote occurring on the Price motion, it was declared failed of adoption.

Senator Nevins moved that further consideration of **HB 59** be deferred for 10 minutes, which motion prevailed.

Senator Mahan, on behalf of the Special Committee appointed to notify the Honorable House that the Senate has about finished its work and ready to adjourn sine die, reported the duty performed and advised that the Honorable House was considering a motion to extend sine die adjournment of the 22nd Legislature. following which the Special Committee was discharged.

GENERAL ORDER

HB 298, by Autry et al., was read and considered.

Upon motion of Senator Rogers, **HB 298** was advanced to engrossment and third reading.

By unanimous consent, **HB 298** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 298 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt,

Rogers, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Carrier, Collins, Ginder, Seaman, Speck.—5.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Baldwin, Ballinger, Binns, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, Lowery, McClendon, Mahan, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Thompson, Walker, Waller, White, Worthington.—37.

Not Voting: Carrier, Collins, Ginder, Seaman, Speck.—5.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 298 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HCR 21, by Bailey (Craig) of the House and Gooldy of the Senate, was read and considered.

Senator Gooldy moved that **HCR 21** be adopted.

Upon motion of Senator Nevins, the previous question was ordered put.

The vote occurring on the Gooldy motion, it was declared failed of adoption.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 440 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 440,** as amended, were properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, the following Senate Resolution was intrdouced read at length and considered:

SENATE RESOLUTION NO. 30—By LOGAN.

A RESOLUTION COMMENDING SENATOR ARTHUR L. PRICE FOR SPECIAL SERVICES RENDERED THE STATE SENATE FOR SERVING AS CHAIRMAN OF THE COMMITTEE ON ENROLLED AND ENGROSSED BILLS DURING THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the Department of Enrolling and Engrossing is one of the technical divisions of every legislative body, and

WHEREAS, few Members of the Senate are willing to assume such special and burdensome responsibility, and

WHEREAS, the success of the legislative program depends largely upon the accuracy and reliability of the Enrolling and Engrossing Department, and

WHEREAS, the importance and sacredness of this Department is generally recognized by all Members of the Senate because the integrity of legislative proceedings is more or less safeguarded by the Enrolling and Engrossing Department, and

WHEREAS, the Senator who is given this Department, of necessity, must possess special qualifications, and must be willing to sacrifice his activity in other fields to properly supervise the Department of Enrolling and Engrossing, and

WHEREAS, the work of the Enrolling and Engrossing Department, under the direction of Senator Arthur L. Price, Chairman, during the Twenty-Second Session of the Legislature, has been outstanding, and

WHEREAS, the Senate is mindful of the services rendered by Senator Arthur L. Price, and is deeply appreciative of his devotion to duty during the Twenty-Second Session of the Legislature,

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE TWENTY - SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Senate recognizes the outstanding services rendered to this organization by the Honorable Arthur L. Price, and extends to him special recognition and appreciation; and

BE IT FURTHER RESOLVED that this Resolution be printed in the Senate Journal, and that a certified copy hereof be forwarded by the Secretary of the Senate to the Honorable Arthur L. Price.

Upon motion of Senator Logan, **SR 30** was adopted and ordered referred for engrossment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 18, HBs 50, 107, 157, 560, 162, 336, 373.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 142 and **155** each correctly enrolled.

Enrolled **SBs 142** and **155,** after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Logan presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 30 correctly engrossed.

Engrossed **SR 30** was properly signed and ordered referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 270, 248, 298, 202.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

GENERAL ORDER REFERRING FURTHER TO HB 59:

Senator Ginder moved that **HB 59** be stricken from the Calendar, which motion was ruled out of order on a point of order raised by Senator Nance, who stated that motion had previously been disposed of.

Upon motion of Senator Connell, **HB 59** was advanced to engrossment and third reading.

Upon motion of Senator Connell, the rules of the Senate were suspended and **HB 59** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 59 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Grim, Logan, Nance, Nevins, Ritzhaupt, Rogers, Thompson, White.—8.

Nays: Ballinger, Boecher, Cartwright, Cobb, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Hope, Howell, Jarman, Jelks, Lowery, McClendon, Medlock, Porter, Price, Rinehart, Seaman, Walker, Waller, Worthington.—26.

Not Voting: Anderson, Baldwin, Binns, Carrier, Collins, Leonard, Mahan, Speck.—8.

Excused: Counts, Dacus.—2.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 68, 75, 141, 209, 220, 263, 280 and **289** each correctly enrolled.

Enrolled **SBs 25, 68, 75, 141, 209, 220, 263, 280** and **289,** after fourth readings, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 290.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: **SB 33.**

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

GENERAL ORDER

HB 393, by Smith (Cherokee), et al., was read and considered.

Upon motion of Senator Nance, **HB 393** was advanced to engrossment and third reading.

By unanimous consent, **HB 393** was considered engrossed and placed upon third reading and final passage.

Senator Ballinger moved the previous question be now put, which motion prevailed.

THIRD READING

HB 393 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Not Voting: Baldwin, Carrier, Hope, Jarman, Mahan, Price, Speck.—7.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Gooldy, Grim, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Waller, White, Worthington.—34.

Nays: Cobb.—1.

Not Voting: Baldwin, Carrier, Hope, Jarman, Mahan, Price, Speck.—7.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 393 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 393 correctly engrossed.

SBs 148, 264, and **290,** correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 393,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 148, 264** and **290,** after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Lowery moved to strike the calendar, which motion he withdrew.

GENERAL ORDER

HB 358, by Reynolds (Oklahoma), was read and considered.

Upon motion of Senator Rinehart, **HB 358** was advanced to engrossment and third reading.

By unanimous consent, **HB 358** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 358 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Cartwright, Hope, Howell, Jarman, Logan, Nevins, Porter, Rinehart. —8.

Nays: Anderson, Ballinger, Binns, Boecher, Cobb, Collins, Cook, Cowden, Emery, Gary, Ginder, Gooldy, Grim, Jelks, Lowery, McClendon, Medlock, Nance, Ritzhaupt, Rogers, Walker, Waller, White, Worthington.—24.

Not Voting: Baldwin, Carrier, Connell, Fine, Leonard, Mahan, Price, Seaman, Speck, Thompson.—10.

Excused: Counts, Dacus.—2.

The bill was declared failed of passage.

GENERAL ORDER

HB 467, by Anglin, was read and considered.

Upon motion of Senator Ballinger, **HB 467** was advanced to engrossment and third reading.

By unanimous consent, **HB 467** was considered engrossed and placed upon third reading and final pasage.

THIRD READING

HB 467 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller.—30.

Nays: Lowery, Ritzhaupt.—2.

Not Voting: Anderson, Baldwin, Binns, Carrier, Cobb, Gooldy, Mahan, Speck, White, Worthington.—10.

Excused: Counts, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Boecher, Cartwright, Collins, Connell, Cook, Cowden, Emery, Fine, Gary, Ginder, Grim, Hope, Howell, Jarman, Jelks, Leonard, Logan, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Rogers, Seaman, Thompson, Walker, Waller.—30.

Nays: Lowery, Ritzhaupt.—2.

Not Voting: Anderson, Baldwin, Binns, Carrier, Cobb, Gooldy, Mahan, Speck, White, Worthington.—10.

Excused: Counts, Dacus.—2.

The emergency was declared passed.

HB 467 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 253.**

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 118, 339, 405,** 423 and **487,** as amended.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 35, 405, 466,** and **480.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 32, 59, 73, 100, 142** and **155.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration:

Engrossed **HB 136**—By Nix—An Act levying a motor fuels production tax of one cent (1c) per gallon on gasoline or motor fuel and defining terms; providing for the appropriation and distribution of revenue to the state, counties

and cities for the construction and maintenance of highways and streets; providing for the manner, method and time of collecting, reporting and payment of tax; and etc.

The above numbered **HB** was read for the first time.

Senator Lowery asked unanimous consent that the Honorable House be requested to return **HB 440** for further consideration, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 6 correctly engrossed.

SB 33 correctly enrolled.

Engrossed **SAs** to and Engrossed **HJR 6,** as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 33,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Senator Jelks asked for consideration of **HB 470,** by Brickell et al., which was the order.

HB 470 was read and considered.

Senator Rinehart moved that further consideration of **HB 470** be indefinitely postponed, which motion failed of adoption.

Upon motion of Senator Jelks, **HB 470** was advanced to engrossment and third reading.

Upon motion of Senator Jelks, **HB 470** was considered engrossed and placed upon third reading and final passage.

A committee from the Honorable House was received, headed by Representative Harkey, and advised the Senate that the Honorable House had completed its work and was ready to adjourn sine die.

Senator Nance moved that when **HB 470** had been disposed of that no further measures be considered, which motion the President Pro Tempore stated would be held in abeyance.

THIRD READING

HB 470 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Anderson, Ballinger, Binns, Cartwright, Cobb, Collins, Cowden, Emery, Gooldy, Grim, Hope, Howell, Jarman, Jelks, Logan, Lowery, Mahan, Medlock, Nance, Nevins, Porter, Price, Ritzhaupt, Thompson, Walker, Waller, White, Worthington.—28.

Nays: Connell, Cook, Fine, Gary, McClendon, Rinehart, Rogers.—7.

Excused: Counts, Dacus.—2.

Not Voting: Baldwin, Boecher, Carrier, Ginder, Leonard, Seaman, Speck. —7.

The bill was declared passed.

HB 470 was properly signed and ordered returned to Honorable House.

APPOINTMENTS TO LEGISLATIVE COUNCIL UNDER SB 68, BY GRIM ET AL.

The President Pro Tempore announced that under the provisions of **SB 68** he was empowered to appoint each and every member of the State Senate as a member of the Legislative Council, and in addition he was directed by the provisions of said bill to appoint an executive committee, subject to the approval of the Honorable Senate. He stated that the task of making the appointments was not an easy one; that every member of the Senate was qualified to do the work of the Council.

He appointed as members of the Executive Committee: Senator Carrier to represent the minority group; and Senators Gary, Lowery, Porter, Rinehart, Ritzhaupt, Walker, Nevins, Dacus and Baldwin.

President Pro Tempore Logan stated

that five of these members had served as members of the Legislative Council for the last two years, that seven were hold-overs and that every Congressional District in Oklahoma was represented and every group in the Senate from the greatest seniority to the least.

Upon motion of Senator Mahan, the above appointments were confirmed by the Senate.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 148, 290** and **141.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 7, 216, 345, 427** and **487.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning Engrossed **HB 440,** by Larason, as requested.

Senator Nance moved that, with the exception of consideration of **HB 440,** by Larason, the Senate refuse to consider any other legislative measures, which motion was declared adopted.

REFERRING FURTHER TO HB 440:

By unanimous consent, the vote was reconsidered by which **HB 440,** as amended, was passed.

THIRD READING

Senator Nance moved that **SAs** to Engrossed **HB 440** be ordered stricken, which motion was declared adopted.

HB 440 was read at length.

On the question of passage of Bill, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Worthington.—33.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Baldwin, Carrier, Cowden, Jarman, Mahan, Speck, Waller, White.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Ballinger, Binns, Boecher, Cartwright, Cobb, Collins, Connell, Cook, Emery, Fine, Gary, Ginder, Gooldy, Grim, Hope, Howell, Jelks, Leonard, Logan, Lowery, McClendon, Medlock, Nance, Nevins, Porter, Price, Rinehart, Ritzhaupt, Rogers, Seaman, Thompson, Walker, Worthington.—33.

Excused: Counts, Dacus.—2.

Not Voting: Anderson, Baldwin, Carrier, Cowden, Jarman, Mahan, Speck, Waller, White.—9.

The emergency was declared passed.

HB 440 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 253 and **SR 30** each correctly enrolled.

Enrolled **SB 253,** after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 30** was properly signed and ordered referred to the Secretary of State.

Senator Nance moved that a Special Committee be appointed to notify the Governor that the Senate has completed its work and ready to adjourn sine die, which motion prevailed, the President Pro Tempore appointing as such Committee Senators Lowery, Cartwright and Cook.

Senator Rinehart moved that, subject

only to the receipt of Messages between the two Houses, the Senate of the 22nd Legislature adjourn sine die, which motion prevailed.

Senator Lowery, on behalf of the Special Committee, appointed to notify the Governor that the Senate has completed its work and ready to adjourn sine die, reported the duty performed, following which the Committee was discharged.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 248, 179, 252, 339, 357, 548, 379, 426, 498, 567, 118, 298, 470, 440, 467.**

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 25, 68, 75, 280, 289, 209, 220, 263, 264, 33, 168, 247, 253.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

The hour of 12:00 noon, on this day, having arrived and in keeping with **SCR 8,** the Senate of the 22nd Legislature of the State of Oklahoma, upon motion of Senator Rinehart, was, by President Pro Tempore Logan, declared adjourned sine die.

INDEX

DENOTATIONS

CC—Conference Committee
CR—Committee Report

HA—House Amendment
HB—House Bill
HCR—House Concurrent Resolution
HJR—House Joint Resolution

ML—Motion Lodged

SA—Senate Amendment
SB—Senate Bill
SCR—Senate Concurrent Resolution
SJR—Senate Joint Resolution
SR—Senate Resolution

Part I
SENATE BILLS

SENATE BILL NO. 1—By Grim—An Act providing that the Commissioners of the Land Office are hereby prohibited from reserving to the State more than fifty per cent (50%) of the mineral rights in and to public lands hereafter sold thereby, and declaring an emergency.

1st Reading ---- 46
2nd Reading ---- 52
CR ---- 146
Considered, advanced, 3rd Reading and referred for engrossment ---- 169
Engrossed and to House ---- 172

SENATE BILL NO. 2—By Grim—An Act amending 64 O. S. 1941 § 82(i) so as to provide that deficiency judgments which have been held or which hereafter shall have been held by the commissioners of the land office for a period of more than five years shall be sold.

1st Reading ---- 46
2nd Reading ---- 52
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 400-401
Engrossed and to House ---- 407

SENATE BILL NO. 3—By Porter—An Act entitled the "Uniform Traffic Code"; defining motor vehicles, highways, traffic control devices, and other terms used in the act; establishing the requirements for drivers involved in an accident; establishing speed limits for all types of vehicles; establishing a reckless driving statute; regulating the manner in which motor vehicles shall be operated upon the highways of the State of Oklahoma; establishing a pedestrian code with reference to traffic; setting out requirements for the operation of vehicles loaded with flammable liquids or explosives; establishing regulations with reference to parking of vehicles and blocking of traffic; establishing a code for the operation of bicycles and other non-motor vehicles; repealing Title 69 Sections 91-92-104-105-131-132-133; and amending 47 OS 1947 Section 111, Paragraph 4, Sub-Paragraphs (a), (b) and (c); and declaring a severance.

1st Reading ---- 53
2nd Reading ---- 57
Wd from Committee and re-referred ---- 57
CR ---- 65
Considered, advanced, 3rd Reading and referred for engrossment ---- 91-93; 99-100; 107-108
Engrossed and to House ---- 131
HAs rejected, conference requested ---- 261-263
Conference granted and H. Conferees named ---- 287
S. Conferees appointed ---- 300
CC Report adopted, bill passed as amended and to House ---- 576-578
CC Report rejected by House, further conference requested

and H. Conferees named ---- 598
Further conference granted and S. Conferees appointed ---- 598
CC Report adopted, bill passed as amended and to House ----675-689
Referred for enrollment ---- 827
Enrolled and 4th Reading ---- 872
To Governor ---- 875
Governor's approval ---- 982

SENATE BILL NO. 4—By Porter—An Act regulating the operation of commercial vehicles with reference to lighting requirements; brake requirements for all vehicles; use of safety glass; the requirements for all drivers of commercial vehicles stopped on or adjacent to the highway with reference to the protection of other traffic; amending Title 47 OS 1941 Sections 141-142-143-144-145; and declaring a severance.

1st Reading ---- 53
2nd Reading ---- 57
CR ---- 65
Considered, advanced, 3rd Reading and referred for engrossment---- 108
Engrossed and to House ---- 131
HA read ----938-950
HA concurred in, bill passed as amended and referred for enrollment--- 952
Enrolled and 4th Reading ---- 974
To Governor ---- 982

SENATE BILL NO. 5—By Thompson, Waller and Counts—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; 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 10, 1949; providing nothing in Act shall affect 1949 resale or advertising therefor; requiring County Treasurers to give notice of the provisions of Act by publication; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 54
2nd Reading ---- 57
CR ---- 115

SENATE BILL NO. 6—By Gary of the Senate, and Harkey of the House—An Act making supplemental appropriations from the Emergency Appropriation Fund for the support and maintenance of the Whitaker State Orphans Home, Pryor, Oklahoma, for the fiscal year ended June 30, 1949, and for the purchase of equipment and certain capital improvements, and declaring an emergency.

1st Reading ---- 56
2nd Reading ---- 62
CR ---- 79
Considered, advanced, 3rd Reading and referred for engrossment---- 97
Engrossed and to House ---- 105
HA rejected, conference requested ---- 132
S. Conferees appointed ---- 133
Conference granted and H. Conferees named ---- 135
CC Report read ----216-217
CC Report adopted, bill passed as amended and to House---- 227
Referred for enrollment ---- 268
Enrolled and 4th Reading ---- 272
To Governor ---- 287
Governor's Approval ---- 297

SENATE BILL NO. 7—By Gary of the Senate, and Harkey of the House—An Act making an appropriation for the payment of presidential

electors in accordance with the provisions of Chapter 15, Title 26, Oklahoma Statutes 1941; and declaring an emergency.

1st Reading ---- 57
2nd Reading ---- 62
CR ---- 79
Considered, advanced, 3rd Reading and referred for engrossment---- 97-98
Engrossed and to House ---- 105
Referred for enrollment ---- 120
Enrolled and 4th Reading ---- 129
To Governor ---- 133
Governor's Approval ---- 163

SENATE BILL NO. 8—By Gary of the Senate, and Harkey of the House—An Act making an appropriation for the payment of pensions to Confederate veterans and widows in accordance with the provisions of Chapter 5, Title 57, Oklahoma Session Laws 1947, page 342, and Section 131, Title 72, Oklahoma Statutes 1941, and declaring an emergency.

1st Reading ---- 57
2nd Reading ---- 62
CR ---- 79
Considered, advanced, 3rd Reading and referred for engrossment---- 98
Engrossed and to House ---- 105
HA concurred in, bill passed as amended and referred for enrollment---- 128
Enrolled and 4th Reading ---- 131
To Governor ---- 135
Governor's Approval ---- 163

SENATE BILL NO. 9—By Gary of the Senate, and Harkey of the House—An Act authorizing the State Auditor and the State Budget Director to destroy by burning all claims, warrants and official depository checks or vouchers issued prior to July 1, 1940, now filed in the vaults in the State Capitol Building; and declaring an emergency.

1st Reading ---- 57
2nd Reading ---- 62
CR ---- 114
Considered, advanced, 3rd Reading and referred for engrossment---- 117
Engrossed and to House ---- 129
HA concurred in, bill passed as amended and referred for enrollment---- 633-634
Enrolled and 4th Reading ---- 645
To Governor ---- 661
Governor's Approval ---- 692

SENATE BILL NO. 10—By Gary of the Senate, Harkey of the House—An Act making supplemental appropriations for the support and maintenance of the Western Oklahoma State Hospital located at Fort Supply, Oklahoma, for the fiscal year ending June 30, 1949, and declaring an emergency.

1st Reading ---- 57
2nd Reading ---- 62
CR ---- 79
Considered, advanced, 3rd Reading and referred or engrossment---- 98-99
Engrossed and to House ---- 105
Referred for Enrollment ---- 443
Enrolled and 4th Reading ---- 446-447
To Governor ---- 460
Governor's Approval ---- 474

SENATE BILL NO. 11—By Rinehart, Nance, Gary, Ritzhaupt, Jarman, Price—An Act amending Section 4, Chapter 1, Title 36, Page 123, Oklahoma Session Laws 1945; relating to the reporting and disburse-

ment of fees and taxes collected under Section 1 of said chapter; and declaring an emergency.

1st Reading ---- 62
2nd Reading ---- 67

SENATE BILL NO. 12—By Ritzhaupt—An Act relating to penal institutions and training schools; creating the office of director of penal institutions, prescribing his qualifications and defining his duties, making an appropriation; providing effective date of the Act; repealing all Acts and parts of Acts in conflict therewith; and declaring an emergency.

1st Reading ---- 62
2nd Reading ---- 67

SENATE BILL NO. 13—By Collins—An Act relating to wildlife population; authorizing the State Game and Fish Commission, after notice and hearing, to make administrative orders extending, shortening, opening, or closing seasons, bag limits, methods of killing or capturing wildlife species; and providing for publication of such orders.

1st Reading ---- 62
2nd Reading ---- 67
CR ---- 156
Considered, advanced, 3rd Reading and referred for engrossment ---- 179; 301
Engrossed and to House ---- 305
Referred for Enrollment ---- 761
Enrolled and 4th Reading ---- 796
To Governor ---- 803
Governor's Approval ---- 823

SENATE BILL NO. 14—By Price—An Act amending § 180.43, Title 19, O. S. Supp. 1945 (§ 1, Chapter 6b, Title 19, Oklahoma Session Laws 1945) relating to the travel expenses of the sheriff and the feeding of prisoners; and declaring an emergency.

1st Reading ---- 62
2nd Reading ---- 67
CR ---- 114
Considered, advanced, 3rd Reading and referred for engrossment ---- 117-118; 123-124
Engrossed and to House ---- 131

SENATE BILL NO. 15—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Department of Mental Health created by Senate Bill 122, regular session, Twenty-first Legislature, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Mental Health Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 63
2nd Reading ---- 67
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment ---- 547
Engrossed and to House ---- 563
HA read ---- 756
HA concurred in, bill passed as amended and referred for enrollment ---- 770
Enrolled and 4th Reading ---- 792
To Governor ---- 803
Governor's Approval ---- 823

SENATE BILL NO. 16—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support and maintenance

of State Mental Institutions, the Deaf, Blind and Colored Orphans Institution, and the Training School for Negro Girls, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the controlling board of such institutions to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 63
2nd Reading ---- 67
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 399-400
Engrossed and to House ---- 407
HA read ---- 555
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report read ---- 649
CC Report adopted, bill passed as amended and to House ---- 672
Referred for Enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ---- 823

SENATE BILL NO. 17—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the State Department of Agriculture for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the president of the State Board of Agriculture to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 63
2nd Reading ---- 67
CR ---- 368
Considered, advanced, 3rd Reading and referred for engrossment ---- 418
Engrossed and to House ---- 435
HAs read ---- 756
HAs rejected, conference requested and S. Conferees appointed ---- 770
Conference granted and H. Conferees named ---- 789
CC Report adopted, bill passed as amended and to House ---- 827-829
Referred for Enrollment ---- 851
Enrolled and 4th Reading ---- 910
To Governor ---- 920

SENATE BILL NO. 18—By Gary of the Senate, and Harkey of the House—An Act relating to relief; making appropriations for the State Board of Public Welfare; prescribing the purposes for which said appropriation shall be expended; providing procedure for disbursing said funds; authorizing direct and temporary relief to be granted; providing for a general relief fund account; authorizing State Board of Public Welfare to promulgate rules and regulations; authorizing use of equipment of other departments or institutions or municipalities; prescribing penalty for violation of certain provisions; defining certain terms, prescribing other details; providing for an administrator, prescribing his duties, powers and compensation; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 63
2nd Reading ---- 67
CR ---- 322
Considered, advanced, 3rd Reading and referred for engrossment ---- 334
Engrossed and to House ---- 343
HAs read ---- 614

HAs rejected, conference requested ---------- 646
Conference granted and H. Conferees named ---------- 716
S. Conferees appointed ---------- 716
CC Report adopted, bill passed as amended and to House ---------- 792-793
Referred for Enrollment ---------- 827
Enrolled and 4th Reading ---------- 872
To Governor ---------- 875

SENATE BILL NO. 19—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Oklahoma Historical Society for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Oklahoma Historical Society to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---------- 63
2nd Reading ---------- 67
CR ---------- 362
Considered, advanced, 3rd Reading and referred for engrossment ---------- 418-419
Engrossed and to House ---------- 435
HA read ---------- 555
HA rejected, conference requested ---------- 564
Conference granted and H. Conferees named ---------- 582-583
S. Conferees appointed ---------- 583
CC Report adopted, bill passed as amended and to House ---------- 697-698
Referred for Enrollment ---------- 719
Enrolled and 4th Reading ---------- 748
To Governor ---------- 761
Governor's Approval ---------- 823-824

SENATE BILL NO. 20—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Department of Public Safety, State of Oklahoma, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Commissioner of Public Safety to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---------- 63
2nd Reading ---------- 67
CR ---------- 362
Considered, advanced, 3rd Reading and referred for engrossment ---------- 419-420
Engrossed and to House ---------- 435
HA read ---------- 751-754
HA concurred in, bill passed as amended and referred for enrollment ---------- 769-770
Enrolled and 4th Reading ---------- 792
To Governor ---------- 803
Governor's Approval ---------- 823-824

SENATE BILL NO. 21—By Porter of Senate, and Brown of House—An Act abolishing the Board of Governors of the Licensed Architects of Oklahoma; providing for disposition of its funds and property; repealing Title 29, Chapter 2, Oklahoma Session Laws 1947; providing that this Act shall be in full force and effect on July 1, 1949; and declaring an emergency.

1st Reading ---------- 63
2nd Reading ---------- 67

SENATE BILL NO. 22—By Gary of the Senate, and Harkey of the House—An Act relating to the State Election Board, the Secretary and employees thereof; making an appropriation from the General Revenue Fund of the State for the operation of said Board and expenses thereof,

including the purchase of election supplies and payment of compensation, mileage and per diem of secretaries and members of County Election Boards, for the biennium beginning July 1, 1949 and ending June 30, 1951; making appropriations non-fiscal for contractural and expenditure purposes; fixing the salary of the Secretary of the State Election Board; authorizing the secretary of the State Election Board to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 35, House Bill 438, R. S., Twenty-First Legislature; and declaring an emergency.

1st Reading ---- 65
2nd Reading ---- 91
Considered, advanced, 3rd Reading and referred for engrossment---- 282
Engrossed and to House ---- 288
HA read ---- 555-557
HA rejected, conference requested ---- 563-564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House---- 731-732
Referred for enrollment ---- 750
Enrolled and 4th Reading ---- 768
To Governor ---- 788
Governor's Approval ---- 823-824

SENATE BILL NO. 23—By Leonard and Gary—An Act making appropriations for the support and maintenance of the office of the Commissioners of the Land Office for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the Commissioners of the Land Office to create positions, employ and fix the salaries of the personnel necessary to carry out the purposes for which the appropriations are made; repealing Section 27, Chapter 10a, Title 74, Oklahoma Session Laws 1947, page 598, and all Acts and parts of Acts in conflict herewith; fixing the effective date of this Act and declaring an emergency.

1st Reading ---- 65
2nd Reading ---- 91
CR ---- 368
Considered, advanced, 3rd Reading and referred for engrossment---- 435
Engrossed and to House ---- 442-443
HA read ---- 557
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House---- 698-699
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ---- 823-824

SENATE BILL NO. 24—By Dacus, Nevins and Gary—An Act appropriating moneys to the Teachers Retirement System of the State of Oklahoma for the fiscal years ending June 30, 1950 and June 30, 1951; showing the purpose of such appropriation; prescribing the method for the issuance of warrants and fixing the effective date of this Act; and declaring an emergency.

1st Reading ---- 65
2nd Reading ---- 91
CR ---- 568
Considered, advanced, 3rd Reading and referred for engrossment---- 572
Engrossed and to House ---- 587
HA read ---- 757-758
HA rejected, conference requested and S. Conferees appointed---- 793-794
Conference granted and H. Conferees named ---- 813

CC Report adopted, bill passed as amended and to House_____815-816
Referred for enrollment _____ 827
Enrolled and 4th Reading _____ 847
To Governor _____ 875

SENATE BILL NO. 25—By Dacus, Nevins and Gary—An Act making appropriations for the support of the Department of Education for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Department of Education to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading _____ 25
2nd Reading _____ 91
CR _____ 570
Re-referred to Committee _____ 597
CR _____ 694
Considered, advanced, 3rd Reading and ML_____742-743
Vote reconsidered, considered, bill passed and referred for engrossment_831-832
Engrossed and to House _____ 847
Referred for enrollment _____ 953
Enrolled and 4th Reading _____ 970
Returned by House _____ 982
House requests return of Engrossed and Enrolled Bills; request granted and bills transmitted to House_____ 983
HA concurred in, bill passed as amended and referred for re-enrollment _____997-998
Re-enrolled and 4th Reading _____ 1015
To Governor _____ 1020

SENATE BILL NO. 26—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Court of Tax Review for the fiscal years ending June 30, 1950 and June 30, 1951; and declaring an emergency.

1st Reading _____ 66
2nd Reading _____ 91
CR _____ 441
Considered, advanced, 3rd Reading and referred for engrossment_____ 485
Engrossed and to House _____ 502
Referred for enrollment _____ 598
Enrolled and 4th Reading _____ 605
To Governor _____ 613
Governor's Approval _____ 642

SENATE BILL NO. 27—By Waller of the Senate, and Harkey of the House—An Act making appropriations for the support of the Will Rogers Memorial Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Will Rogers Memorial Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading _____ 66
2nd Reading _____ 91
CR _____ 441
Considered, advanced, 3rd Reading and referred for engrossment_____485-486
Engrossed and to House _____ 502
HA read _____ 614
HA rejected, conference requested and S. Conferees appointed_____ 695
Conference granted and H. Conferees named_____ 716
CC Report adopted, bill passed as amended and to House_____732-733
Referred for enrollment _____ 750

Enrolled and 4th Reading ---- 767
To Governor ---- 788
Governor's Approval ---- 823-824

SENATE BILL NO. 28—By Gary of the Senate, and Harkey of the House—An Act making appropriations for the support of the Oklahoma Library Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Oklahoma Library Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 436
Engrossed and to House ---- 442-443
HA read ---- 557-558
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House ---- 738-740
Referred for enrollment ---- 750
Enrolled and 4th Reading ---- 767
To Governor ---- 788
Governor's Approval ---- 823-824

SENATE BILL NO. 29—By Gary of the Senate and Harkey of the House—An Act making appropriations for the support of the Oklahoma State Library for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the state librarian to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment ---- 742
Engrossed and to House ---- 749
HA concurred in, bill passed as amended and referred for enrollment ---- 859-863
Enrolled and 4th Reading ---- 893
To Governor ---- 907

SENATE BILL NO. 30—By Gary of the Senate and Harkey of the House—An Act making appropriations for the support of the State Board of Education for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Board of Education to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 582
Re-referred to Committee ---- 730
CR ---- 737
Considered, advanced, 3rd Reading and referred for engrossment ---- 791-792
Engrossed and to House ---- 813
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 886
To Governor ---- 904

SENATE BILL NO. 31—By Collins and Counts of the Senate and Harkey of the House—An Act making appropriations for the support of the

clerk of the Supreme Court for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the clerk of the Supreme Court to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 506
Engrossed and to House ---- 522
HA read ---- 614
HA rejected, conference requested and S. Conferees appointed ---- 749
Conference granted and H. Conferees named ---- 789
CC Report adopted, bill passed as amended and to House ---- 789-790
Referred for enrollment ---- 827
Enrolled and 4th Reading ---- 847
To Governor ---- 875

SENATE BILL NO. 32—By Collins and Counts of the Senate and Harkey of the House—An Act making appropriations for the support of the Supreme Court for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Supreme Court to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 362
Withdrawn from Committee and re-referred ---- 423-424
CR ---- 590
Re-referred to Committee ---- 658
CR ---- 718
Re-referred to Committee ---- 749
CR ---- 794
Re-referred to Committee ---- 830
CR ---- 876
Considered, advanced, 3rd Reading and referred for engrossment ---- 876-877
Engrossed and to House ---- 893
Referred for enrollment ---- 990
Enrolled and 4th Reading ---- 1008
To Governor ---- 1017

SENATE BILL NO. 33—By Collins and Counts of the Senate—An Act making appropriations for the support of the Criminal Court of Appeals for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Criminal Court of Appeals to employ and fix the salary of such personnel, as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 66
2nd Reading ---- 91
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 506-507
Engrossed and to House ---- 522
HA read ---- 778-779
HA rejected, conference requested and S. Conferees appointed ---- 795
Conference granted and H. Conferees named ---- 813; 956
CC Report rejected, further conference requested with instructions, original S. Conferees re-appointed ---- 968
Further Conference granted and H. Conferees named ---- 983
CC Report adopted, bill passed as amended and to House ---- 985-987

Referred for enrollment ---- 1016
Enrolled and 4th Reading ---- 1018
To Governor ---- 1020

SENATE BILL NO. 34—By Counts and Collins—An Act making appropriations for the support of the Board of Equalization for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Board of Equalization to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 67
2nd Reading ---- 91
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment---- 392-393
Engrossed and to House ---- 407
Referred for enrollment ---- 539-540
4th Reading ---- 542
To Governor ---- 552
Governor's Approval ---- 583

SENATE BILL NO. 35—By Counts and Collins of the Senate—An Act making appropriations for the support of the office of the attorney general for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the attorney general to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 67
2nd Reading ---- 91
CR ---- 362
Re-referred to Committee ---- 391
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment---- 545-546
Engrossed and to House ---- 563
HA read ---- 779-780
HA concurred in, bill passed as amended and referred for enrollment--- 794
Enrolled and 4th Reading ---- 813
To Governor ---- 822
Governor's Approval ---- 823-824

SENATE BILL NO. 36—By Counts and Collins of the Senate and Harkey of the House—An Act making appropriations for the support of the state reporter for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the state reporter to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 67
2nd Reading ---- 91
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment---- 480
Engrossed and to House ---- 502
HA read ---- 614
HA rejected, conference requested and S. Conferees appointed---- 660
Conference granted and H. Conferees named ---- 692
Appointmnt of S. Conferees re-announced ---- 692
CC Report adopted, bill passed as amended and to House---- 699-700
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ---- 823-825

SENATE BILL NO. 37—By Counts—An Act amending 62 O. S. 1941, Sections 521, 522, 523, authorizing reserve city banks in Oklahoma in addition to fiscal agency in New York to be designated a fiscal agency of the State of Oklahoma and its several governmental subdivisions and setting out duties and compensation therefor; providing for security to be given by such fiscal agencies with certain exceptions; setting out manner and time of payment by treasurer to fiscal agency and declaring an emergency.

1st Reading ---- 67
2nd Reading ---- 91
CR ---- 145
Considered, advanced, 3rd Reading and referred for engrossment---- 159
Engrossed and to House ---- 166
Referred for enrollment ---- 255
Enrolled and 4th Reading ---- 258
To Governor ---- 261
Governor's Approval ---- 278

SENATE BILL NO. 38—By Public Health Committee of the Senate—An Act relating to persons afflicted with tuberculosis; providing for quarantine and compulsory hospitalization and treatment.

1st Reading ---- 89
2nd Reading ---- 96
CR ---- 122
Considered and re-referred to Committee ---- 133

SENATE BILL NO. 39—By Connell of the Senate and Coker of the House—An Act repealing Section 32, Chapter 6b, Title 19, Page 50, Oklahoma Session Laws 1945; authorizing and relating to the payment of designated mileage and expenses to County Sheriffs and their salaried deputies; providing for the payment to County Sheriffs of their actual expenses incurred in keeping, feeding and maintaining prisoners and fixing the maximum amounts thereof; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 89
2nd Reading ---- 96
CR ---- 137

SENATE BILL NO. 40—By Logan—An Act relating to the State Legislative Council; amending 74 O. S. 1941, Paragraph 461 as amended by Senate Bill 83, Regular Session, Twenty-first Legislature; creating an executive committee of the council and designating its duties; making appropriations; and declaring an emergency.

1st Reading ---- 89
2nd Reading ---- 97
CR ---- 570
Considered, advanced, 3rd Reading and referred for engrossment----695-696
Engrossed and to House ---- 708
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 910
To Governor ---- 920

SENATE BILL NO. 41—By Gary—An Act making appropriations for the support of the office of the Lieutenant Governor for the fiscal years ending June 30, 1950 and June 30, 1951; creating certain positions therein and fixing the salaries therefor; authorizing the Lieutenant Governor to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 89

2nd Reading ---------- 97
CR ---------- 256
Considered, advanced, 3rd Reading and referred for engrossment ---------- 282-283
Engrossed and to House ---------- 288
HA read ---------- 456-457
HA concurred in, bill passed as amended and referred for enrollment ---------- 469
Enrolled and 4th Reading ---------- 477
To Governor ---------- 491
Governor's Approval ---------- 521

SENATE BILL NO. 42—By Thompson—An Act to repeal Sections 1 to 17, inclusive, of Title 32, Oklahoma Session Laws of 1945, being Sections 66 to 81, inclusive of Title 32, O. S. Supplement 1947, relating to community property law; providing a method of preserving rights heretofore acquired under the Act and giving notice thereof to third persons; fixing the limitations for enforcing such rights; making provisions for severability; and declaring an emergency.

1st Reading ---------- 90
2nd Reading ---------- 97
CR ---------- 114
Re-referred to Committee ---------- 165
CR ---------- 322
Stricken from the Calendar ---------- 762

SENATE BILL NO. 43—By Thompson—An Act providing the method of determining tax liability under joint income tax return and gift tax return by husband and wife, and providing for marital deduction in estate tax return; and declaring an emergency.

1st Reading ---------- 90
2nd Reading ---------- 97
CR ---------- 388
Re-referred to Committee ---------- 391
Stricken from the Calendar ---------- 767

SENATE BILL NO. 44—By Waller, Collins, Cowden, Gary—An Act making it a misdemeanor to sell or barter to any person under the age of twenty-one (21) years any beverage containing more than one-half (½) of one (1%) per cent alcohol by volume, and not more than three and two-tenths (3.2%) per cent by weight, and providing the penalty therefor; and declaring an emergency.

1st Reading ---------- 90
2nd Reading ---------- 97
CR ---------- 114
Considered and re-referred to Committee ---------- 119
CR ---------- 186
Stricken from the Calendar ---------- 761

SENATE BILL NO. 45—By Gary—An Act making appropriation for the support of the office of State Treasurer for the fiscal year ending June 30, 1950 and June 30, 1951; authorizing the State Treasurer to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---------- 90
2nd Reading ---------- 97
CR ---------- 362
Considered, advanced, 3rd Reading and referred for engrossment ---------- 420
Engrossed and to House ---------- 435
HA read ---------- 558
HA rejected, conference requested ---------- 564
Conference granted and H. Conferees named ---------- 582-583

S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House ----700-701
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ----823-825

SENATE BILL NO. 46—By Dacus and Nevins—An Act relating to the Oklahoma Historical Society; creating a revolving fund in the Treasury to be known as the "Historical Society Revolving Fund"; prescribing regulations governing the expenditures and management of said fund; making an appropriation; and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 211
Considered, advanced, 3rd Reading and referred for engrossment----303-304
Engrossed and to House ---- 307
HA read ----558-559
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ----582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House---- 710
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ----823-825

SENATE BILL NO. 47—By Gary—An Act making appropriations for the support of the District Courts for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the District Courts to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 568
Considered, advanced, 3rd Reading and referred for engrossment----571-572
Engrossed and to House ---- 587
HA read ----780-781
HA concurred in, bill passed as amended and referred for enrollment--794-795
Enrolled and 4th Reading ---- 823
To Governor ---- 842

SENATE BILL NO. 48—By Gary—An Act making appropriations for the support of the office of State Auditor for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Auditor to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment----420-421
Engrossed and to House ---- 435
HA read ----558-559
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ----582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House----701-702
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743

To Governor ---- 751
Governor's Approval ---- 823-825

SENATE BILL NO. 49—By Gary—An Act making appropriations for the support of the Corporation Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Corporation Commission to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; making the provisions of this Act severable; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 597
Considered, advanced, 3rd Reading and referred for engrossment ---- 658-659
Engrossed and to House ---- 666
HA read ---- 781-784
HA concurred in, bill passed as amended and referred for enrollment ---- 795
Enrolled and 4th Reading ---- 813
To Governor ---- 822
Governor's Approval ---- 823-825

SENATE BILL NO. 50—By Gary—An Act making appropriations for the support of the Secretary of State for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Secretary of State to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 256
Considered, advanced, 3rd Reading and referred for engrossment ---- 283
Engrossed and to House ---- 288
HA read ---- 457-458
HA concurred in, bill passed as amended and referred for enrollment ---- 469-470

SENATE BILL NO. 51—By Dacus and Nevins—An Act making appropriations to the State Board of Vocational Education from the general revenue fund of the State for the respective fiscal years ending June 30, 1950 and June 30, 1951 for the purpose of carrying out the provisions of Title 70, O. S. 1941, Chapter 30, relating to vocational education and cooperating with the United States office of education in the promotion of vocational education; and declaring an emergency.

1st Reading ---- 90
2nd Reading ---- 97
CR ---- 597
Considered, advanced, 3rd Reading and referred for engrossment ---- 740-742
Engrossed and to House ---- 749
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 921
To Governor ---- 930

SENATE BILL NO. 52—By Dacus, Nevins and Gary—An Act making an appropriation to the State Board of Education to carry out the terms and provisions of Public Law 396 of the 79th Congress of the United States and any other laws of the United States Government enacted for the purpose of carrying out the school lunch program established by Public Law 396; authorizing the State Board of Education to create positions, make the appointment and fix the salary of such personnel as may be necessary to carry out the purposes for which these appropriations are made, and to incur and pay such expenses as may be necessary to carry out the pro-

visions of Title 70, Chapter 31-E Session Laws 1947, Page 544, same being HB 268, R. S., Twenty-first Legislature; and declaring an emergency.

1st Reading ---- 91
2nd Reading ---- 97
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment---- 648
Engrossed and to House ---- 666
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 893
To Governor ---- 907

SENATE BILL NO. 53—By Gary—An Act making appropriations for the support of the Department of Charities and Corrections for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Commissioner of Charities and Corrections to employ and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith and declaring an emergency.

1st Reading ---- 91
2nd Reading ---- 97
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment----421-422
Engrossed and to House ---- 435
HA read ---- 559
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ----582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House----702-703
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ----823-825

SENATE BILL NO. 54—By Jarman—An Act relating to taxes on motor vehicles, the transfer of title thereto, the use thereof, the registration thereof, and the issuance of certificates of title thereto, of licenses or certificates of registration and number plates therefor, in connection therewith, and the collection and disposition of fees and charges for services in connection therewith; abolishing the position of "motor license agent;" canceling and terminating all appointments of motor license agents made prior to the effective date hereof; providing that the County Clerk shall have all authority and duties heretofore conferred or imposed by law upon motor license agents of the Oklahoma Tax Commission, in any county in which said commission shall deem it necessary to have assistance in the collection of such taxes and the issuance of such certificates, licenses and number plates; etc.

1st Reading ---- 96
2nd Reading ---- 107
CR ---- 336
Stricken from the Calendar ---- 481

SENATE BILL NO. 55—By Medlock and Gooldy—An Act making an appropriation for 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 by Federal funds; and declaring an emergency.

1st Reading ---- 100
2nd Reading ---- 107
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment---- 422

Engrossed and to House ---- 435
HA read ---- 559
HA concurred in, bill passed as amended and referred for enrollment ---- 564
Enrolled and 4th Reading ---- 570
To Governor ---- 583
Governor's Approval ---- 601

SENATE BILL NO. 56—By Lowery—An Act relating to the members and President of the State Board of Agriculture; providing for the appointment, qualification, office, meetings and special meetings, terms, vacancies, compensation and expenses, duties and salary; providing for severability; repealing Sections One (1) and three (3), Title 2, O. S. 1941, and all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 100
2nd Reading ---- 107
CR ---- 155
Considered, advanced, 3rd Reading and ML ---- 174
Vote reconsidered by which failed of passage ---- 177
Bill passed, emergency roll call deferred ---- 177
Emergency stricken and referred for engrossment ---- 214
Engrossed and to House ---- 216
HAs read and made Special Order ---- 335-336
HAs concurred in, bill passed as amended and referred for enrollment 354-356
Enrolled and 4th Reading ---- 362
To Governor ---- 368
Governor's Approval ---- 569

SENATE BILL NO. 57—By Lowery—An Act making it unlawful to hunt or fish on private property without written consent of the owner or operator; providing penalties; repealing Section 129, Title 29 O. S. 1941; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107
Wd from Committee and to Calendar ---- 239
Considered, advanced, 3rd Reading ---- 260
Vote reconsidered by which failed of passage ---- 284
Bill passed and referred for engrossment ---- 327
Engrossed and to House ---- 330

SENATE BILL NO. 58—By Lowery—An Act transferring the powers, duties and authorities now delegated by law to either the State Department of Agriculture, the President of the State Board of Agriculture or to any division or officer within the State Department of Agriculture to the State Board of Agriculture; making provisions of Act severable; repealing all Acts and parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107
CR ---- 155
Considered, advanced, 3rd Reading and referred for engrossment ---- 178
Engrossed and to House ---- 182
Referred for enrollment ---- 236
Enrolled and 4th Reading ---- 240-241
To Governor ---- 244
Governor's Approval ---- 278

SENATE BILL NO. 59—By Lowery—An Act relating to fluid market milk; dealing with labeling and grading of milk and milk products; prohibiting adulterated and misbranded milk and milk products; prescribing powers, duties, and functions of State Board of Health and State Commissioner of Health; providing for establishment and promulgation of rules and regu-

lations; making violations of Act misdemeanors; providing that Act shall not prevent cities and towns from fixing higher standards of fluid market milk than those fixed by Act; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107
CR ---- 271
Made Special Order ---- 284
Considered, advanced, 3rd Reading and referred for engrossment ---- 438-439
ML tabled ---- 443
Engrossed and to House ---- 446
HAs concurred in, bill passed as amended and referred for enrollment ---- 961
Enrolled and 4th Reading ---- 1008
To Governor ---- 1017

SENATE BILL NO. 60—By Gary—An Act making appropriations for the support of the State Board of Cosmetology for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Board of Cosmetology to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107
CR ---- 362
Considered, advanced 3rd Reading and referred for engrossment ---- 480-481
Engrossed and to House ---- 502
Referred for enrollment ---- 735
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ---- 851

SENATE BILL NO. 61—By Nevins and Dacus—An Act making appropriations for the purpose of carrying out the provisions of Title 70, O. S. 41, Sections 1067 to 1076 inclusive, as amended, and Chapter 13, Title 7, O. S. L. 47, for the fiscal years ending June 30, 1950 and June 30, 1951, in cooperation with the office of vocational rehabilitation of the Federal Security Agency in the promotion of the vocational rehabilitation of eligible disabled persons as authorized under the terms of Public Law 113, approved July 6, 1943, and in operating a concession stand program and providing other special services to blind persons; making provisions of this Act severable; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107
CR ---- 570
Re-referred to Committee ---- 749
CR ---- 760
Considered, advanced, 3rd Reading and referred for engrossment ---- 805-806
Engrossed and to House ---- 823
Referred for enrollment ---- 952
Enrolled and 4th Reading ---- 970
To Governor ---- 982

SENATE BILL NO. 62—By Gary—An Act making a supplemental appropriation for the State Board of Public Welfare in the amount of eight thousand seven hundred and fifty dollars ($8,750.00) for the remainder of the fiscal year ending June 30, 1949, to be expended by said board in providing aid and assistance to destitute unemployables; and declaring an emergency.

1st Reading ---- 101
2nd Reading ---- 107

CR ____ 256
Considered, advanced, 3rd Reading and referred for engrossment ____ 283-284
Engrossed and to House ____ 288
Referred for enrollment ____ 460
Enrolled and 4th Reading ____ 471
To Governor ____ 477
Governor's Approval ____ 521

SENATE BILL NO. 63—By Mahan—An Act amending Section 110 of Title 20 O. S. 1941, relating to transcript fees of official court reporter for the district court; and declaring an emergency.

1st Reading ____ 101
2nd Reading ____ 107
CR ____ 172
Considered, advanced, 3rd Reading and referred for engrossment ____ 185
Engrossed and to House ____ 187
HAs read ____ 343-344
HAs concurred in, bill passed as amended and referred for enrollment ____ 385
Enrolled and 4th Reading ____ 396
To Governor ____ 406
Governor's Approval ____ 410

SENATE BILL NO. 64—By Senate Committee on Veterans Affairs—An Act creating a revolving fund for the War Veterans Commission of Oklahoma; providing that the "W.V.C. Revolving Fund" be the legal successor of the "S.R.C. Revolving Fund," prescribing regulations for its expenditure and lending for the emergency financial aid of World War II veterans, their wives or widows, and creating a "Petty Cash Fund" as a part of said revolving fund, prescribing regulations for expenditure and reimbursement of said "Petty Cash Fund," and increasing said cash fund; authorizing the transfer of all moneys within the "S.R.C. Revolving Fund" to the "W.V.C. Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading ____ 105
2nd Reading ____ 112
CR ____ 156
Considered, advanced, 3rd Reading and referred for engrossment ____ 173-174
Engrossed and to House ____ 175-176
Referred for enrollment ____ 221
Enrolled and 4th Reading ____ 226
To Governor ____ 241
Governor's Approval ____ 244

SENATE BILL NO. 65—By Senate Committee on Veterans Affairs—An Act creating a revolving fund for the Oklahoma State Veterans Hospital providing that the "Oklahoma State Veterans Hospital Revolving Fund" be the legal successor of the "S.R.C. Oklahoma State Veterans Hospital Revolving Fund", prescribing regulations for its expenditure under supervision of the War Veterans Commission and creating a "Petty Cash Fund" as a part of said revolving fund, prescribing regulations for expenditures and reimbursement of said "Petty Cash Fund"; authorizing the transfer of all moneys within the "S.R.C. Oklahoma State Veterans Hospital Revolving Fund" to "Oklahoma State Veterans Hospital Revolving Fund"; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading ____ 105
2nd Reading ____ 112
CR ____ 156
Considered, advanced, 3rd Reading and referred for engrossment ____ 173
Engrossed and to House ____ 175-176
Referred for enrollment ____ 221

Enrolled and 4th Reading ---- 226
To Governor ---- 241
Governor's Approval ---- 244

SENATE BILL NO. 66—By Speck—An Act making appropriations for the support of the office of the State Insurance Board for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the Secretary member of the State Insurance Board and authorizing the State Insurance Board to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 25, House Bill 438, R. S., Twenty-First Legislature; effective July 1, 1949 repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 570
Considered, advanced, 3rd Reading and referred for engrossment---- 656
Engrossed and to House ---- 666
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 921
To Governor ---- 930

SENATE BILL NO. 67—By Speck—An Act making appropriations for the support of the Insurance Department, under the administrative control of the State Insurance Commissioner, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Insurance Commissioner to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 24, House Bill 438, Regular Session, Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 187
Wd from Calendar and re-referred to Committee ---- 197
CR ---- 570
Considered, advanced, 3rd Reading and referred for engrossment---- 656-657
Engrossed and to House ---- 666
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 886
To Governor ---- 904

SENATE BILL NO. 68—By Grim—An Act relating to the State Legislative Council, amending 74 O. S. 1941 § 451 and 74 O. S. 1941 § 461 as amended by Title 74, Chapter 16, Section 1, Oklahoma Session Laws 1947, so as to provide that the State Legislative Council shall consist of all members of the Legislature and that members of the Legislature shall not be paid any salary, per diem or other compensation for services rendered as members of the State Legislative Council or reimbursed for traveling or other expenses incurred in serving as a member of the State Legislature Council; providing for a committee on committees and standing committees; and repealing all laws and parts or laws in conflict herewith.

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment---- 696-697
Engrossed and to House ---- 708
HAs read ---- 937
HAs rejected, conference requested and S. Conferees appointed---- 951
Conference granted and H. Conferees named ---- 958
CC Report adopted, bill passed as amended and to House ---- 990-991

Referred for enrollment ---- 1006
Enrolled and 4th Reading ---- 1015
Executive Committee appointed under ---- 1018
To Governor ---- 1020

SENATE BILL NO. 69—By Gary of the Senate, and Harkey of the House—An Act making appropriations to the State Penal, Mental and Eleemosynary Institutions, to be contracted by the State Board of Public Affairs, for the construction of buildings on the grounds of said institutions, and for the purchase of equipment necessary to make buildings ready for occupancy; making appropriations for other capital improvements; making appropriations non-fiscal, and declaring an emergency.

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 590
Re-referred to Committee ---- 658

SENATE BILL NO. 70—By Gary of the Senate, and Harkey of the House—An Act making appropriations to the State Penal, Mental and Eleemosynary Institutions to be contracted by the State Board of Public Affairs to repair, replace and modernize existing public buildings on the grounds of said institutions, including the replacement of fixed equipment necessary to place the heating, water and electrical systems in condition to supply the facilities at each of said institutions; and for the purchase of other equipment where indicated; and declaring an emergency;

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment---- 571
Engrossed and to House ---- 587
HA rejected, conference requested and S. Conferees appointed---879-880
Conference granted and H. Conferees named ---- 897
CC Report adopted, bill passed as amended and to House---910-913
Referred for enrollment ---- 958
Enrolled and 4th Reading ---- 985
To Governor ---- 994

SENATE BILL NO. 71—By Gooldy, Porter, Rogers, and Rinehart—An Act amending 82 O. S. 1941, Section 861, relating to powers of Grand River Dam Authority to develop additional streams and tributaries; amending 82 O. S. Powers, Rights and Privileges of Grand River Dam Authority; amending 82 O. S. 1941, Section 863, as amended, relating to the issuance of bonds of Grand River Dam Authority; amending 82 O. S. 1941, Refunding of Grand River Dam Authority Bonds; amending 82 O. S. 1941, Section 874, as amended, relating to sale and other disposition of property by the Grand River Dam Authority; repealing all acts or parts of acts in conflict therewith; repealing Senate Bill No. 88, 19th Legislature (Title 82, Section 863.1 O. S. A.) House Bill No. 232, 21st Legislature (Title 82, Sections 891, 892 and 893, O. S. A.), and declaring an emergency.

1st Reading ---- 106
2nd Reading ---- 112
CR ---- 175
Considered and made Special Order ---- 185
Re-referred to Committee ---- 201
Made Special Order ---- 209
CR ---- 235
Considered, advanced, 3rd Reading and referred for engrossment---237-239
Engrossed and to House ---- 245
HA concurred in, bill passed as amended and referred for enrollment---493-502
Enrolled and 4th Reading ---- 509

To Governor ---- 521
Governor's Approval ---- 542

SENATE BILL NO. 72—By Collins—An Act to repeal Section 149, Title 74, OS 1941, relating to the powers of the State Highway Patrol as peace officers; and declaring an emergency.

1st Reading ---- 109
2nd Reading ---- 112
CR ---- 139
Re-referred to Committee ---- 742
CR ---- 748
Considered, advanced, 3rd Reading and ML ---- 761-762
Vote reconsidered ---- 809
Considered and stricken from the Calendar ---- 909-910; 913

SENATE BILL NO. 73—By Lowery—An Act relating to milk; establishing and defining grades of milk; making sanitary regulations; providing for tests of milk, and grading of milk purchased, obtained or received from producers for commercial purposes, and dealing with prices therefor; requiring milk grader licenses, fixing fees therefor, and providing for issuance and revocation thereof; providing for payment of certain fees according to butterfat purchased, and disposition thereof, and enforcement and administration of Act; making certain acts misdemeanors; and declaring an emergency.

1st Reading ---- 109
2nd Reading ---- 112
CR ---- 352
Considered, advanced, 3rd Reading and referred for engrossment ---- 762-763
Engrossed and to House ---- 808
HAs concurred in, bill passed as amended and referred for enrollment 968-969
Enrolled and 4th Reading ---- 1012
To Governor ---- 1017

SENATE BILL NO. 74—By Gary—An Act relating to State purchasing; defining terms and exemptions therefrom; creating the position of supervisor of purchases under the State Board of Public Affairs; making said board responsible for all State purchasing and authorizing adoption and promulgation of rules and regulations to effectuate the board's duties and responsibilities and for the delegation of purchasing to other State agencies; prescribing a system of competitive bidding and the manner of awarding contracts; etc.

1st Reading ---- 110
2nd Reading ---- 112
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment ---- 407-408
Engrossed and to House ---- 424
HA concurred in, bill passed as amended and referred for enrollment 963-965
Enrolled and 4th Reading ---- 996-997
To Governor ---- 1000

SENATE BILL NO. 75—By Anderson of the Senate and Carmichael of the House—An Act authorizing the State Game and Fish Commission to bomb crows' roosts; making appropriation therefor; and declaring an emergency.

1st Reading ---- 111
2nd Reading ---- 116
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment ---- 452-453
Engrossed and to House ---- 471
HA read ---- 975-976

HA concurred in, bill failed of passage, as amended ____ 983
Vote reconsidered by which bill failed of passage ____ 988
HA rejected, conference requested and S. Conferees appointed__988; 989; 991
Conference granted and H. Conferees named ____ 993
CC Report adopted, bill passed as amended and to House ____993-994
Referred for enrollment ____ 1000
Enrolled and 4th Reading ____ 1015
To Governor ____ 1020

SENATE BILL NO. 76—By Anderson of the Senate and Carmichael of the House—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 ____ 112
2nd Reading ____ 116
CR ____ 305
Considered, advanced, 3rd Reading and referred for engrossment____316; 317
Engrossed and to House ____ 323
HAs read ____913-914
HAs concurred in, bill passed as amended and referred for enrollment__928-929
Enrolled and 4th Reading ____ 934
To Governor ____ 952

SENATE BILL NO. 77—By GOOLDY—An Act to amend Section 94, Chapter 5, Title 4, O. S. Supplement 1945, being Section 1, Chapter 5, Title 4, Oklahoma Session Laws 1945, Page 21, relating to herd law; and declaring an emergency.

1st Reading ____ 112
2nd Reading ____ 116
CR ____ 214
Wd from Calendar and re-referred to Committee ____ 258
CR ____ 263
Considered, advanced, 3rd Reading and referred for engrossment ____ 397
Engrossed and to House ____ 407
Referred for enrollment ____ 509
Enrolled and 4th Reading ____ 522
To Governor ____ 524
Governor's Approval ____542-543

SENATE BILL NO. 78—By Gary of the Senate and Russell and Reynolds of the House—An Act creating and establishing an employee classification and wage administration system; providing for the allocation of employees to all agencies of the State and for the fixing of salaries and wages; providing for the proper administrative organization and personnel to carry the foregoing into effect; making the provisions of this Act severable; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

1st Reading ____ 112
2nd Reading ____ 116
CR ____ 134
Considered and made Special Order ____165-166
Referred to Special Committee ____ 189
Special CR ____ 264
Considered, advanced, 3rd Reading and referred for engrossment ____408-410
Engrossed and to House ____ 424

SENATE BILL NO. 79—By Cook—An Act continuing and reappropriating certain appropriations made to the Western Oklahoma State Hospital, Clinton, Oklahoma, by the Twenty-first Legislature; changing the purpose for which said appropriations may be contracted and expended; making an

additional appropriation to said institution for the construction and equipping of a kitchen and storage room, and declaring an emergency.

1st Reading ---- 112
2nd Reading ---- 116
CR ---- 187
Considered, advanced, 3rd Reading and referred for engrossment ---- 198-199
Engrossed and to House ---- 205
Referred for enrollment ---- 363
Enrolled and 4th Reading ---- 366
To Governor ---- 373
Governor's Approval ---- 388

SENATE BILL NO. 80—By Seaman—An Act amending Title 84, Section 55, Oklahoma Statutes, 1941, which provides requirements as to signing and attestation of wills, requiring attestation by two witnesses in prescribed manner and place of signatures, by reenacting the present section and by adding thereto paragraphs pertaining to wills and codicils executed on or after January 1, 1950 containing more than one sheet of paper and making requirements pertaining thereto including subscription of testators name on each page thereof, same to be attested by the subscribing witnesses, in the manner specified, and making the provisions of this Act severable.

1st Reading ---- 114
2nd Reading ---- 116
CR ---- 172
Considered, advanced, 3rd Reading and referred for engrossment ---- 192
Engrossed and to House ---- 196

SENATE BILL NO. 81—By Ginder—An Act amending Section 172, Title 12, OS 1941 relating to service by publication; and declaring an emergency.

1st Reading ---- 114
2nd Reading ---- 116
CR ---- 172
Considered, advanced, 3rd Reading and referred for engrossment ---- 178-179
Engrossed and to House ---- 182
HA concurred in, bill passed as amended and referred for enrollment ---- 312
Enrolled and 4th Reading ---- 315
To Governor ---- 321
Governor's Approval ---- 328

SENATE BILL NO. 82—By Jelks of the Senate, and Wallace and Lance of the House—An Act relating to the Court Fund of counties having a population of less than fifty (50,000) thousand, and having a certain bonded indebtedness, and having a surplus in the Court Fund of seventy-five thousand ($75,000.00) dollars, or more; providing for transfer of the surplus of such fund to the Sinking Fund and to a special fund created herein; and declaring an emergency.

1st Reading ---- 115
2nd Reading ---- 122
CR ---- 214

SENATE BILL NO. 83—By Jelks of the Senate, and Lance, Wallace (Grady) of the House—An Act amending Title 47, Oklahoma Statutes 1941, Section 297, relating to the revocation and issuance of operators' and chauffeurs' licenses; providing that any person adjudged guilty of driving a motor vehicle while under the influence of intoxicating liquor shall not be granted another license without securing a public liability and property damage in-

surance policy to be approved by the Commissioner of Public Safety; and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 193
Considered, advanced, 3rd Reading and referred for engrossment ----210; 213
Engrossed and to House ---- 216

SENATE BILL NO. 84—By Judiciary Committee—An Act relating to procedure in the Courts of the State, and making it the duty of the Justices of the Supreme Court and the Judges of the Criminal Court of Appeals to make a continuous study of the Rules of Procedure and Statutes for the purpose of recommending correction or change in statutes for the improvement of the administration of justice, providing that the members of each of said court shall confer with appropriate committees of the Legislature, requiring acceptance of provisions of the Act, fixing the compensation of said Justices and Judges for said service; and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 145
Considered, advanced, 3rd Reading and referred for engrossment----164-165
Engrossed and to House ----169-170
Referred for enrollment ---- 221
Enrolled and 4th Reading ---- 226
To Governor ---- 241
Governor's Approval ---- 299

SENATE BILL NO. 85—By Gary—An Act making appropriations for the support of the Mining Board for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Mining Board to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment---- 423
Engrossed and to House ---- 435
Referred for enrollment ----539-540
Enrolled and 4th Reading ---- 542
To Governor ---- 552
Governor's Approval ---- 583

SENATE BILL NO. 86—By Senate Appropriations Committee—An Act making supplemental appropriations for the support and maintenance of the Oklahoma State Penitentiary located at McAlester, Oklahoma, for the fiscal year ending June 30, 1949, and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 139
Considered, advanced, 3rd Reading and referred for engrossment ----152-153
Engrossed and to House ---- 155

SENATE BILL NO. 87—By Gary—An Act making appropriations for the support of the State Fire Marshal for the ifscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the State Fire Marshal and authorizing the State Fire Marshal to create positions, make the appointment and fix salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 23, House

Bill 438, R. S., Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment ---- 438
Engrossed and to House ---- 442-443
HA read ---- 559-560
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House ---- 711-712
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 748
To Governor ---- 761
Governor's Approval ---- 823-825

SENATE BILL NO. 88—By Gary—An Act making appropriations for the support of the Department of Labor for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Department of Labor to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 19, House Bill 438, Regular Session, Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 116
2nd Reading ---- 122
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment ---- 436-437
Engrossed and to House ---- 442-443
HA read ---- 559
HA rejected, conference requested ---- 564
Conference granted and H. Conferees named ---- 582-583
S. Conferees appointed ---- 583
CC Report adopted, bill passed as amended and to House ---- 703-704
Referred for enrollment ---- 719
Enrolled and 4th Reading ---- 743
To Governor ---- 751
Governor's Approval ---- 823-825

SENATE BILL NO. 89—By Ritzhaupt—An Act amending 74 O. S. 1941 § 451; creating and relating to a State Legislative Council; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 119
2nd Reading ---- 122

SENATE BILL NO. 90—By Ginder—An Act making appropriations for the support of the State Banking Department for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the Bank Commissioner and authorizing the Bank Commissioner to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made: repealing Section 20, House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 120
2nd Reading ---- 122
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment ---- 486-487
Engrossed and to House ---- 502
HA read ---- 614

HA rejected, conference requested and S. Conferees appointed ---------- 660
Conference granted and H. Conferees named ---------- 692
Appointment of S. Conferees re-announced ---------- 692
CC Report adopted, bill passed as amended and to House ---------- 704-705
Referred for enrollment ---------- 719
Enrolled and 4th Reading ---------- 743
To Governor ---------- 751
Governor's Approval ---------- 823-825

SENATE BILL NO. 91—By Ginder—An Act permitting banks and other designated financial institutions to close on one business day of each week and permitting Acts authorized, required or permitted to be performed on such business day at or by any bank or designated financial institution to be performed on the next succeeding business day; and declaring an emergency.

1st Reading ---------- 120
2nd Reading ---------- 122
CR ---------- 146
Considered, advanced, 3rd Reading and emergency roll call deferred ---------- 285
Emergency stricken and referred for engrossment ---------- 292
Engrossed and to House ---------- 297
HA concurred in, bill passed as amended and referred for enrollment ---------- 503
Enrolled and 4th Reading ---------- 509
To Governor ---------- 521
Governor's Approval ---------- 542-543

SENATE BILL NO. 92—By Gary—An Act making appropriations for the support of the Chief Mine Inspector for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Chief Mine Inspector to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 18 House Bill 438, R. S., Twenty-First Legislature, effective July 1, 1949; repealing all other laws in conflict herewith, and declaring an emergency.

1st Reading ---------- 122
2nd Reading ---------- 133
CR ---------- 441
Considered, advanced, 3rd Reading and referred for engrossment ---------- 487
Engrossed and to House ---------- 502
HA read ---------- 614
HA rejected, conference requested and S. Conferees appointed ---------- 646
Conference granted and H. Conferees named ---------- 716
Appointment of S. Conferees re-announced ---------- 716
CC Report adopted, bill passed as amended and to House ---------- 733-734
Referred for enrollment ---------- 750
Enrolled and 4th Reading ---------- 768
To Governor ---------- 788
Governor's Approval ---------- 823-826

SENATE BILL NO. 93—By Ritzhaupt, White, Dacus, Gary, Walker, Porter, Nance, Anderson, Cowden, Collins, Mahan, Nevins, Cook, Jelks, Waller, Connell, Boecher, Hope, Medlock—An Act adding to the State Examiner and Inspector certain duties not heretofore imposed upon him by law by authorizing and requiring that he counsel with the State Budget Director and report to him relative to the degree of compliance by the Finance Officers of the several State Boards, Commissions and Departments to the rules, regulations, forms, and accounting procedure prescribed by the Budget Director and assisting him in their enforcement; fixing additional compensation for such additional duties; and declaring an emergency.

1st Reading ---------- 127
2nd Reading ---------- 133

CR ---- 146
Considered, advanced, 3rd Reading and referred for engrossment ---- 165
Engrossed and to House ---- 169-170
HA read ---- 221
HA concurred in, bill passed as amended and referred for enrollment ---- 227
Enrolled and 4th Reading ---- 258
To Governor ---- 261
Governor's Disapproval ---- 261
Consideration of Disapproval made Special Order ---- 299
Special Order deferred ---- 304
Veto sustained ---- 308

SENATE BILL NO. 94—By Rinehart—An Act amending Section 6, Title 57, Oklahoma Statutes 1947, Page 344, relating to the authority to arrest a parolee; repealing Section 7, Title 57, Page 344, Oklahoma Statutes 1947; providing for the cancellation of all accumulated credits for work and good behavior of parolees upon revocation of parole and declaring an emergency.

1st Reading ---- 128
2nd Reading ---- 133
CR ---- 286
Considered, advanced, 3rd Reading and referred for engrossment ---- 307-308
Engrossed and to House ---- 315
Referred for enrollment ---- 761
Enrolled and 4th Reading ---- 792
To Governor ---- 803
Governor's Approval ---- 823-826

SENATE BILL NO. 95—By Rinehart—An Act relating to penal institutions; creating a classification committee; providing for the appointment, salaries, compensation and duties of such committee; providing for classification officers; their salaries and duties; providing for transfer of prisoners; relating to cancellation of credits for good behavior; and declaring an emergency.

1st Reading ---- 128
2nd Reading ---- 133
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 534-535
Engrossed and to House ---- 542
HA read ---- 754
HA rejected, conference requested ---- 813
Conference granted and H. Conferees named ---- 882
S. Conferees appointed ---- 882
Vote reconsidered by which HA rejected and conference requested ---- 906
HA concurred in, bill passed as amended and referred for enrollment ---- 906-907
Enrolled and 4th Reading ---- 921
To Governor ---- 930

SENATE BILL NO. 96—By Public Health Committee of the Senate—An Act relating to reservoirs; giving the State Commissioner of Health authority to make rules and regulations governing the collection and disposal of wastes, garbage, trash or contaminating material within 660 feet of the high-water line of any reservoir or within 660 feet of the high-water line of each shore of any stream flowing into any reservoir, and of any wastes originating in such areas; authorizing cooperative enforcement agreements; making violation of this Act or of the rules and regulations promulgated hereunder a misdemeanor; providing that the terms of this Act shall be cumulative; and declaring an emergency.

1st Reading ---- 133
2nd Reading ---- 135

CR 158
Considered, advanced, 3rd Reading and referred for engrossment....565-566
Engrossed and to House 570

SENATE BILL NO. 97—By Public Health Committee of the Senate—An Act relating to vital statistics; dealing with the interment and transportation of bodies and making certain requirements as to burial, removal and transit permits; providing for payment of fees to local registrars; amending 63 O. S. 1941 § 101; amending paragraph B of Section 11, and Section 12, of Chapter 14, Title 63, Oklahoma Session Laws 1947; fixing punishment for violations of Act; and declaring an emergency.

1st Reading 133
2nd Reading 135
CR 158
Considered, advanced, 3rd Reading and referred for engrossment.....327-328
Engrossed and to House 330

SENATE BILL NO. 98—By Grim—An Act amending 58 O. S. 1941 § 331, relating to notice to creditors in probate proceedings; providing that notice to creditors shall not be necessary where the decedent whose estate is being probated has been dead mor than three (3) years prior to the institution of such proceedings; and declaring an emergency.

1st Reading 134
2nd Reading 143
CR 172
Considered, advanced, 3rd Reading and referred for engrossment.....179-180
Engrossed and to House 182
HAs read 343-344
HAs concurred in, bill passed as amended and referred for enrollment.. 385
Enrolled and 4th Reading 396
To Governor 406
Governor's Approval 410

SENATE BILL NO. 99—By Dacus, Nevins, Cartwright, Lowery, Waller, Medlock, Price, Carrier, Cook, Ritzhaupt—An Act vitalizing Article 13-B of Oklahoma Constitution, being Senate Joint Resolution Number Sixteen (16), Twenty-First Oklahoma Legislature, and adopted by referendum vote in the State Primary General Election held July 6, 1948, and ratifying said Article 13-B, Oklahoma Constitution; providing the manner and method of appointment of the members of said Board of Regents of Oklahoma Colleges; 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 board, prescribing their duties; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading 134
2nd Reading 143
CR 196
Considered, advanced, 3rd Reading and referred for engrossment 290-291
Engrossed and to House 297
HA read 373
HA concurred in, bill passed as amended and referred for enrollment..... 377
Enrolled and 4th Reading 383
To Governor 389
Governor's Approval 410

SENATE BILL NO. 100—By Public Health Committee of the Senate—An Act relating to food; dealing with adulteration, misbranding, contamination and false advertising of food; prescribing powers, duties and functions of State Board of Health and State Health Commissioner; fixing penalties

for violations of Act and providing for injunctions by district courts; and declaring an emergency.

1st Reading ---- 136
2nd Reading ---- 143
CR ---- 158
Wd from Calendar and re-referred to Committee ---- 176
CR ---- 288
Considered, advanced, 3rd Reading and referred for engrossment ---- 762
Engrossed and to House ---- 813
Referred for Enrollment ---- 982
Enrolled and 4th Reading ---- 1007
To Governor ---- 1017

SENATE BILL NO. 101—By Cobb, Carrier—An Act to prevent the fraud and deception of the public; to make unlawful the manufacture for sale within this State, the sale, barter, exchange, possession with the intent to sell or exchange or to offer for sale or exchange "filled milk" as defined herein; to provide for the administration and enforcement of this Act, and to prescribe penalties for its violation; and declaring an emergency.

1st Reading ---- 136
2nd Reading ---- 143
CR ---- 184
Made Special Order ---- 197
Considered, advanced, 3rd Reading and ML ---- 212-213
Vote reconsidered and made Special Order ---- 320; 355
3rd Reading and ML ---- 417
ML considered ---- 519; 523
Engrossed and to House ---- 523

SENATE BILL NO. 102—By Dacus, Carrier, Cook, Gary, Nance, Walker, and Ritzhaupt—An Act relating to the public schools of Oklahoma; establishing a code for the public school system of the State; prescribing the powers, duties and functions of the State Board of Education, State Superintendent of Public Instruction, school districts and boards of education; creating county education committees, the State Textbook Committee and local textbook committees and prescribing their powers, duties and functions; establishing a system for the retirement of teachers and other employees and activities of public schools and educational institutions; etc.

1st Reading ---- 142
2nd Reading ---- 148
Wd from Committee, to Calendar and stricken ---- 260-261

SENATE BILL NO. 103—By Porter and Gary—An Act making appropriation out of the "Depletion, Management and Sale" Fund as established by 64 O. S. 1941, Section 87A and amendments thereto; requiring deposit in "Special Fund" in State Treasury; providing method of disbursement, and declaring an emergency.

1st Reading ---- 143
2nd Reading ---- 148
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment ---- 437
Engrossed and to House ---- 442-443
Referred for enrollment ---- 761
Enrolled and 4th Reading ---- 808
To Governor ---- 822
Governor's Approval ---- 896

SENATE BILL NO. 104—By Nance—An Act relating to moneys recovered or recaptured through sale of State property or equipment, or as reimbursement for warrant issued and cashed through mistake or error;

treating such moneys as recovery only and not as revenue, and restoring or increasing like appropriation in the amount recaptured; requiring accounting at cost; and declaring an emergency.

1st Reading ---- 143
2nd Reading ---- 148
CR ---- 388
Considered, advanced, 3rd Reading and referred for engrossment ---- 398-399
Engrossed and to House ---- 407
HA read ---- 785-786
HA concurred in, bill passed as amended and referred for enrollment ---- 803
Enrolled and 4th Reading ---- 813
To Governor ---- 827
Governor's Approval ---- 896

SENATE BILL NO. 105—By Medlock—An Act amending Sub-Division B of Section 805, Title 2, O. S. 1941.

1st Reading ---- 143
2nd Reading ---- 148
CR ---- 271
Considered, advanced, 3rd Reading and referred for engrossment ---- 319-320
Engrossed and to House ---- 323

SENATE BILL NO. 106—By Mahan of the Senate and Burkhart of the House—An Act authorizing and relating to the establishment and maintenance of a Municipal Hospital by the governing board of any municipality of this State; authorizing said board to appoint a board of control for said hospital; and prescribing its authority and duties; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148
CR ---- 172
Considered, advanced, 3rd Reading and referred for engrossment ---- 179
Engrossed and to House ---- 182
Referred for enrollment ---- 221
Enrolled and 4th Reading ---- 226
To Governor ---- 241
Governor's Approval ---- 245

SENATE BILL NO. 107—By Cobb—An Act repealing Chapter 1c of Title 29 of the Oklahoma Session Laws of 1947, being SB 181, relating to a certain appropriation for the raising of Lake Murray dam and Whitesboro dam and the improvement of the same; providing for the disposition of the unexpended balance of the said appropriation; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148
CR ---- 172
Considered, advanced, 3rd Reading and referred for engrossment ---- 204
Engrossed and to House ---- 206
Referred for enrollment ---- 295
Enrolled and 4th Reading ---- 296
To Governor ---- 299
Governor's Approval ---- 305

SENATE BILL NO. 108—By Lowery—An Act creating a State Livestock Sanitary Committee; providing manner of appointment, qualifications, tenure, duties, and compensation; providing for appointment of assistants and employees and ther duties and compensation; repealing all Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148

SENATE BILL NO. 109—By Gary—An Act continuing and reappropriating certain appropriations made to the Central State Hospital, Norman, Oklahoma, by the Twenty-first Legislature; making said appropriations nonfiscal; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148
CR ---- 187
Considered, advanced, 3rd Reading and referred for engrossment ---- 204
Engrossed and to House ---- 206
Referred for enrollment ---- 363
Enrolled and 4th Reading ---- 366
To Governor ---- 373
Governor's Approval ---- 388-389

SENATE BILL NO. 110—By Waller—An Act repealing Article 2 of Chapter 21 of Title 70 of the 1947 Session Laws of the State of Oklahoma, relating to annexation of school districts; and declaring an emergency.

1st Reading ---- 148
2nd Reading ---- 152

SENATE BILL NO. 111—By Baldwin—An Act amending § 263 of Title 29 of Oklahoma Statutes 1947 cumulative supplement, relating to the manner of taking fish; and declaring an emergency.

1st Reading ---- 152
2nd Reading ---- 158

SENATE BILL NO. 112—By Rinehart of the Senate—An Act authorizing the State Board of Public Affairs to pay off and discharge any lien existing on State owned lots or land, which was created according to law, and declaring an emergency.

1st Reading ---- 152
2nd Reading ---- 158
CR ---- 175
Considered, advanced, 3rd Reading and referred for engrossment ---- 205
Engrossed and to House ---- 206
HA read ---- 458
HA concurred in, bill passed as amended and referred for enrollment ---- 470-471
Enrolled and 4th Reading ---- 477
To Governor ---- 491
Governor's Approval ---- 521

SENATE BILL NO. 113—By Waller—An Act relating to traveling expense of County Commissioners, amending Chapter 10, Title 19, Session Laws 1947, to permit purchase of suitable motor vehicles out of County Highway Funds and allotment thereof of record to such commissioners for travel on official business in lieu of mileage for the use of personally owned vehicles; and declaring an emergency.

1st Reading ---- 155
2nd Reading ---- 158

SENATE BILL NO. 114—By Ritzhaupt, Rogers, Fine, Carrier, Rinehart, Hope, Medlock, Porter—An Act adding to the State Treasurer certain duties not heretofore imposed upon him by law, by authorizing and requiring that he record in a register maintained in his office, all bonds, notes or other obligations issued to finance self-liquidating projects at State Institutions and other agencies of the State before such obligations shall be delivered to the purchaser, requiring said register to show the due date of said obligations including the due date of coupons attached thereto; requiring the State Treasurer to furnish the State Budget Director a transcript thereof; providing additional compensation to the State Treasurer for added duties

imposed upon him by this Act subsequent to his election; providing method of payment of such compensation: repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 158
2nd Reading ---- 164
CR ---- 175
Wd from Calendar and re-referred to Committee ---- 176
CR ---- 203
Wd from Calendar and re-referred to Committee ---- 313

SENATE BILL NO. 115—By Cowden and Collins—An Act abolishing the Oklahoma Turnpike Authority; repealing Chapter 6, Title 69, Oklahoma Session Laws 1947; and declaring an emergency.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 221
Stricken from Calendar ---- 762

SENATE BILL NO. 116—By Porter and Ritzhaupt—An Act relating to County Attorneys; amending 19 O. S. 1941 § 185b, so as to provide that the County Attorney of any county of this State having a population not exceeding 50,000 according to the next preceding Federal Decennial Census may engage in the private practice of law in civil cases and civil matters not in conflict with the interests of his county; repealing all laws and parts of laws in conflict with the provisions of this Act; and declaring an emergency.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 286

SENATE BILL NO. 117—By Porter, Waller and Fine of the Senate, and Johnston and Munson of the House—An Act relating to the taking, catching or killing of non-game fish; amending Section 1, Chapter 6, Title 29, page 103, Oklahoma Session Laws 1943, so as to provide that the State Game and Fish Commission shall have authority to designate areas, lakes or streams or parts of lakes or streams where it shall be unlawful to take, catch or kill non-game fish by the use of gigs or spears; and declaring an emergency.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 305
Considered, advanced, 3rd Reading and referred for engrossment ---- 309-310
Engrossed and to House ---- 315
HA read ---- 373
HA concurred in, bill passed as amended and referred for enrollment ---- 377
Enrolled and 4th Reading ---- 383
To Governor ---- 389
Governor's Approval ---- 410-411

SENATE BILL NO. 118—By Baldwin—An Act amending § 352 of Title 47, O. S. 1941, relating to the appointment and qualification of the Commissioner of Public Safety; fixing the effective date of this Act.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 590

SENATE BILL NO. 119—By Baldwin—An Act amending § 184 of Title 26 O. S. 1941, relating to the time that the inspectors shall appear and receive the ballot box and supplies.

1st Reading ---- 172

2nd Reading ____ 177
CR ____ 186
Considered, advanced, 3rd Reading and referred for engrossment ____ 188
Engrossed and to House ____ 193
HA concurred in, bill passed as amended and referred for enrollment ____ 538
Enrolled and 4th Reading ____ 542
To Governor ____ 552
Governor's Approval ____ 583

SENATE BILL NO. 120—By Porter—An Act prohibiting commercial fishing within the State of Oklahoma; prescribing penalties for violation of the Act; and declaring an emergency.

1st Reading ____ 172
2nd Reading ____ 177
CR ____ 315
Considered, advanced, 3rd Reading and referred for engrossment ____ 402-403
Engrossed and to House ____ 407

SENATE BILL NO. 121—By Leonard of the Senate and Field of the House—An Act to conserve natural gas in the State of Oklahoma, to prevent waste; providing for the rateable and equitable taking thereof, governing the production, marketing, purchase and sale thereof, supplementing laws now in effect relative thereto, supplementing the authority of and conferring authority on the corporation commission; making provisions of this Act severable; and declaring an emergency.

1st Reading ____ 172
2nd Reading ____ 177
CR ____ 416
Considered, advanced, 3rd Reading and ML ____ 449; 473-474
Vote reconsidered by which passed and by which advanced ____ 549; 597
Considered, advanced, 3rd Reading ____ 588-589

SENATE BILL NO. 122—By Ritzhaupt—An Act appropriating thirty-five thousand dollars ($35,000.00) out of the Emergency Appropriation Fund to be expended by the State Board of Public Affairs to install an adequate water system and fire fighting apparatus and system at the State Capitol to prevent fire loss; making said appropriation non-fiscal; and declaring an emergency.

1st Reading ____ 172
2nd Reading ____ 177
CR ____ 569

SENATE BILL NO. 123—By Cook, Nance, Fine and Price—An Act creating an advisory committee; providing for the appointment, tenure, duties and compensation; making an appropriation to pay salaries; and declaring an emergency.

1st Reading ____ 175
2nd Reading ____ 177
CR ____ 211
Considered, advanced, 3rd Reading and referred for engrossment ____ 232-233
Engrossed and to House ____ 237
Referred for enrollment ____ 341
Enrolled and 4th Reading ____ 346
To Governor ____ 352
Governor's Approval ____ 353-354

SENATE BILL NO. 124—By Cook—An Act relating to school districts; amending Section 2, Article II, Chapter 21, Title 70, Oklahoma Session Laws 1947 (70 O. S. Supp. 1947 § 896.2) to permit the governing board of the school district to which disorganized territory is annexed to lease the school

building and appendages thereto of the disorganized school district under certain conditions; repealing all laws or parts of laws in conflict with the provisions of this Act; and declaring an emergency.

1st Reading ---- 177
2nd Reading ---- 184
CR ---- 214
Considered, advanced, 3rd Reading and referred for engrossment ---- 233-234
Engrossed and to House ---- 237
HA read ---- 343-344
HA concurred in, bill passed as amended and referred for enrollment ---- 356-357
Enrolled and 4th Reading ---- 362
To Governor ---- 368
Governor's Approval ---- 388-389

SENATE BILL NO. 125—By Leonard of the Senate, and Field of the House—An Act providing effective date and manner of payment in full of any paving installment after the expiration of the period provided by law for cash payment without interest; repealing all acts and parts of acts in conflict herewith; making provisions of this Act severable; and declaring an emergency.

1st Reading ---- 177
2nd Reading ---- 184
CR ---- 341
Considered, advanced, 3rd Reading and referred for engrossment ---- 400
Engrossed and to House ---- 407

SENATE BILL NO. 126—By Anderson and Gary—An Act providing for the coverage of certain officers and employees of the State and local governments under the old age and survivors insurance provisions of Title II of the Federal Social Security Act, as amended; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 182
2nd Reading ---- 188
CR ---- 505
Considered, advanced, 3rd Reading and referred for engrossment ---- 537
Engrossed and to House ---- 542
HA read ---- 914
HA concurred in, bill passed as amended and referred for enrollment ---- 928-929
Enrolled and 4th Reading ---- 950
To Governor ---- 958

SENATE BILL NO. 127—By Committee on Local, State and Federal Government—An Act amending Section 1201, Title 68, Oklahoma Statutes 1941, relating to the power of cities and towns of the State of Oklahoma to impose a tax on the gross receipts of any person, firm, association or corporation furnishing power, light, heat, gas, electricity, or water in any city or town by the governing body of said city or town, repealing all Acts in conflict herewith and declaring an emergency.

1st Reading ---- 182
2nd Reading ---- 188
CR ---- 642
Re-referred to Committee ---- 804

SENATE BILL NO. 128—By Committee on Local, State and Federal Government—An Act relating to the operation of automobiles or auto buses for the carrying of passengers for hire within any city in this State; authorizing the regulation thereof by the legislative body, including protection to the public; making such automobiles and auto buses subject to any existing taxes or license fees required by State laws; authorizing the

levying of a reasonable occupation tax by such city, and declaring an emergency.

1st Reading ---- 182
2nd Reading and to Calendar ---- 188
Considered, advanced, 3rd Reading and referred for engrossment ---- 449
Engrossed and to House ---- 471

SENATE BILL NO. 129—By Committee on Local, State and Federal Government—An Act providing that elections upon proposals of Boards of Education shall be submitted upon call of the presidents thereof; substituting presidents of Boards of Education for mayors of cities, and clerks of Boards of Education for city clerks in all matters relating to school elections; providing for the payment of school election expenses; and declaring an emergency.

1st Reading ---- 182
2nd Reading ---- 188
CR ---- 214
Considered, advanced, 3rd Reading and referred for engrossment ---- 234
Engrossed and to House ---- 237

SENATE BILL NO. 130—By Committee on Local, State and Federal Government—An Act amending Sections 163.10 and 163.11 of Title 37, O. S. Supp. 1947, being Sections 10 and 11 of House Bill No. 254 of the 1947 Session of the Legislature relating to the sale and regulation thereof of, nonintoxicating beverages, and declaring an emergency.

1st Reading ---- 183
2nd Reading ---- 188
CR ---- 417

SENATE BILL NO. 131—By Committee on Local, State and Federal Government—An Act relating to the taxation of intangible personal property; amending 68 O. S. 1941, Section 1502, as amended by Section 1 of Chapter 33, Title 68, Session Laws of Oklahoma, 1947; and declaring an emergency.

1st Reading ---- 183
2nd Reading ---- 188
Wd from Committee, to Calendar and stricken ---- 309

SENATE BILL NO. 132—By Committee on Local, State and Federal Government—An Act requiring the State Examiner and Inspector to audit the dockets and other accounts of the court clerks; providing the manner of paying the expenses of same; and requiring the State Examiner and Inspector to notify the attorneys of record of any unclaimed surplus cost deposit subject to refund; and declaring an emergency.

1st Reading ---- 183
2nd Reading ---- 188
CR ---- 360
Re-referred to Committee ---- 376
CR ---- 624
Considered and stricken from the Calendar ---- 800-801

SENATE BILL NO. 133—By Committee on Local, State and Federal Government—An Act relating to personal tax warrants issued by the County Treasurer, reconstructing the laws relating thereto to make them conform to the tax warrant procedure provided in the uniform tax procedure Act of 1939 (68 O. S. 1941, Sec. 1477) with intent to give to county tax warrants the same dignity, force and effectiveness as is provided for state tax warrants; repealing Acts in conflict herewith.

1st Reading ---- 183

2nd Reading ---------- 188
CR ---------- 305
Considered, advanced, 3rd Reading and referred for engrossment ------312-313
Engrossed and to House ---------- 315
HA read ---------- 756
Stricken from the Calendar ---------- 929
Vote reconsidered by which stricken ----------937; 957
HA rejected, conference requested ---------- 957
S. Conferees appointed ---------- 958
Conference granted and H. Conferees named ---------- 990
CC Report read and failed of adoption ----------1005-1006

SENATE BILL NO. 134—By Committee on Local, State, and Federal Government—An Act amending Sections 381, 382, 384, 387, 388, 432, 451, and 454 of Title 68 Oklahoma Statutes 1941, to correlate, unify, and make consistent enforcement procedures relating to ad valorem and special assessment tax on real property; clarifying the distinction between sales of tax liens and sale of real property in said procedures; making the sale of original real estate tax liens by operation of law instead of by auction, but preserving the right to individuals to purchase tax sale certificates; clarifying publication detail but preserving the occasions for and jurisdiction of published notice; and repealing certain sections rendered obsolete by many subsequent enactments.

1st Reading ---------- 183
2nd Reading ---------- 188
CR ---------- 305
Considered and made Special Order ----------355; 364

SENATE BILL NO. 135—By Medlock—An Act relating to public schools; providing for the support, maintenance, an operation thereof on a guaranteed school program of one hundred and eighty (180) school days; providing for an increment in salary to be paid to County Superintendents of Public Instruction and the manner of paying the same; providing that the Act shall be cumulative to other laws providing for payment and distribution of funds to school districts; repealing Article 3, Chapter 21, Title 70, Page 501, Session Laws of Oklahoma, 1947, and Article 4, Chapter 21, Title 70, Page 510, Session Laws of Oklahoma, 1947; making the provisions of the Act severable; fixing the effective date of Act; and declaring an emergency.

1st Reading ---------- 183
2nd Reading ---------- 188

SENATE BILL NO. 136—By Counts—An Act amending Section 175.46 of Title 60, Oklahoma Statutes annotated, relating to investments by trustees.

1st Reading ---------- 187
2nd Reading ---------- 196
CR ---------- 341
Considered, advanced, 3rd Reading and referred for engrossment-------- 530
Engrossed and to House ---------- 533
HA read ----------754-755
HA concurred in, bill passed as amended and referred for enrollment --845-846
Enrolled and 4th Reading ---------- 893
To Governor ---------- 907

SENATE BILL NO. 137—By Counts—An Act making an appropriation of nine hundred and eighty-five dollars and twenty-one cents ($985.21) to pay and reimburse the County of Pittsburg, State of Oklahoma, for funds expended by it in the recent grand jury investigation of Oklahoma State Penitentiary Canteen Fund, authorizing the filing of a claim therefor, and

the manner of payment, and the fund from which paid; and declaring an emergency.

1st Reading ---- 187
2nd Reading ---- 196
CR ---- 232
Considered, advanced, 3rd Reading and referred for engrossment ---- 358
Engrossed and to House ---- 362
HA read ---- 784-785
HA concurred in, bill passed as amended and referred for enrollment ---- 796
Enrolled and 4th Reading ---- 813
To Governor ---- 827
Governor's Approval ---- 897

SENATE BILL NO. 138—By Counts—An Act amending 60 O. S. A. 172, being Section 1 of HB 443, laws of 1947, relative to express trusts, how created, duration and extension of term.

1st Reading ---- 187
2nd Reading ---- 196
CR ---- 341
Considered, advanced, 3rd Reading and referred for engrossment ---- 530
Engrossed and to House ---- 533
HA read ---- 755-756
HA concurred in, bill passed as amended and referred for enrollment ---- 846
Enrolled and 4th Reading ---- 886
To Governor ---- 904

SENATE BILL NO. 139—By Counts—An Act regulating the giving of bond by trustees and repealing all Acts and parts thereof in conflict herewith.

1st Reading ---- 187
2nd Reading ---- 196
CR ---- 341
Considered, advanced, 3rd Reading and referred for engrossment ---- 530-531
Engrossed and to House ---- 533
Referred for enrollment ---- 744
Enrolled and 4th Reading ---- 749
To Governor ---- 761
Governor's Approval ---- 823-826

SENATE BILL NO. 140—By Leonard—An Act amending § 106 of Title 28, O. S. 1941 relative to disposition of unclaimed costs held by the clerk of the court or justice of the peace.

1st Reading ---- 187
2nd Reading ---- 196
CR ---- 286
Considered, advanced, 3rd Reading and referred for engrossment ---- 310
Engrossed and to House ---- 315
Referred for enrollment ---- 539-540
Enrolled and 4th Reading ---- 542
To Governor ---- 552
Governor's Approval ---- 583

SENATE BILL NO. 141—By Thompson—An Act authorizing the issuance of fishing permits and hunting licenses to persons who are veterans of any wars of the United States of America, and have attained the age of sixty-five (65) years, residents of Oklahoma, without the payment of any fee, and providing for the procedure to obtain such permits and licenses, and the duration thereof; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 187

2nd Reading ---- 196
CR ---- 315
Considered, advanced, 3rd Reading and referred for engrossment ---- 325-326
Engrossed and to House ---- 331
HA read ---- 810-811
HA rejected, conference requested and S. Conferees appointed ---- 846
Conference granted and H. Conferees named ---- 915
CC Report read ---- 937-938
CC Report adopted, bill passed as amended and to House ---- 980-981
Referred for enrollment ---- 1006
Enrolled and 4th Reading ---- 1015
To Governor ---- 1019

SENATE BILL NO. 142—By Grim—An Act relating to redelivery bonds in attachment proceedings in connection with civil actions; amending 12 O. S. 1941 § 1160 and 39 O. S. 1941 § 326; and declaring an emergency.

1st Reading ---- 187
2nd Reading ---- 196
CR ---- 233
Considered, advanced, 3rd Reading and referred for engrossment ---- 304
Engrossed and to House ---- 307
HA concurred in, bill passed as amended and referred for enrollment ---- 999-1000
Enrolled and 4th Reading ---- 1015
To Governor ---- 1017

SENATE BILL NO. 143—By Connell—An Act appropriating One Million Dollars ($1,000,000.00) from the general revenue fund for the fiscal year ending June 30, 1950, to the Department of Highways to be distributed to the County Treasurers of the various counties on the basis of county road mileage and deposited in the county rural road emergency fund hereby created and expended by the County Commissioners only for the purpose of repairing county rural roads used as school bus and mail routes, and declaring an emergency.

1st Reading ---- 190
2nd Reading ---- 196

SENATE BILL NO. 144—By Ritzhaupt—An Act relating to physically handicapped children; creating a commission for crippled children and prescribing the membership, authority, and duties thereof; providing for the appointment, compensation, expense, duties, and membership of a professional advisory committee; providing for the appointment of a director and prescribing his qualifications and duties; providing for "the Federal Crippled Children's Fund" and "The State Crippled Children's Fund," specifying the funds to be paid therein and providing for the disbursement thereof; providing for a "Crippled Children's Budget Account" in the general fund of the county budget, and providing for the use thereof, and restrictions thereon; providing for the use of the Oklahoma Hospital for Crippled Children and the services thereof; etc.

1st Reading ---- 192
2nd Reading ---- 196
CR ---- 271
Re-referred to Committee ---- 302
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment ---- 488-489
Engrossed and to House ---- 505
Referred for enrollment ---- 591
Enrolled and 4th Reading ---- 601
To Governor ---- 613
Governor's Approval ---- 642

SENATE BILL NO. 145—By Baldwin—An Act making it the duty of the Secretary of State of Oklahoma to prepare an annotated compilation of the corporation laws of Oklahoma, and the rules and regulations pertaining thereto, together with supplementary notes thereon, same to be filed in the State Library as a public record; authorizing publication of such annotated compilation; providing for the continuation of said compilation and supplementary notes; requiring acceptance of provisions of Act; adding further additional duties to the Secretary of State by requiring him to compile and annotate and print forms, rules and regulations specifically relating to the Oklahoma Business Corporation Act; flxing compensation for performing the additional duties placed on said Secretary of State by this Act; and declaring an emergency.

1st Reading ---- 192
2nd Reading ---- 196
Wd from Committee and re-referred to Committee ---- 202
CR ---- 214
Considered, advanced, 3rd Reading and referred for engrossment ---- 229-230
Engrossed and to House ---- 258

SENATE BILL NO. 146—By Thompson—An Act providing that in addition to all of the duties now prescribed by the Constitution and Laws of the State of Oklahoma relative to the members of the Legislature, it shall be the duty of the members of the Legislature to assemble during any sssion of the Legislature at the county court room at the county seat of the county of their respective residence and hold a public forum relative to legislation; and declaring an emergency.

1st Reading ---- 196
2nd Reading ---- 204
CR ---- 221
Stricken from the Calendar ---- 762

SENATE BILL NO. 147—By Ritzhaupt—An Act amending Section 14, Title 85, Oklahoma Statutes 1941, relating to Workmen's Compensation Law and providing for medical, surgical and other treatment care to be furnished and provided by the employer or insurance carrier, giving the insured employee the right and authority to select the physician or surgeon to have charge of such treatment care; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 200
2nd Reading ---- 204
CR ---- 233
Considered, advanced, 3rd Reading and referred for engrossment ---- 310-311
Engrossed and to House ---- 315

SENATE BILL NO. 148—By Cartwright—An Act relating to the duties of the Commissioner of Charities and Corrections, providing for continuous study of juvenile delinquency, requiring the commissioner to annotate, compile and publish laws, rules and regulations pertaining to juvenile delinquency with a recommendation for improvement of the administration of such laws, rules and regulations; requiring the commissioner to ascertain the number of delinquents in each county in the state, to make reports thereon requiring acceptance of provisions of the Act; fixing the compensation for said service; and declaring an emergency.

1st Reading ---- 203
2nd Reading ---- 209
Wd from Committee and re-referred to Committee ---- 214
CR ---- 372
Considered, advanced, 3rd Reading and referred for engrossment ---- 511-512
Engrossed and to House ---- 522
Referred for enrollment ---- 1000

Enrolled and 4th Reading ---- 1016
To Governor ---- 1019

SENATE BILL NO. 149—By McClendon—An Act amending Section 263, Title 29, Oklahoma Statutes 1941, as amended by Section 1, Chapter 6, Title 29, Session Laws of 1943, relating to the manner of taking game fish, other fish, and requiring presence of game ranger for the netting seining of fish in any lake of one hundred (100) acres or less, in area; and declaring an emergency.

1st Reading ---- 203
2nd Reading ---- 209

SENATE BILL NO. 150—By Counts—An Act amending Section 37 of Title 16, O. S. 1941, relating to acknowledgements of written instruments relating to real estate; and declaring an emergency.

1st Reading ---- 206
2nd Reading ---- 209
CR ---- 233
Considered, advanced, 3rd Reading and referred for engrossment ---- 319
Engrossed and to House ---- 323
HA concurred in, bill passed as amended and referred for enrollment--801-802
Enrolled and 4th Reading ---- 823
To Governor ---- 842

SENATE BILL NO. 151—By Gary—An Act making appropriation from any surplus accruing to the credit of the emergency appropriation fund in the State Treasury for the fiscal year ending June 30, 1949 to the several counties of the State for the purpose of grading, draining and graveling of the school bus, mail and milk routes on the county highways; fixing the basis of apportionment, and the manner of expenditure of funds; repealing Chapter 1b of Title 69 of the Oklahoma Session Laws of 1947, relating to surplus funds.

1st Reading ---- 210
2nd Reading ---- 212
CR and re-referred to Committee ----267-268
CR ---- 268
Made Special Order ---- 268
Re-referred to Committee ---- 298

SENATE BILL NO. 152—By Lowery—An Act relating to insurance; providing that in policies of insurance insuring any real property or improvements thereon against loss by fire, tornado, or lightning the insurer shall not be permitted to deny that the property insured is worth the full amount insured therein on said property; providing that the payment of premiums shall be prima facie evidence of ownership of the property insured by the person paying said premiums; providing that the insurer may show fraud in obtaining the policy or criminal fraud as a defense in any suit thereon; repealing all laws or parts of laws in conflict with this Act; and declaring an emergency.

1st Reading ---- 211
2nd Reading ---- 218

SENATE BILL NO. 153—By Price of the Senate and Andrews of the House—An Act authorizing the governing board of counties, cities, towns and boards of education in the State of Oklahoma, hereinafter called municipalities, to protect the governmental employees of such municipalities against financial loss resulting from sickness, disability or death, by waiving the immunity of such municipalities from liability to their employees engaged in governmental functions, so as to make such employees eligible for benefits under the Workmen's Compensation Law, or other scheme of bene-

fits for hospitalization or wrongful death; providing that such municipalities may waive their immunity in whole or in part and may enact, amend, revoke or repeal any such waiver; etc.

1st Reading ---- 211
2nd Reading ---- 218
CR and re-referred to Committee ---- 236
CR ---- 374
Considered, advanced, 3rd Reading and referred for engrossment ---- 765-766
Engrossed and to House ---- 813

SENATE BILL NO. 154—By Counts—An Act making supplemental appropriation to the State Board of Public Affairs for the purpose of completing the repairs to the Central State Hospital Annex at McAlester, Oklahoma, in conformity with Chapter 4 of Title 35 of the Oklahoma Session Laws 1947, Page 272; and declaring an emergency.

1st Reading ---- 214
2nd Reading ---- 218
CR ---- 322
Considered, advanced, 3rd Reading and referred for engrossment ---- 325
Considered ---- 326-328
Engrossed and to House ---- 330
Referred for enrollment ---- 406
Enrolled and 4th Reading ---- 415
To Governor ---- 424
Governor's Approval ---- 440

SENATE BILL NO. 155—By Rinehart, Porter and White—An Act providing the method of making jury lists, the officers to make up such lists, the qualifications of jurors, the method of drawing jurors from jury wheel and for such wheel; repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, as amended, 11 as amended, 12, 13, 14, 15, 16 and 17 of Title 38 O. S. 1941.

1st Reading ---- 217
2nd Reading ---- 226
CR ---- 286
Considered, advanced, 3rd Reading and referred for engrossment ---- 399
Engrossed and to House ---- 407
Referred for enrollment ---- 1007
Enrolled and 4th Reading ---- 1015
To Governor ---- 1017

SENATE BILL NO. 156—By Boecher—An Act amending Sections 454 and 457 of Title 11 O. S. 1941 relating to Board of Plumber Examiners and Plumbing Inspectors in certain cities; and declaring an emergency.

1st Reading ---- 217
2nd Reading ---- 226
CR ---- 295
Considered, advanced, 3rd Reading and emergency roll call deferred ---- 341-342
Emergency roll call and referred for engrossment ---- 365
Engrossed and to House ---- 368
Referred for enrollment ---- 642
Enrolled and 4th Reading ---- 667
To Governor ---- 695
Governor's Approval ---- 718

SENATE BILL NO. 157—By Dacus, Gary, Nevins, Nance, Walker, and Ritzhaupt—An Act making appropriations for the support and maintenance of the public schools of the State of Oklahoma for the fiscal years ending June 30, 1950 and June 30, 1951; said monies to be apportioned and disbursed under the provisions of Senate Bill No. 102, regular session, Twenty-

Second Legislature; making appropriations non fiscal; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---- 218
2nd Reading ---- 226
CR ---- 322
Considered, advanced, 3rd Reading and referred for engrossment ---- 377-379
Considered ---- 383
Engrossed and to House ---- 382
HA read ---- 458-459
HA rejected, conference requested and S. Conferees appointed ---- 469
Conference granted and H. Conferees named ---- 554
CC Report adopted, bill passed as amended and to House ---- 670-672
Referred for enrollment ---- 707
Enrolled and 4th Reading ---- 708
To Governor ---- 718
Governor's Approval ---- 823-826

SENATE BILL NO. 158—By Dacus—An Act authorizing the State Superintendent of Public Instruction to affiliate with the National Council of Chief State School Officers and oher organizations; providing for payment of membership dues and assessments; and declaring an emergency.

1st Reading ---- 218
2nd Reading ---- 226
CR ---- 353
Considered, advanced, 3rd Reading and referred for engrossment ---- 401
Engrossed and to House ---- 407
Referred for enrollment ---- 642
Enrolled and 4th Reading ---- 667
To Governor ---- 695
Governor's Approval ---- 718

SENATE BILL NO. 159—By Connell—An Act relating to commercial feeds; regulating sale and distribution of commercial feeds; requiring labelling and registration; providing for payment of inspection fees; prescribing duties and authority of State Board of Agriculture; authorizing standards and definitions and rules and regulations; making certain acts misdemeanors and authorizing seizure and injunctions; repealing 2 O. S. 1941 § § 311 to 322 and other conflicting laws; fixing effective date of Act; and declaring an emergency.

1st Reading ---- 218
2nd Reading ---- 226
CR ---- 368
Considered, advanced, 3rd Reading and referred for engrossment ---- 483-484
Engrossed and to House ---- 502
HA read ---- 787
HA concurred in, bill passed as amended and referred for enrollment ---- 804
Enrolled and 4th Reading ---- 823
To Governor ---- 842

SENATE BILL NO. 160—By Leonard—An Act amending Section I of Chapter 5, Title 19, Oklahoma Session Laws 1947, relating to the time in which a check or voucher issued or registered by an county treasurer in this State may be honored, and providing manner of distribution of funds held for the payment of such check or voucher.

1st Reading ---- 221
2nd Reading ---- 226
CR ---- 236
Considered, advanced, 3rd Reading and referred for engrossment ---- 402
Engrossed and to House ---- 407
HA concurred in, bill passed as amended and referred for enrollment ---- 514

Enrolled and 4th Reading ---- 522
To Governor ---- 524
Governor's Approval ---- 542-543

SENATE BILL NO. 161—By Seaman—An Act relating to community sales and requiring the person conducting such community sales to sell or offer for sale livestock in the order in which such livestock was registered for sale; and declaring an emergency.

1st Reading ---- 221
2nd Reading ---- 226
CR ---- 271
Stricken from the Calendar ---- 762

SENATE BILL NO. 162—By Porter, Leonard, Howell, Cartwright, Medlock, Hope and Speck—An Act adding certain duties not heretofore imposed upon the State Auditor by law by authorizing and directing that he shall conduct a post audit of all claims and payrolls approved for payment against State Treasury funds; providing the procedure for conducting said post audit; providing for the taking of audit exceptions; etc.

1st Reading ---- 222
2nd Reading ---- 226

SENATE BILL NO. 163—By McClendon—An Act prohibiting foreign and domestic insurance companies doing business in Oklahoma from cancelling, without the written consent of the insured, insurance policies issued thereby on Oklahoma risks after a period of ninety (90) days has elapsed since the effective date of the policy; providing that said prohibition will not be applicable to insurance on property which, after the issuance of the policy has been conveyed to another; and declaring an emergency.

1st Reading ---- 226
2nd Reading ---- 232

SENATE BILL NO. 164—By Anderson of the Senate and Carmichael of the House—An Act appropriating out of the Emergency Appropriation Fund $10,000.00 for the remainder of the fiscal year ending June 30, 1949, to supplement the funds appropriated by House Bill No. 9, Title 4, Chapter 1, Page 31 Session Laws of 1947, for payment of bounty by the State of Oklahoma for wolves, coyotes and bobcats killed in the State of Oklahoma, according to the terms of said House Bill No. 9; and declaring an emergency.

1st Reading ---- 226
2nd Reading ---- 232
CR ---- 313
Considered, advanced, 3rd Reading and referred for engrossment ---- 316
Engrossed and to House ---- 323
HA read ---- 613-614
HA rejected, conference requested ---- 660
Conference granted and H. Conferees named ---- 692
S. Conferees appointed ---- 692
CC Report adopted, bill passed as amended and to House ---- 763-764
Referred for enrollment ---- 827
Enrolled and 4th Reading ---- 847
To Governor ---- 875

SENATE BILL NO. 165—By Anderson, Ritzhaupt, Nance, Porter, Thompson—An Act fixing the annual salaries of elective state officers holding executive and judicial offices; providing that said salaries shall not be in effect during the current constitutional or statutory terms of office of

said officers; making certain exceptions; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 230
2nd Reading ---- 232
CR ---- 353
Considered, advanced, 3rd Reading and referred for engrossment 365-366; 370; 371-372
Engrossed and to House ---- 376
HA read ---- 802-803
HA considered ---- 809
HA rejected, conference requested ---- 811
Request for conference Wd ---- 814
HA concurred in, bill passed as amended and referred for enrollment ---- 814
Enrolled and 4th Reading ---- 823
To Governor ---- 842
Governor's Approval ---- 931

SENATE BILL NO. 166—By Nevins—An Act amending Sections 81, 82, 83 and 84 of Title 40 O. S. 1941, relating to hours of labor of female employees, and working conditions.

1st Reading ---- 233
2nd Reading ---- 237

SENATE BILL NO. 167—By Rinehart, Smalley—An Act relating to State-owned lands under control and supervision of Oklahoma Planning and Resources Board; authorizing said board to lease said lands for oil, gas and mining purposes; fixing duty of chairman of the board, and providing method of advertising and conducting sales hereunder; authorizing adoption and promulgation of additional rules for facilitating sales; providing for disposition of funds received, and use thereof; and declaring an emergency.

1st Reading ---- 237
2nd Reading ---- 245
CR ---- 669
Considered, advanced, 3rd Reading and referred for engrossment ---- 804
Engrossed and to House ---- 823
Referred for enrollment ---- 958
Enrolled and 4th Reading ---- 985
To Governor ---- 994

SENATE BILL NO. 168—By Rinehart, Logan of the Senate and Smalley, Billingsley of the House—An Act amending Section 1, Chapter 12, Title 74, Page 602, Oklahoma Session Laws 1947; creating and relating to the Oklahoma Planning and Resources Board; and declaring an emergency.

1st Reading ---- 237
2nd Reading ---- 245
CR ---- 669
Considered, advanced, 3rd Reading and referred for engrossment ---- 804-805
Engrossed and to House ---- 823
Referred for enrollment ---- 958
Enrolled and 4th Reading ---- 1002
To Governor ---- 1020

SENATE BILL NO. 169—By Leonard—An Act amending Section 39 of Title 28 O. S. 1941, relating to fees to be charged by the sheriff and constable, and prescribing related duties of the Clerk of the Court, Judge, or Justice of the Peace.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 295
Stricken from the Calendar ---- 7[illegible]

SENATE BILL NO. 170—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 it 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 ---- 240
2nd Reading ---- 245

SENATE BILL NO. 171—By Ritzhaupt—An Act relating to narcotic drugs; defining the term "narcotic drugs"; providing penalties for any person found guilty of larceny of such narcotic drugs; amending 63 O. S. 1941 § 401 (13); declaring an emergency.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 256
Considered, advanced, 3rd Reading and referred for engrossment ---- 311
Engrossed and to House ---- 315
Referred for enrollment ---- 642
Enrolled and 4th Reading ---- 667
To Governor ---- 695
Governor's Approval ---- 718

SENATE BILL NO. 172—By Ritzhaupt—An Act relating to professional nursing attendants and licenses therefor by the Board of Nurse Examiners, amending Sections 559-561, of Title 59 O. S. 1941, fixing qualifications and fees for applicants for licenses as nursing attendants and the effective dates thereof; and declaring an emergency.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 256
Considered, advanced, 3rd Reading and referred for engrossment ---- 311-312
Engrossed and to House ---- 315
Referred for enrollment ---- 642
Enrolled and 4th Reading ---- 667
To Governor ---- 695
Governor's Approval ---- 718-719

SENATE BILL NO. 173—By Cowden—An Act amending paragraph (d) of Section 22.2 of Title 47 O. S. 1947, cumulative supplement, relating to apportionment and use of moneys received from certain motor vehicle license fees; and declaring an emergency.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 352
Re-referred to Committee ---- 421

SENATE BILL NO. 174—By Appropriations Committee—An Act making an appropriation to the Secretary of State to purchase two thousand (2000) volumes of the 1949 cumulative supplement of the Statutes of Oklahoma; authorizing and directing said Secretary to make said purchase, and to distribute the same as provided by law; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 305

Considered, advanced, 3rd Reading and referred for engrossment 330
Engrossed and to House 343
HA read 460
HA concurred in, bill passed as amended and referred for enrollment 470
Enrolled and 4th Reading 477
To Governor 491
Governor's Approval 521

SENATE BILL NO. 175—By Ballinger of the Senate, and Jones of the House—An Act to make uniform the law on fresh pursuit, and authorizing this State to cooperate with other states therein.

1st Reading 240
2nd Reading 245
CR 286
Considered, advanced, 3rd Reading and referred for engrossment 320
Engrossed and to House 323
Referred for enrollment 966
Enrolled and 4th Reading 985
To Governor 994

SENATE BILL NO. 176—By Ballinger of the Senate and Jones of the House—An Act to secure the attendance before a grand jury or in a criminal prosecution in another state of witnesses who are in this state, and to secure the attendance before a grand jury or in a criminal prosecution in this state of witnesses who are without the state; and declaring an emergency.

1st Reading 240
2nd Reading 245
CR 286
Considered, advanced, 3rd Reading and referred for engrossment 329-330
Engrossed and to House 343
Referred for enrollment 509
Enrolled and 4th Reading 522
To Governor 524
Governor's Approval 542-543

SENATE BILL NO. 177—By Connell—An Act requiring all regular and special meetings of the Board of Regents for Oklahoma colleges to be held upon the grounds of the Agricultural and Mechanical College at Stillwater, Oklahoma, or at some place designated, from time to time by the chairman of said board; repealing conflicting laws; and declaring an emergency.

1st Reading 247
2nd Reading 256

SENATE BILL NO. 178—By Boecher—An Act amending 26 O. S. 1941 § 77, 78 and 86, Section 2, Chapter 2, and Section 7, Chapter 10, Title 29, Oklahoma Session Laws 1945, and Section 2, Chapter 10, Title 26, Oklahoma Session Laws 1947; relating to the registration and elections ; making provisions of Act severable; and declaring an emergency.

1st Reading 247
2nd Reading 256
CR 286
Considered, advanced, 3rd Reading and referred for engrossment 323-324
Engrossed and to House 330
Referred for enrollment 642
Enrolled and 4th Reading 667
To Governor 695
Governor's Approval 718-719

SENATE BILL NO. 179—By McClendon—An Act providing that where owners of lands or real property has failed to pay the taxes assessed, levied or charged against said land for such a time and/or until said lands have been sold by the county at resale for the non-payment of taxes shall be estopped and prohibited from bringing or maintaining any action in any of the courts of Oklahoma to recover said lands or real property or to cancel the resale deed issued by the county treasurer of said county unless said action has been or is begun within three years after said resale of said lands for the non-payment of the taxes and shall be estopped to contend that said resale is void or invalid where said action was not or has not been instituted within three years from the date of said resale; and declaring an emergency.

1st Reading ---------- 256
2nd Reading ---------- 259

SENATE BILL NO. 180—By Anderson of the Senate, and Bullard of the House—An Act amending Section 677 of Title 68 O. S. 1941 relating to exemptions of schools, counties and municipalities for the payment of certain taxes on gasoline.

1st Reading ---------- 256
2nd Reading ---------- 259

SENATE BILL NO. 181—By Anderson of the Senate, and Bullard and Box of the House—An Act amending 19 O. S. 1941, Section 131, as amended by Section 1 of Chapter 6, Title 19, Session Laws of Oklahoma, 1947; relating to the election and terms of office of the officers of the several counties of the State; and declaring an emergency.

1st Reading ---------- 258
2nd Reading ---------- 268
CR ---------- 524
Stricken from the Calendar ---------- 749

SENATE BILL NO. 182—By Committee on Social Welfare—An Act to promote the rehabilitation of the blind, changing the name of the stand concession revolving fund; broadening the purpose for which the revolving fund may be used; fixing the service charge on income in capital, creating a preference for blind persons for locations in public buildings and on public grounds for business enterprises; making an appropriation therefor; providing for repeal from decisions of the board; repealing Sections 74, 75, 76 and 77 of Chapter 4, Title 7 O. S. 1941, and all Acts and parts of Acts in conflict herewith; making provisions of this Act severable; and declaring an emergency.

1st Reading ---------- 264
2nd Reading ---------- 268
CR ---------- 570
Considered, advanced, 3rd Reading and referred for engrossment ---------- 657
Engrossed and to House ---------- 666

SENATE BILL NO. 183—By Anderson of the Senate and Trent, Bullard, Langley (Adair) of the House—An Act relating to correction of tax rolls, amending Chapter 3, Title 68, Session Laws 1945, coded as § 184d of Title 68, O. S. Supp. 1945, by adding items justifying correction and authorizing such correction; creating a board to hear complaints of errors; repealing Sections 15.56 and 15.57 of Title 68, O. S. 1941; and declaring an emergency.

1st Reading ---------- 264
2nd Reading ---------- 268
CR ---------- 305
Considered, advanced, 3rd Reading and referred for engrossment ---- 355-356

Engrossed and to House ---------- 362
Referred for enrollment ---------- 460
Enrolled and 4th Reading ---------- 471
To Governor ---------- 477
Governor's Approval ----------521-522

SENATE BILL NO. 184—By Anderson of the Senate and Bullard and Box of the House—An Act creating a simple uniform scale for determining salaries of all county officers and their deputies in this state; making this Act effective as early as is permissable under Sec. 10, Art. 23, Constitution and repealing as of same effective date Sections 1 to 31 inclusive of Chapter 6, Title 19, Session Laws 1943, and Chapters 6, 6c, 6d, 6f, 6g, 6h, 6i, 6j, 6k, 6m, 6o, 6q, 6r, 6s, 6t, 6u, 6v, 6w, 6x, and 10a of Title 19, Session Laws 1945, and Chapters 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m, 6n, 6o, and 6r of Title 19, Session Laws 1947, and all other laws and parts of laws in conflict; and making the parts of this Act severable.

1st Reading ---------- 264
2nd Reading ---------- 268

SENATE BILL NO. 185—By Lowery and Anderson of the Senate and Eubanks and Bullard of the House—An Act amending 62 O. S. 1941, Section 471, relating to disbursement of public funds; requiring certain officers to execute security bond; and declaring an emergency.

1st Reading ---------- 264
2nd Reading ---------- 268
CR ---------- 295
Considered, advanced, 3rd Reading ---------- 509

SENATE BILL NO. 186—By Connell—An Act relating to the listing of personal property and intangible personal property for taxation, and the filing of applications for homestead exemptions; providing that such listing and filing may be made in the year 1949 on or before the first day of April without incurring any penalty for failure to list such personal property and intangible personal property or without waiving such homestead exemption; and declaring an emergency.

1st Reading ---------- 264
2nd Reading and to Calendar ---------- 268
Considered, advanced, 3rd Reading and referred or engrossment------291-292
Engrossed and to House ---------- 297

SENATE BILL NO. 187—By Anderson of the Senate, and Bullard of the House—An Act amending Section 341 of Title 68 O. S. 1941, to define further certain essential and inescapably necessary expenses of local government in the several counties, cities, towns, and school districts that can neither be contracted prior to July 1 of any year nor delayed until the final determination of protests in mid-year or thereafter, and for which warrants may lawfully issue prior to the end of the lawful protest period to carry on the normal functions of government therein; and declaring an emergency.

1st Reading ---------- 264
2nd Reading ---------- 268
CR ---------- 295
Considered, advanced, 3rd Reading and referred for engrossment---- 332
Engrossed and to House ---------- 343
HAs read ----------820-822
HAs concurred in, bill passed as amended and referred for enrollment--- 845
Enrolled and 4th Reading ---------- 893
To Governor ---------- 907

SENATE BILL NO. 188—By Ritzhaupt of Senate and Seids and Oliver of the House—An Act to provide for liens in favor of hospitals and physicians in this state on all causes of action and claims for damages accruing to patients or their legal representatives by reason of injuries necessitating hospital or medical care in such hospitals for the reasonable charges for such care furnished such patients; and declaring an emergency.

1st Reading ---- 268
2nd Reading ---- 279
CR ---- 360
Considered, advanced, 3rd Reading and referred for engrossment ---- 763
Engrossed and to House ---- 792

SENATE BILL NO. 189—By Leonard, White, Emery—An Act repealing Chapter 16 of Title 74 O. S. 1941, and Chapter 16 of Title 74 of the Oklahoma Session Laws of 1947, being Senate Bill No. 83, relating to the State Legislative Council; and declaring an emergency.

1st Reading ---- 268
2nd Reading and to Calendar ---- 279
Stricken from the Calendar ---- 762

SENATE BILL NO. 190—By Ritzhaupt and Price of the Senate, and Jennings, Andrews and Bailey of the House—An Act relating to and regulating the practice of the profession of engineering; providing for the registration of persons practicing engineering and prescribing procedure therefor; fixing fees and penalties; amending 59 O. S. 1941, Sections 412, 427, 429, 441, 442, 443, 448, and 451; amending 59 O. S. 1941, Section 446, Subsection (b), as amended by Title 59, Chapter 10, page 355, O. S. L. 1947; repealing Subsections (d) and (e) of 59 O. S. 1941, Section 446, as amended by Title 59, Chapter 10, page 355, O. S. L. 1947; and declaring an emergency.

1st Reading ---- 270
2nd Reading ---- 279
CR ---- 341
Made Special Order ---- 364
Considered, advanced, 3rd Reading and referred for engrossment ---- 386
Engrossed and to House ---- 396
HA read ---- 950
HA concurred in, bill passed as amended and referred for enrollment ---- 962
Enrolled and 4th Reading ---- 997
To Governor ---- 1001

SENATE BILL NO. 191—By Ritzhaupt and Price of the Senate, and Lance, Andrews and Bailey of the House—An Act relating to county highways and county engineers; amending 69 O. S. 1941 § 294; repealing Article 33, Section 7886, Oklahoma Statutes 1931; and declaring an emergency.

1st Reading ---- 270
2nd Reading ---- 280
CR ---- 315
Made Special Order ---- 364
Considered, advanced, 3rd Reading and referred for engrossment ---- 387
ML and Wd ---- 387; 471
Engrossed and to House ---- 477

SENATE BILL NO. 192—By Rithaupt and Price of the Senate, and Bailey of the House—An Act relating to county officers; amending 19 O. S. 1941 § 131 as amended by Chap. 6, Title 19, page 190, O. S. L. 1947, providing for the election of certain county officers; authorizing the appointment of a County Surveyor and a County Public Weigher by the County Commissioners; authorizing County Engineer to serve as ex-

officio County Surveyor; repealing all laws in conflict; and declaring an emergency.

1st Reading ---- 270
2nd Reading ---- 280
CR ---- 336
Made Special Order ---- 364

SENATE BILL NO. 193—By Ritzhaupt of the Senate, and Andrews and Bailey of the House—An Act relating to the practice or profession of land surveying; defining the terms "land surveyor" and "land surveying", and making it unlawful to practice land surveying without being registered, and fixing punishment for violations; making it the duty of the State Board of Registration for professional engineers to conduct examinations and issue certificates of registration hereunder; defining duties and powers of said board; fixing fees for registration; and declaring an emergency.

1st Reading ---- 271
2nd Reading ---- 280
CR ---- 315
Made Special Order ---- 364

SENATE BILL NO. 194—By Carrier of the Senate, and Camp and Romang of the House—An Act authorizing the Board of Regents of the Oklahoma Agricultural and Mechanical College to purchase certain real estate for the use and benefit of the Agricultural and Mechanical College at Stillwater, Oklahoma, for use in the development and preservation of artificial insemination program in behalf of the dairy industry of the State of Oklahoma; making an appropriation therefor; and declaring an emergency.

1st Reading ---- 271
2nd Reading ---- 280
CR and re-referred to Committee ---- 404
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment---- 481-482
Engrossed and to House ---- 502
Referred for enrollment ---- 735
Enrolled and 4th Reading ---- 748
To Governor ---- 761
Governor's Approval ---- 823-826

SENATE BILL NO. 195—By Nance—An Act vitalizing Section 30, Article X, of the Constitution in regard to keeping of accounts for municipally owned water, gas and electric utilities; providing for procedure and publication for rate making in connection with such utilities; authorizing State Examiner and Inspector to prescribe accounts and definitions; giving State Examiner and Inspector duties in regard to such system of accounts; providing for monthly and annual reports and for annual audit of such municipally owned utilities and for publication thereof; providing for penalty for failure to file reports and declaring an emergency.

1st Reading ---- 271
2nd Reading ---- 280
CR ---- 531
Considered, advanced, 3rd Reading and referred for engrossment---- 611
Engrossed and to House ---- 616

SENATE BILL NO. 196—By Anderson of the Senate and Bullard of the House—An Act amending Section 32, Title 28, O. S. 1941 as amended by Chapter 1a of Title 28, Session Laws 1947, to distinguish fees of county clerks using photographic recording and those using typed recording; clari-

fying and correcting same to distinguish those common to both; making needed modifications; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 315
Considered, advanced, 3rd Reading and referred for engrossment---- 357
Engrossed and to House ---- 362
HA concurred in, bill passed as amended and referred for enrollment--514-516
Enrolled and 4th Reading ---- 522
To Governor ---- 524
Governor's Approval ----542-543

SENATE BILL NO. 197—By Gary—An Act making appropriations to pay certain warrants issued against the general revenue fund, highway construction and maintenance fund and administration fund of the Welfare Commission; which warrants have heretofore been cancelled under provisions of Paragraph 2, Section 19, Chapter 1C, Title 62, Oklahoma Session Laws 1947; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment---- 489
Engrossed and to House ---- 502
HA read ---- 758
HA rejected, conference requested and S. Conferees appointed---- 770
Conference granted and H. Conferees named ---- 789
CC Report read and further consideration Indefinitely Postponed---987-988

SENATE BILL NO. 198—By Gary—An Act continuing and re-appropriating certain appropriations made by House Bill No. 46, Twenty-First Oklahoma Legislature, to the State Board of Public Affairs; making said re-appropriation non-fiscal; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment---437-438
Engrossed and to House ----442-443
Referred for enrollment ----539-540
Enrolled and 4th Reading ---- 542
To Governor ---- 552
Governor's Approval ---- 583

SENATE BILL NO. 199—By Worthington—An Act making it the duty of judges of courts of record to sentence prisoners who are first term offenders under the age of twenty-five (25) years and who are not sentenced to more than ten (10) years in prison, to the Oklahoma State Reformatory; providing for transfer of prisoners now at the Oklahoma State Penitentiary in the above category to the Oklahoma State Reformatory; providing that no prisoner not within the above classification shall serve his sentence at the Oklahoma State Reformatory; providing for the transfer of incorrigible prisoners from the Oklahoma State Reformatory to the Oklahoma State Penitentiary under certain conditions; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 362
Stricken from the Calendar ---- 765

SENATE BILL NO. 200—By Worthington—An Act appropriating out of the Emergency Appropriation Fund, fifty thousand dollars ($50,000.00)

to be expended under the supervision of the State Board of Public Affairs for the purpose of establishing, maintaining and operating a vocational training school to be located at the Oklahoma State Reformatory; making said appropriation non-fiscal; prescribing the powers and duties of the warden; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 379
Considered, advanced, 3rd Reading and referred for engrossment----535-536
Engrossed and to House ---- 542

SENATE BILL NO. 201—By Ritzhaupt, Rinehart and Price of the Senate and Lance and Andrews of the House—An Act relating to street improvements; amending Sections 83, 84, 85, 87, 89, 100, 101, 105, 108, and 114, Title 11, Chapter 3, Oklahoma Statutes of 1941, repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 279
2nd Reading ---- 289
CR ---- 336
Made Special Order ---- 364
Considered, advanced, 3rd Reading and referred for engrossment----659-660
Engrossed and to House ---- 667
Referred for enrollment ---- 810
Enrolled and 4th Reading ---- 823
To Governor ---- 842
Governor's Approval ---- 931

SENATE BILL NO. 202—By Leonard—An Act relating to livestock brands, titles, and inspections; creating a Division of Brand Registry under the State Board of Agriculture and prescribing its powers, duties and functions; defining a brand and providing for its State registration in lieu of County registration, and further providing for its publication, sale and transfer; fixing of penalties and repealing Sections 252, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267 and 269 of Chapter 7, Title 4 O. S. 1941; and Section 253 of Chapter 7, Title 4 O. S. 1941 as amended by Section 1, Chapter 7, Title 4 Oklahoma Session Laws 1943; Section 254 of Chapter 7, Title 4 O. S. 1941 as amended by Section 2, Chapter 7, Title 4 Oklahoma Session Laws 1943; Section 268 of Chapter 7, Title 4 O. S. 1941 as amended by Section 1, Chapter 7, Title 4 Oklahoma Session Laws 1947, and all conflicting laws; and making provisions of this Act severable.

1st Reading ---- 285
2nd Reading ---- 289
CR ---- 388
Re-referred to Committee ---- 522
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment--794; 795-796
Engrossed and to House ---- 813
Referred for enrollment ---- 982
Enrolled and 4th Reading ---- 1002
To Governor ---- 1015

SENATE BILL NO. 203—By Porter, Rinehart, Ritzhaupt, Leonard, Fine, Baldwin, Lowery and Binns—An Act amending Section 3, of Title 69, Chapter 1B, Oklahoma Session Laws 1947, same being House Bill 454, regular session Twenty-First Legislature, relating to the transfer of money accruing to the credit of the General Revenue Fund, for the fiscal years ending June 30, 1948, and June 30, 1949, in excess of appropriations made out of said fund for said fiscal years; providing that monies accruing to the General Revenue Fund each fiscal year beginning with the fiscal year ending June 30, 1949 and thereafter, in excess of

the State Board of Equalization's estimate of the amount of revenue to accrue to the General Revenue Fund for each year, shall be transferred to the Emergency Appropriation Fund in the State Treasury; etc.

1st Reading ---- 286
2nd Reading ---- 289
CR ---- 336
Re-referred to Committee ---- 351
CR ---- 362
Considered, advanced, 3rd Reading and referred for engrossment ---- 364-365
Engrossed and to House ---- 370
Referred for enrollment ---- 395
Enrolled and 4th Reading ---- 395
To Governor ---- 396
Governor's Approval ---- 406

SENATE BILL NO. 204—By Binns—An Act amending 20 O. S. 1941 § 92a; creating and relating to District Court Judicial Districts Nos. 19 and 25; providing for judges and reporters therefor; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 288
2nd Reading ---- 298
CR ---- 353
Re-referred to Committee ---- 388
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment ---- 421
Engrossed and to House ---- 435
HA read ---- 475-476
HA concurred in, bill passed as amended and referred for enrollment ---- 477-478
Enrolled and 4th Reading ---- 502-503
To Governor ---- 509
Governor's Approval ---- 521-522

SENATE BILL NO. 205—By Price—An Act amending Paragraph 5 of Section 2 of Chapter 30b of Title 11, Oklahoma Session Laws 1947, relating to the operation of taxicabs within municipal corporate limits and giving cities and towns the right to grant or deny taxicab license upon the ground of convenience and necessity; and declaring an emergency.

1st Reading ---- 288
2nd Reading ---- 298
CR ---- 362
Considered, advanced, 3rd Reading ---- 509; 765

SENATE BILL NO. 206—By Price—An Act relating to the publication of ordinances of cities and towns, amending Section 579, as amended, Title 11, Oklahoma Statutes 1941, to authorize publication of certain ordinances by title and a condensed gist or summary of the contents thereof; and declaring an emergency.

1st Reading ---- 288
2nd Reading ---- 298
CR ---- 353
Considered, advanced, 3rd Reading and referred for engrossment ---- 764-765
Engrossed and to House ---- 796
HAs concurred in, bill passed as amended and referred for enrollment ---- 994-995
Enrolled and 4th Reading ---- 997
To Governor ---- 1001

SENATE BILL NO. 207—By Nance of the Senate, and Smalley of the House—An Act authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma

National Guard on which to construct a warehouse; providing procedure therefor; and declaring an emergency.

1st Reading ---- 288
2nd Reading and to Calendar ---- 298
Considered, advanced, 3rd Reading and referred for engrossment--308-309
Engrossed and to House ---- 315
Referred for enrollment ---- 406
Enrolled and 4th Reading ---- 415
To Governor ---- 424
Governor's Approval ---- 440

SENATE BILL NO. 208—By Rogers—An Act amending Section 58 of Title 69 O. S. 1941, requiring the State Highway Commission of the State of Oklahoma to designate and maintain as State highways all roads connecting State Parks and Federal Parks with Federal highways or State highways and, at its discretion, to maintain roads and highways within the boundaries of State Parks and Memorials; repealing Section 59 of Title 69 O. S. 1941 and all acts or partsof acts in conflict herewith; and declaring an emergency.

1st Reading ---- 288
2nd Reading ---- 298
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment--796-797
Engrossed and to House ---- 823
Referred for enrollment ---- 981
Enrolled and 4th Reading ---- 997
To Governor ---- 1001

SENATE BILL NO. 209—By Committee on Local, State, and Federal Government—An Act amending Section 25, Title 3, O. S. Supp. 1943, by removing therefrom the requirement that regulations of Regional Airport Commissions be filed of record with the County Clerk; re-enacting the remainder of same; and declaring an emergency.

1st Reading ---- 289
2nd Reading ---- 298
CR ---- 315
Considered, advanced, 3rd Reading and referred for engrossment----357-358
Engrossed and to House ---- 362
Referred for enrollment ---- 1000
Enrolled and 4th Reading ---- 1015
To Governor ---- 1020

SENATE BILL NO. 210—By Rinehart, Porter, Logan, Anderson, Leonard, Thompson, Jarman, Lowery, Binns, Ritzhaupt, and Boecher—An Act amending Section 2, Chapter 18c, Title 68, page 437, Oklahoma Session Laws 1947; relating to the construction and maintenance of State secondary roads; authorizing the expenditure of one cent (1c) of the gasoline excise tax levied by Section 1 of said Chapter 18c for that purpose; transferring unemcumbered funds allocated to counties under the provisions of Chapter 18c, Title 68, page 436-438 Oklahoma Session Laws 1947 to the county highway, maintenance and construction fund of the several counties of the State, requiring the State Treasurer to pay said un-encumbered funds to the County Treasurer and by them deposited in the county highway, maintenance and construction funds to be used for the purpose of constructing and maintaining county rural roads, highways, and bridges; and declaring an emergency.

1st Reading ---- 295
2nd Reading ---- 298

SENATE BILL NO. 211—By Ritzhaupt—An Act to provide that unclaimed and unwanted animals in the public pounds of the State are made

available to stated institutions for essential scientific investigation and education; defining "institutions" and "public pounds"; authorizing the State Board of Health to issue license annually and to revoke license for cause; providing for additional regulations and inspection; requiring pound supervisors to deliver impounded animals to licensed institutions; regulating the transportation, detention, and returning such animals and limiting the liability of institutions; providing that institutions may obtain animals from other sources; interpretation of this Act; making provisions of Act severable; fixing penalties; and declaring an emergency.

1st Reading ---- 298
2nd Reading ---- 301
CR ---- 390
Considered, advanced, 3rd Reading and referred for engrossment ---- 768-769
Engrossed and to House ---- 792

SENATE BILL NO. 212—By Connell, Cartwright, Cowden, Hope, Waller, Speck, Baldwin, Rogers, Worthington, Seaman, Boecher, Dacus, Walker, Lowery, Porter, Medlock, Nance, Emery, Carrier, Ginder, Jelks, Collins, Price, Howell, and Gary of the Senate, and Henry and Dyer of the House—An Act relating to game and fish; providing that the State Game and Fish Director shall keep a record of certain licenses sold in each county, and, when more than two thousand such licenses are sold in any one county during any calendar year, shall provide such county with a resident game and fish ranger; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 300
2nd Reading ---- 301

SENATE BILL NO. 213—By Collins of the Senate and Hert of the House—An Act amending Sections 3 and 5, Chapter 45, Title 70, Oklahoma Session Laws 1945, relating to the organization, officers and records of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, and the duties and powers of said board; repealing all laws in conflict herewith; making provisions of acts severable; and declaring an emergency.

1st Reading ---- 301
2nd Reading ---- 307
CR ---- 353
Considered, advanced, 3rd Reading and referred for engrossment ---- 478-479
Engrossed and to House ---- 502
HA read ---- 787
HA concurred in, bill passed as amended and referred for enrollment ---- 832-833
Enrolled and 4th Reading ---- 847
To Governor ---- 875

SENATE BILL NO. 214—By Speck of the Senate, and Horton of the House—An Act amending Section Four of Chapter 2, of Title 82, Oklahoma Session Laws of 1945, relating to salaries and compensation of officers in irrigation districts.

1st Reading ---- 305
2nd Reading ---- 307
CR ---- 336
Considered, advanced, 3rd Reading and referred for engrossment ---- 356
Engrossed and to House ---- 362
Referred for enrollment ---- 591
Enrolled and 4th Reading ---- 601
To Governor ---- 613
Governor's Approval ---- 642

SENATE BILL NO. 215—By Cowden—An Act amending Section 363, Title 69, Oklahoma Statutes of 1941, relating to the opening, vacating,

altering, widening, changing and laying out of roads on section lines and other roads; providing that certain roads shall be placed under the jurisdiction of the governing boards of the various State supported institutions of higher education, and defining the powers of said boards with relation to such roads; declaring the provisions of this Act to be severable; repealing all laws in conflict therewith; and declaring an emergency.

1st Reading ---- 315
2nd Reading ---- 323
CR ---- 476
Considered, advanced, 3rd Reading and referred for engrossment ---- 528
Engrossed and to House ---- 533
Referred for enrollment ---- 761
Enrolled and 4th Reading ---- 792
To Governor ---- 803
Governor's Approval ---- 823-826

SENATE BILL NO. 216—By Collins of the Senate and Allard of the House—An Act authorizing the State Board of Vocational Education to provide a school bus driver training course under the trades and industry division; and declaring an emergency.

1st Reading ---- 322
2nd Reading ---- 323

SENATE BILL NO. 217—By Ballinger—An Act amending Section 548 of Title 58 O. S. 1941, relating to accounting by personal representatives of deceased executor or administrator, by providing that where the authority of the guardian of any incompetent or insane or minor person ceases, he can be required to account, upon application of the person succeeding as such guardian; also providing that in case of death of guardian his accounts may be presented by his personal representatives, and upon petition of successor of deceased guardian, the court may compel personal representatives to so account; and declaring an emergency.

1st Reading ---- 322
2nd Reading ---- 323
CR ---- 360
Considered, advanced, 3rd Reading and referred for engrossment ---- 448-449
Engrossed and to House ---- 471
Referred for enrollment ---- 761
Enrolled and 4th Reading ---- 808
To Governor ---- 822
Governor's Approval ---- 823-826

SENATE BILL NO. 218—By Connell of the Senate and Seids of the House—An Act making an appropriation to pay Henry S. Johnston for legal services rendered the State; and declaring an emergency.

1st Reading ---- 322
2nd Reading ---- 323
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment ---- 505-506
Engrossed and to House ---- 522
HA concurred in, bill passed as amended and referred for enrollment ---- 885-886
Enrolled and 4th Reading ---- 910
To Governor ---- 920

SENATE BILL NO. 219—By Dacus, Gary and Porter of the Senate, and Dunlap of the House—An Act making an appropriation of Four Hundred Thousand ($400,000.00) Dollars from any surplus accruing to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ended June 30, 1948 to the State Board of Education to increase the transportation minimum program for each school dis-

trict qualifying for State Aid for Transportation; and declaring an emergency.

1st Reading ---- 328
2nd Reading ---- 329
CR ---- 769
Considered and stricken from the Calendar----876; 877

SENATE BILL NO. 220—By Speck and Mahan—An Act relating to accident and health insurance; providing that Sections 3 to 7, both inclusive, Chapter 18, Pages 275-280, Title 36, Oklahoma Session Laws 1947, shall not apply to certificates of membership issued under certain conditions by fraternal societies licensed pursuant to 36 O. S. 1941, § § 261-266, inclusive, and § § 271-292, inclusive; making provisions of Act severable; repealing conflicting Acts; and declaring an emergency.

1st Reading ---- 336
2nd Reading ---- 341
CR ---- 416
Considered, advanced, 3rd Reading and referred for engrossment----562-563
Engrossed and to House ---- 570
Referred for enrollment ---- 1000
Enrolled and 4th Reading ---- 1015
To Governor ---- 1020

SENATE BILL NO. 221—By Thompson and Gary of the Senate and Evans and Tate of the House—An Act establishing and creating the Oklahoma Veterans Home, designating the location thereof and fixing eligibility and requirements for admittance thereto; placing management and control thereof under the War Veterans Commission of Oklahoma, prescribing its powers, duties and functions, and transferring certain property thereto for the use of said home; accepting federal laws providing for payment of funds to states for care of disabled soldiers and sailors; repealing Chapter 32, Title 70, Oklahoma Session Laws 1945, except Section 8 thereof, and other conflicting laws; fixing effective date of Act; and declaring an emergency.

1st Reading ---- 336
2nd Reading ---- 341
CR ---- 388
Re-referred to Committee ---- 392
CR ---- 441
Considered, advanced, 3rd Reading and referred for engrossment---- 444
Engrossed and to House ---- 446
HA concurred in, bill passed as amended and referred for enrollment--863-866
Enrolled and 4th Reading ---- 893
To Governor ---- 907

SENATE BILL NO. 222—By Anderson, Counts, White of the Senate, and Smalley of the House—An Act amending 21 O. S. 1941, Section 390, relating to custody and restraint of jurors, to provide that the oath administered to the bailiff or other officer in charge at the outset of such custody shall serve until such jury has been discharged from the trial of the cause.

1st Reading ---- 344
2nd Reading ---- 347
CR ---- 374
Considered, advanced, 3rd Reading and referred for engrossment---- 453
Engrossed and to House ---- 471

SENATE BILL NO. 223—By Ritzhaupt of the Senate, and Wolfe of the House—An Act related to schools; providing for transfer of pupils where the school district in which they reside does not teach certain sub-

jects; repealing all laws and parts of laws in conflict with this act; and declaring an emergency.

1st Reading ---------- 347
2nd Reading ---------- 355

SENATE BILL NO. 224—By Ritzhaupt of the Senate, and Wallace (Grady), Huff, Peak, Cunningham, Blaylock of the House—An Act authorizing and relating to the repair and maintenance of state penal and eleemosynary institutions; providing for the use of prisoners in connection therewith; making an appropriation for necessary trucks and equipment; and declaring an emergency.

1st Reading ---------- 347
2nd Reading ---------- 355
Wd from Committee and re-referred to Committee ---------- 570
CR ---------- 626
Considered, advanced, 3rd Reading and referred for engrossment--646; 648-649
Engrossed and to House ---------- 666

SENATE BILL NO. 225—By Counts—An Act regulating the time and manner of introducing Bills, concurrent and Joint Resolutions in either House.

1st Reading ---------- 351
2nd Reading ---------- 355
CR ---------- 592
Considered, advanced, 3rd Reading and referred for engrossment-----647-648
Engrossed and to House ---------- 666

SENATE BILL NO. 226—By Seaman—An Act creating and forming a dependent school district known as Heman School District of Woods County, Oklahoma, from certain territory herein described, with all the corporate powers, duties and responsibilities of dependent school districts of the State of Oklahoma; and declaring an emergency.

1st Reading ---------- 351
2nd Reading ---------- 355

SENATE BILL NO. 227—By Leonard—An Act repealing House Bill 513, Session Laws 1945, relating to additional investigators and enforcement officers in the Department of Public Safety, and declaring an emergency.

1st Reading ---------- 351
2nd Reading ---------- 355
CR ---------- 388

SENATE BILL NO. 228—By Collins of the Senate and Speakman, Allard and Shibley of the House—An Act relating to fees of court clerks; amending Section 31, Title 28, Oklahoma Statutes 1941; relating to certain fees to be charged and collected by the clerks of the district, superior and county courts for services rendered; repealing all laws in conflict therewith; and declaring an emergency.

1st Reading ---------- 351
2nd Reading ---------- 355
CR and re-referred to Committee ---------- 362
CR and stricken from the Calendar----------430; 770

SENATE BILL NO. 229—By Binns and Counts—An Act authorizing and directing the State Board of Public Affairs to sell certain real and personal property described herein; providing for the manner of such sale; authorizing said board to make certain rules and regulations; making an appropriation; providing for the disposition of the proceeds of such sale;

creating the "Trusty Building and Isolation Ward Fund"; and appropriating all moneys therein.

1st Reading ---------- 354
2nd Reading ---------- 363
CR and stricken from the Calendar----------524; 771

SENATE BILL NO. 230—By Cook of the Senate, and Wallace (Custer) of the House—An Act changing the name of the State owned educational institution of higher learning located at Weatherford, Oklahoma; repealing Section 1881b, Title 70, O. S. 1941; and declaring an emergency.

1st Reading ---------- 359
2nd Reading ---------- 363
Wd from Committee and to Calendar ---------- 365
Considered, advanced, 3rd Reading and referred for engrossment------ 393
Engrossed and to House ---------- 407
Referred for enrollment ----------539-540
Enrolled and 4th Reading ---------- 542
To Governor ---------- 552
Governor's Approval ---------- 583

SENATE BILL NO. 231—By Cartwright—An Act relating to intoxicating beverages; making the violation of any of the laws of this State enacted for the suppression of intoxicating liquors or beverages, commonly called the prohibition laws, a felony; fixing the punishment therefor; providing that the judgment and sentence of any person convicted of violating said laws may not be suspended; repealing all conflicting laws; and declaring an emergency.

1st Reading ---------- 359
2nd Reading ---------- 363
CR ---------- 374
Considered and stricken from the Calendar----------766; 791

SENATE BILL NO. 232—By Carrier, Howell, Nance, Cowden, Cook, Collins, Boecher, Thompson and Waller—An Act authorizing any county, city, town or school district to purchase liability and property damage insurance under certain conditions; restricting liability of such county, city, town or school district; limiting amount recoverable; providing this Act shall not interfere with workmen's compensation law; repealing 70 O. S. 1941, Section 1195L; and declaring an emergency.

1st Reading ---------- 362
2nd Reading ---------- 369
CR ---------- 374
Considered, advanced, 3rd Reading and referred for engrossment------ 766
Engrossed and to House ---------- 792

SENATE BILL NO. 233—By Carrier and Porter—An Act relating to the sale of real property for delinquent taxes; repealing all acts in conflict but reserving rights accrued; and declaring an emergency.

1st Reading ---------- 363
2nd Reading ---------- 369

SENATE BILL NO. 234—By Price of the Senate, and Andrews, Forsythe and Davidson of the House—An Act providing for agricultural and industrial expositions and fairs under certain conditions in counties of the State of Oklahoma; prescribing the purposes thereof; creating a fair board therein to be designated and referred to as a State Fair Board; prescribing the personnel thereof, and prescribing the powers and duties thereof, and of the officers thereof; providing for holding annually agricultural and industrial exposition and fair, and the holding of other exhibitions,

contests and attractions and the paying of premiums, awards and purses thereat; providing for a general admission fee, and authorizing other fees and charges, and providing the use to be made of the proceeds thereof; providing for the employment of a general manager and authorizing payment of salary; etc.

1st Reading ---- 362
2nd Reading ---- 369
CR and stricken from the Calendar----388; 477

SENATE BILL NO. 235—By Lowery—An Act authorizing school boards of any school district of the State of Oklahoma to dismiss school to permit school children to attend county and state fairs, to provide for transportation thereto, and prescribing terms and conditions therefor; and declaring an emergency.

1st Reading ---- 267
2nd Reading ---- 369
CR ---- 388
Wd from Calendar and re-referred to Committee ---- 417

SENATE BILL NO. 236—By Lowery—An Act providing manner county free fairs may be changed to county fairs; authorizing an admission charge for entrance to county fairs; providing conditions under which said charge may be imposed; and declaring an emergency.

1st Reading ---- 367
2nd Reading ---- 369
CR ---- 388
Considered, advanced, 3rd Reading and referred for engrossment----767-768
Engrossed and to House ---- 796

SENATE BILL NO. 237—By Lowery—An Act authorizing the board of county commissioners of any county in the State of Oklahoma, under certain limitations and conditions, to transfer certain funds from the court fund to the county fair building fund or the county fair improvement fund, and prescribing the conditions under which such transfer can be made; and declaring an emergency.

1st Reading ---- 367
2nd Reading ---- 369
CR ---- 374
Considered, advanced, 3rd Reading and referred for engrossment----766-767
Engrossed and to House ---- 792

SENATE BILL NO. 238—By Lowery—An Act authorizing any school district within the State of Oklahoma to contract with the extension division of the Oklahoma Agricultural and Mechanical College for cooperative programs in 4-H Club work and other activities in agricultural extension; authorizing the governing board of any such school district to set up funds to defray the pro rata share of the expense of said school district in such cooperative programs; authorizing said extension division to enter into such contracts with any school district in the State of Oklahoma; authorizing the governing body of any city or town within the State of Oklahoma to enter into such contracts with the exension division of the Oklahoma Agricultural and Mchanical College; authorizing the governing body of any such city or town to set up funds to carry out the purpose of such contract to pay the pro rata share of such city or town; authorizing said extension division to enter into such contracts with the governing bodies of such cities and towns; declaring the provisions of this Act to be severable; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 367
2nd Reading ---- 369

CR and re-referred to Committee ---------- 388
CR ---------- 760

SENATE BILL NO. 239—By Lowery of the Senate and Larason of the House—An Act amending Chapter 33, Title 70, Oklahoma Session Laws 1947, page 550, being House Bill No. 245, relating to a program of artifical insemination for the benefit of the livestock industry of the State of Oklahoma; designating the extension division of the Oklahoma Agricultural and Mechanical College as the official State agency to sponsor, establish, develop, execute and administer such program; defining the powers and duties of said extension division in connection with such program; making provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---------- 367
2nd Reading ---------- 369
CR ---------- 388
Considered, advanced, 3rd Reading and referred for engrossment----435-436
Engrossed and to House ----------442-443
Referred for enrollment ---------- 761
Enrolled and 4th Reading ---------- 796
To Governor ---------- 803
Governor's Approval ---------- 897

SENATE BILL NO. 240—By Lowery of the Senate, and Larason of the House—An Act appropriating the sum of Two Hundred and Fifty Thousand ($250,000.00) Dollars for the fiscal year ending June 30, 1950, and the sum of One Hundred and Fifty Thousand ($150,000.00) Dollars for the fiscal year ending June 30, 1951, to the extension division of the Oklahoma Agricultural and Mechanical College as the official State Agency of the State of Oklahoma for the sponsoring, establishing, development and execution of a state-wide program of artifical insemination for the benefit of the livestock industry, for the purpose of defraying the expenses of maintenance and operation of such program, for the payment of salaries of personnel and the acquisition of lands and capital improvements necessary for the development and execution of such program; and declaring an emergency.

1st Reading ---------- 367
2nd Reading ---------- 369
CR ---------- 570
Considered, advanced, 3rd Reading and referred for engrossment------657-658
Engrossed and to House ---------- 666
Referred for enrollment ---------- 761
Enrolled and 4th Reading ---------- 796
To Governor ---------- 803
Governor's Approval ---------- 897

SENATE BILL NO. 241—By Anderson of the Senate and Box of the House—An Act amending 69 O. S. 1941 § 323 relating to county highway construction, improvement or repair and the expenditures of county highway funds thereof, to furnish the Board of County Commissioners complete authority to construct, maintain or repair and advertise bids or by force account the roads, bridges and culverts comprising the county highway system; and declaring an emergency.

1st Reading ---------- 370
2nd Reading ---------- 376
CR ---------- 590
Considered, advanced, 3rd Reading and referred for engrossment------797-798
Engrossed and to House ---------- 823

SENATE BILL NO. 242—By Anderson, Walker, Medlock and White of the Senate and Box, Bullard and McGahey of the House—An Act providing for destruction of certain ten-year-old files, documents and records of the county treasurer, county clerk, county assessor and court clerk,

but not including any instrument or item affecting title to real estate; repealing Section 1, Chapter 61, Title 19, Session Laws 1945; codifying Section 1 hereof; and declaring an emergency.

1st Reading ---- 370
2nd Reading ---- 376
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment ---- 453-454
Engrossed and to House ---- 471
Referred for enrollment ---- 777
Enrolled and 4th Reading ---- 792
To Governor ---- 803
Governor's Approval ---- 823-826

SENATE BILL NO. 243—By Lowery—An Act relating to soil conservation districts; amending 2 O. S. 1941, Section 807 as amended by Chapter 20, Title 2, Session Laws 1947, by providing for payment of five dollars ($5.00) to each supervisor for each monthly district meeting he attends; and declaring an emergency.

1st Reading ---- 370
2nd Reading ---- 376

SENATE BILL NO. 244—By Ritzhaupt of the Senate, and Seids of the House—An Act relating to mental health; providing that a copy of certain orders of the county judge shall be transmitted to the Commissioner of Charities and Corrections; authorizing the Commissioner of Charities and Corrections to make certain investigations; and declaring an emergency.

1st Reading ---- 372
2nd Reading ---- 376
CR ---- 390
Considered, advanced, 3rd Reading and referred for engrossment ---- 511
Engrossed and to House ---- 522

SENATE BILL NO. 245—By Ballinger, Thompson, Speck, Cowden, Hope, Cook, Jarman, and Mahan—An Act relating to the kinds of insurance which may be written by certain stock insurance companies doing business in this State; providing certain capital requirements; amending Section 8, Title 36, Oklahoma Statutes 1941; repealing conflicting acts; and declaring an emergency.

1st Reading ---- 372
2nd Reading ---- 376
CR and to Calendar ---- 416
Considered, advanced, 3rd Reading and referred for engrossment ---- 530; 608
Engrossed and to House ---- 616
Referred for enrollment ---- 803
Enrolled and 4th Reading ---- 823
To Governor ---- 842

SENATE BILL NO. 246—By Ballinger, Thompson, Speck, Cowden, Hope, Cook, Jarman and Mahan—An Act relating to the kinds of insurance to be written by certain mutual insurance companies doing business in this State; amending Sections 378 and 380 of Title 36 O. S. 1941; repealing conflicting acts; providing the provisions of this Act are severable; and declaring an emergency.

1st Reading ---- 372
2nd Reading ---- 376
CR and to Calendar ---- 416
Considered, advanced, 3rd Reading and referred for engrossment ---- 608-609
Engrossed and to House ---- 616
Referred for enrollment ---- 803
Enrolled and 4th Reading ---- 813

To Governor ____ 822
Governor's Approval ____ 823-826

SENATE BILL NO. 247—By Ballinger and Jarman—An Act authorizing and prescribing the procedure for civil proceedings to compel the support of dependent wives and children within and without the State; and declaring an emergency.

1st Reading ____ 375
2nd Reading ____ 384
CR ____ 430
Considered, advanced, 3rd Reading and referred for engrossment____ 482-483
Engrossed and to House ____ 502
HA read ____ 950
HA concurred in, bill passed as amended and referred for enrollment__ 953
Enrolled and 4th Reading ____ 1002
To Governor ____ 1020

SENATE BILL NO. 248—By Lowery—An Act amending Chapter 1g, Title 62 Session Laws 1947, Section 1, relating to unpaid cashiers checks or other exchange payable to the State of Oklahoma or any of its agencies after three years to make the bank issuing the same an agency of the State for the purpose of paying the amount thereto into the State Treasury; providing for notice to such agency with right to claim and recover it; providing for distribution of the unclaimed residue; making the State Examiner and Inspector the agency of this State to direct all proceedings hereunder and fixing dates for procedures; providing a penalty; saving the bank harmless in due course; and declaring an emergency.

1st Reading ____ 375
2nd Reading ____ 384
CR ____ 415
Considered, advanced, 3rd Reading and referred for engrossment____ 769
Engrossed and to House ____ 792
Referred for enrollment ____ 982
Enrolled and 4th Reading ____ 1002
To Governor ____ 1015

SENATE BILL NO. 249—By Jarman—An Act to create and establish a classified civil service, based upon the merit system of personnel administration, to administer, control and regulate employment in the service of the State of Oklahoma; to create and establish a State Department of Civil Service, a director of personnel in said department, and a State Civil Service Commission; to prescribe the method of selection, appointment and removal of said director and members of said commission; to define and prescribe the duties, powers and authority of said commission, said director, and other agencies of said State; etc.

1st Reading ____ 375
2nd Reading ____ 384

SENATE BILL NO. 250—By Jelks—An Act relating to the solicitation or collecting of funds, the primary purpose of which is to promote legislation for any person or group receiving grants or allotments from the State government; providing for the giving of receipts for such funds; providing for the disposition of such receipts; providing penalties and declaring an emergency.

1st Reading ____ 376
2nd Reading ____ 384
CR ____ 415
Stricken from the Calendar ____ 769

SENATE BILL NO. 251—By Jelks—An Act prescribing maximum hours for employees of the State of Oklahoma; and declaring an emergency.

1st Reading ---- 376
2nd Reading ---- 384
CR and re-referred to Committee ---- 425
CR ---- 476
Considered, advanced, 3rd Reading ---- 512

SENATE BILL NO. 252—By Jelks—An Act relating to the enforcement of the prohibitory liquor laws of the State of Oklahoma; requiring law enforcement officers to act to prevent the holders of U. S. special liquor dealers' tax stamps from engaging in the liquor business in the State of Oklahoma; providing for searches, the institution of actions for injunctions, investigations and arrests; prescribing duties of public officials; providing for their removal from office for failure to perform such duties; authorizing ten (10) additional investigators in the Department of Public Safety; prescribing their duties and fixing their salaries; making appropriations; providing for a fee to be paid to county attorney and informer and complainant upon conviction, same to be taxed and collected as costs in case; providing provisions of Act shall be cumulative; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 376
2nd Reading ---- 384

SENATE BILL NO. 253—By Ritzhaupt, Jarman, Nance, Anderson and Rinehart of the Senate, and Burkhart, Oliver, Box and Seids of the House—An Act amending Title 59 O. S. 1941, § 498, to provide for temporary licenses for doctors taking resident hospital training in this State.

1st Reading ---- 379
2nd Reading ---- 384
CR ---- 390
Considered, advanced, 3rd Reading and referred for engrossment ---- 511
Engrossed and to House ---- 522
Referred for enrollment ---- 1017
Enrolled and 4th Reading ---- 1019
To Governor ---- 1020

SENATE BILL NO. 254—By Lowery—An Act amending Section 131 of Chapter 6 of Title 17, O. S. 1941, relating to telephone lines, and providing that the Corporation Commission, upon reasonable notice, may determine and decree what territory is open and unoccupied; and declaring an emergency.

1st Reading ---- 379
2nd Reading ---- 384
CR ---- 430
Stricken from the Calendar ---- 770

SENATE BILL NO. 255—By Porter—An Act relating to the operation of motor vehicles over public highways; prescribing maximum height, length and width of such vehicles; prescribing maximum weights for such vehicles; providing the Department of Public Safety may authorize special permits upon any loads or weights greater than that authorized by this Act for single unit loads; prescribing penalties for the violations of this Act; providing for enforcement; repealing Chapter 4, Title 47, of the 1947 Oklahoma Session Laws, page 311; and declaring an emergency.

1st Reading ---- 379
2nd Reading ---- 384
Wd from Committee and re-referred to Committee ---- 384

SENATE BILL NO. 256—By Jelks—An Act relating to old age assistance, eliminating the case worker system and placing certain duties and authority in the boards of county commissioners; providing for payment of a pension based on age and citizenship when the National Social Security Act shall be amended; providing for a State grant to persons over sixty-three years of age in extreme emergency; providing for a grant to recipients of old age assistance for medical care; providing for operations or medical care for parents of dependent children receiving assistance; providing for operations or medical care for blind persons receiving assistance; amending 56 O. S. 1941 § 167 so as to provide for State grant of $25.00 per month if an application for assistance has not been determined by investigation within 30 days; amending Section 1, Chapter 7, Title 56, page 180, Oklahoma Session Laws 1945 so as to provide for determination of eligibility for or amount of assistance received; providing that any portion of this Act violating any law, rule or regulation of the Federal Government so as to cause a withdrawal of Federal participation in the old age assistance program shall not become operative; and declaring an emergency.

1st Reading ---------- 383
2nd Reading ---------- 390

SENATE BILL NO. 257—By Ritzhaupt—An Act amending Section 4, Chapter 32c, Title 70, Page 342, Oklahoma Session Laws 1945; relating to the admission and removing of patients received at the University Hospital upon the recommendation of County Boards of Health (Boards of County Commissioners); repealing conflicting laws; and declaring an emergency.

1st Reading ---------- 388
2nd Reading ---------- 390
CR ---------- 582
Considered, advanced, 3rd Reading and referred for engrossment ---- 796-797
Engrossed and to House ---------- 823

SENATE BILL NO. 258—By Hope, Gary, Dacus—An Act relating to the enforcement of the prohibitory liquor laws of the State of Oklahoma: requiring law enforcement officers to act to prevent the holders of U. S. Special Liquor Dealers' Tax Stamps from engaging in the liquor business in the State of Oklahoma: providing for searches, the institution of actions for injunctions, investigations, arrests; prescribing duties of public officials; providing for their removal from office for failure to perform such duties; providing provisions of act shall be cumulative; making provision of act severable; and declaring an emergency.

1st Reading ---------- 388
2nd Reading ---------- 390

SENATE BILL NO. 259—By Carrier—An Act amending Section 15.6 of Chapter 1a of Title 68 O. S. 1941, relating to the place of listing an assessment of property for ad valorem taxation; making the situs for all unmanufactured farm products to be that of the residence of the owner; making provisions of this Act severable; and declaring an emergency.

1st Reading ---------- 390
2nd Reading ---------- 407
CR ---------- 490
Considered, advanced, 3rd Reading and referred for engrossment ---- 634-635
Engrossed and to House ---------- 645
Referred for enrollment ---------- 744
Enrolled and 4th Reading ---------- 749
To Governor ---------- 761
Governor's Approval ---------- 823

SENATE BILL NO. 260—By Rogers and Fine of the Senate, and Langley of the House—An Act forbidding any club, organization or State agency which now has or may be given control and supervision of Lake Greenleaf

from making a charge, or requiring a special permit to fish in said lake; and declaring an emergency.

1st Reading ---- 404
2nd Reading ---- 407
CR ---- 626
Stricken from the Calendar ---- 809

SENATE BILL NO. 261—By Porter—An Act relating to drivers' licenses; providing that all persons who practice the healing art or any branch thereof shall report to the State Department of Health the name and address of any person afflicted with certain diseases; providing that such information shall be furnished to the Commissioner of Public Safety for certain action thereon; and declaring an emergency.

1st Reading ---- 404
2nd Reading ---- 407
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment---- 655-656
Engrossed and to House ---- 666

SENATE BILL NO. 262—By Porter—An Act relating to the Department of Public Safety; providing for fees to be charged for certified copies of records of said department; amending 47 O. S. 1941 § 358; and declaring an emergency.

1st Reading ---- 404
2nd Reading ---- 407
CR ---- 445
Considered, advanced, 3rd Reading and referred for engrossment---- 536
Engrossed and to House ---- 542
Referred for enrollment ---- 966
Enrolled and 4th Reading ---- 996-997
To Governor ---- 1000

SENATE BILL NO. 263—By Porter—An Act relating to "auxiliary highway patrols"; repealing Section 3, Chapter 10, Title 47, page 122, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading ---- 404
2nd Reading ---- 407
CR ---- 445
Considered, advanced, 3rd Reading and referred for engrossment---- 536-537
Engrossed and to House ---- 542
HA concurred in, bill passed as amended and referred for enrollment---- 1006-1007
Enrolled and 4th Reading ---- 1015
To Governor ---- 1020

SENATE BILL NO. 264—By Porter—An Act relating to vehicles of the Department of Public Safety; amending 47 O. S. 1941 § § 151 and 153, and Section 1, Chapter 6, Title 47, page 314, Oklahoma Session Laws 1947; and declaring an emergency.

1st Reading ---- 404
2nd Reading ---- 407
CR ---- 445
Considered, advanced, 3rd Reading and referred for engrossment---- 537-538
Engrossed and to House ---- 542
HA read ---- 977-978
HA concurred in, bill passed as amended and referred for enrollment---- 1008-1009
Enrolled and 4th Reading ---- 1016
To Governor ---- 1020

SENATE BILL NO. 265—By Counts, Anderson and Collins of the Senate, and Williams, Camp, McCarty and Bullard of the House—An Act

relating to the filing of chattel mortgages and additional sales contracts covering motor vehicles, automobiles, motorcycles, trucks, truck-tractors, trailers, semi-trailers, motor buses and house trailers; providing for the Oklahoma Tax Commission to receive, assemble, receipt for and furnish information pertaining to chattel mortgages, conditional sales contracts and assignments or releases thereof covering such vehicles; providing duplicate certificates of title of such vehicles shall have endorsed thereon a description of all unreleased chattel mortgages or retentions of title as disclosed by the files of the Oklahoma Tax Commission; providing that new certificates of title issued to transferees or purchasers shall have endorsed thereon a description of all unreleased chattel mortgages or retentions of title as disclosed by the certificate of title transferred to such transferee; etc.

1st Reading ---------- 405
2nd Reading ---------- 407

SENATE BILL NO. 266—By Ritzhaupt, Anderson, White, Boecher, and Dacus of the Senate, and Griffin and Dillon of the House—An Act amending Chapter 2, Title 35, Session Laws 1947, Sections 19, 20, Subsection 9 of Section 4, and Subsections 1, 2, 3, 4, 5, 6, 7, and 8 of Section 21, relating to mental health; to provide for preparation of forms; indicating who may make application; providing for county court to order hearing and finding by two reputable physicians; providing for detention order and notice and persons to be served for purposes of inquest and for holding inquiry with or without jury; providing for expense of physicians and for jury; providing for county judge to make determination and to issue certificate pursuant to findings; designating court clerk as custodian of record and indicating nature of record; providing penalties for wrongfully procuring order of certification; and declaring an emergency.

1st Reading ---------- 405
2nd Reading ---------- 407
Wd from Committee and re-referred to Committee ---------- 416
CR ---------- 602

SENATE BILL NO. 267—By Mahan of the Senate, and Doty of the House—An Act authorizing the district judge, county judge, and county attorney of any county having a population in excess of Thirty Thousand (30,000) and not exceeding Thirty-One Thousand (31,000) according to the next preceding Federal decennial census to direct the court clerk to transfer by voucher any unencumbered funds in the court fund of said county not exceeding a total of Six Thousand Dollars ($6,000.00) to a special fund to be used for the purpose of purchasing and installing a two-way radio system for the office of the sheriff of said county; repealing conflicting laws; and declaring an emergency.

1st Reading ---------- 410
2nd Reading ---------- 417
CR ---------- 445
Considered, advanced, 3rd Reading and referred for engrossment ---------- 479
Engrossed and to House ---------- 503
Referred for enrollment ---------- 625
Enrolled and 4th Reading ---------- 626
To Governor ---------- 640
Governor's Approval ---------- 716

SENATE BILL NO. 268—By Rogers—An Act relating to abatement of income tax for members of armed forces upon death while in active military service; and declaring an emergency.

1st Reading ---------- 417
2nd Reading ---------- 430
CR ---------- 582

SENATE BILL NO. 269—By Rogers, Jelks, Connell and Thompson—An Act defining and prohibiting unfair sales practices with a view to preventing the advertising, offering for sale or the selling of merchandise below cost for the purpose of injuring competitors; destroying, or substantially lessening competition; providing remedies for violation thereof; establishing a penalty therefor; repealing 15 O. S. 1941 § § 591 to 597, inclusive, and all conflicting laws; and declaring an emergency.

1st Reading ---- 424
2nd Reading ---- 430
CR ---- 445
Re-referred to Committee ---- 531
Stricken from the Calendar ---- 771

SENATE BILL NO. 270—By Lowery—An Act relating to income taxes; amending Title 68 Oklahoma Statutes 1941 Section 878 (c) relating to allocation of income—income allocation—allowing optional direct method of allocation in the case of taxpayers doing solely a marketing business in the State; declaring an emergency.

1st Reading ---- 424
2nd Reading ---- 430
CR ---- 531
Considered, advanced, 3rd Reading and referred for engrossment ---- 607
Engrossed and to House ---- 616
Referred for enrollment ---- 982
Enrolled and 4th Reading ---- 1002
To Governor ---- 1015

SENATE BILL NO. 271—By Ballinger of the Senate, and Box of the House—An Act amending Section 12 of Chapter 1, Title 3, Oklahoma Session Laws, 1947, being Section 12 of Senate Bill 213 of the Twenty-First Legislature, relating to the manner of accounting for and appropriation of revenues received by a municipality from airports or airport facilities or from the sale thereof, and declaring an emergency.

1st Reading ---- 430
2nd Reading ---- 442
CR ---- 476
Considered, advanced, 3rd Reading and referred for engrossment ---- 508-509
Engrossed and to House ---- 522
HA read ---- 754
HA concurred in, bill passed as amended and referred for enrollment ---- 846
Enrolled and 4th Reading ---- 910
To Governor ---- 920

SENATE BILL NO. 272—By Price of the Senate and Allen of the House—An Act authorizing the employment and payment from the Court Fund of expert witnesses in civil and criminal cases in which the State of Oklahoma, or any county in the State, is a party-plaintiff or defendant; the amount of the fee for such expert witnesses shall be approved by the County Attorney and ordered paid by the Judge of the District or County Court; and declaring an emergency.

1st Reading ---- 430
2nd Reading ---- 442

SENATE BILL NO. 273—By Cowden—An Act establishing and relating to a pecan experiment station in Lincoln County, Oklahoma; making necessary appropriations for the establishment and operation thereof; and declaring an emergency.

1st Reading ---- 442
2nd Reading ---- 446
CR ---- 569

Considered, advanced, 3rd Reading and referred for engrossment ____ 579
Engrossed and to House ____ 587
HAs read ____ 735
HAs rejected, conference requested and S. Conferees appointed ____737; 750
Conference granted and H. Conferees named ____ 750
CC Report adopted, bill as amended ordered printed ____ 895
Vote reconsidered by which ordered printed, as amended____ 896
Bill passed, as amended and to House ____ 896
Referred for enrollment ____ 959
Enrolled and 4th Reading ____ 988
To Governor ____ 994

SENATE BILL NO. 274—By Porter and Ballinger of the Senate, and Harkey, Russell, Allen and Munson of the House—An Act relating to the retirement and pension plan of the Department of Public Safety, the retirement and pension fund provided therefor, and the benefits thereunder; amending and clarifying Sections 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Chapter 10a of Title 47, Oklahoma Session Laws 1947; authorizing the Retirement and Pension Board to purchase group medical and hospital insurance covering all members of the plan in order to protect said fund against loss by reason of claims for medical and hospital expenses of members of said plan incurred as a result of injury or illness sustained in line of duty, payable under said plan; authorizing said board to invest surplus funds of the retirement and pension fund of the Department of Public Safety in United States Bonds; designating the State Treasurer as custodian of such bonds; and declaring an emergency.

1st Reading ____ 442
2nd Reading ____ 446
CR ____ 590
Considered, advanced, 3rd Reading and referred for engrossment____ 667
Engrossed and to House ____ 694
Referred for enrollment ____ 966
Enrolled and 4th Reading ____ 985
To Governor ____ 994

SENATE BILL NO. 275—By Grim—An Act relating to highways; making an appropriation out of the General Revenue Fund of the State of Oklahoma of the sum of one hundred thousand dollars ($100,000.00) for each of the fiscal years ending June 30, 1950, and June 30, 1951, to be expended by the State Highway Commission in constructing a bridge across the South Canadian river on State Highway No. 34 in Dewey County; providing that said appropriation shall be non-fiscal; and declaring an emergency.

1st Reading ____ 446
2nd Reading ____ 465
CR ____ 569
Considered, advanced, 3rd Reading and referred for engrossment____ 632
Engrossed and to House ____ 645
Referred for enrollment ____ 875
Enrolled and 4th Reading ____ 921
To Governor ____ 930

SENATE BILL NO. 276—By Nevins, Cook, Boecher and Jarman of the Senate, and Reynolds (Oklahoma), Russell, Garvin, Boatman, Davidson, Peak, Wallace (Custer), Camp, Langley (Muskogee), Allen, Easterly, Disney, Reeder, Romang, Wolfe, Nall, Tate, Cannon, Dunlap, Lance, and Bailey (Kay) of the House—An Act relating to county roads, providing for county road programs and their method of adoption; requiring compliance with road program and a report of progress at the end of fiscal year; requiring an inventory of road equipment costing more than One Hundred ($100.00); providing methods of purchasing and disposing of county road equipment; providing accounting and reporting by counties for road money;

providing for the certification of bus routes and mail routes; providing for permanent county storage yards and their use; etc.

1st Reading ---------- 456
2nd Reading ---------- 465

SENATE BILL NO. 277—By Lowery—An Act relating to the honey industry; defining terms; granting certain duties, authorities and powers to the State Board of Agriculture; providing for licenses; levying tax; creating the Oklahoma Bee Keeper's Marketing Fund and providing for deposit of and disposition of funds; providing penalties; and providing a severability clause.

1st Reading ---------- 456
2nd Reading ---------- 465
CR ---------- 552
Stricken from the Calendar ---------- 791

SENATE BILL NO. 278—By Leonard—An Act relating to the distribution of State aid to public schools and to the distribution of the Four (4c) Cents gasoline tax to counties, cities and towns, as provided in Sections 659(a) and 659(b), of Title 68, O. S. 1941, so as to require before full participation an ad valorem assessed value equal to Fifty (50%) per cent of the transaction (actual) value, as disclosed and reported by the Oklahoma Tax commission to the State Board of Equalization in 1945, showing the percentage that current locally assessed valuation of taxable property in each county bears to said actual value so determined by the Oklahoma Tax Commission in the said 1945 report; and declaring an emergency.

1st Reading ---------- 491
2nd Reading ---------- 502
CR ---------- 524
Considered, advanced, 3rd Reading and referred for engrossment ---------- 771
ML ---------- 776
Referred for engrossment ---------- 814
Engrossed and to House ---------- 823

SENATE BILL NO. 279—By Medlock—An Act providng for the payment of allegedly invalid or unenforceable special asssessments under protest; providing for the holding of such payment made under protest in a special fund; and providing for suit to recover such payments made under protest.

1st Reading ---------- 503
2nd Reading ---------- 505

SENATE BILL NO. 280—By Porter—An Act regulating the location of radio television sets in motor vehicles; making violation of this Act a misdemeanor and fixing a penalty therefor; and declaring an emergency.

1st Reading ---------- 518
2nd Reading ---------- 523
CR ---------- 590
Considered, advanced, 3rd Reading and referred for engrossment ---------- 667-668
Engrossed and to House ---------- 694
HA concurred in and referred for enrollment ---------- 1006
Enrolled and 4th Reading ---------- 1015
To Governor ---------- 1020

SENATE BILL NO. 281—By Ballinger of the Senate, and Hert of the House—An Act relating to divorce; concerning the recognition of a divorce obtained in another jurisdiction, and making uniform the law with reference thereto; and declaring an emergency.

1st Reading ---------- 525
2nd Reading ---------- 534

CR ____ 602
Considered, advanced, 3rd Reading and referred for engrossment____689-690
Engrossed and to House ____ 694

SENATE BILL NO. 282—By Nevins—An Act defining "fireworks"; prohibiting the sale, exposure for sale, use or explosion of fireworks, except as provided herein; prescribing penalties; and declaring an emergency.

1st Reading ____ 531
2nd Reading ____ 534
CR ____ 602
Considered, advanced, 3rd Reading ____ 798

SENATE BILL NO. 283—By Gooldy—An Act making appropriation for the purchase of land at the Whitaker State Orphan Home, Pryor, Oklahoma.

1st Reading ____ 534
2nd Reading ____ 544
CR ____ 568
Considered, advanced, 3rd Reading and referred for engrossment____572-573
Engrossed and to House ____ 587
Referred for enrollment ____ 735
Enrolled and 4th Reading ____ 748
To Governor ____ 761

SENATE BILL NO. 284—By Gooldy—An Act making appropriation to the Whitaker Orphan Home, Pryor, Oklahoma, to blacktop the primary roads on the grounds of the Whitaker State Orphans Home and to gravel the auxiliary roads, and declaring an emergency.

1st Reading ____ 534
2nd Reading ____ 544
CR and re-referred to Committee ____ 590

SENATE BILL NO. 285—By Anderson and Rinehart of the Senate, and Smalley of the House—An Act authorizing and requiring the classification on real property for the purpose of taxation and equalization in distinctive manner; authorizing county board of equalization after due and legal notice to increase or decrease assessed valuations of locally assessed properties, real and personal, by classification or by totals, in addition to the manner already provided by law and providing for publication with opportunity of protest before such blanket order of increase or decrease shall become effective, and authorizing appeals from the final order of such board; authorizing the county board of equalization or the state board of equalization, after due and legal notice to equalize the valuations of properties assessed by classification or by totals to accomplish equalization as the same is contemplated by the constitution; and declaring an emergency.

1st Reading ____ 540
2nd Reading ____ 544

SENATE BILL NO. 286—By Anderson and Rinehart of the Senate and Williams and Smalley of the House—An Act relating to and regulating the practice and teaching of cosmetology; creating a state board of cosmetology, and prescribing its powers and duties and compensation; fixing penalties for violation of act; making an appropriation; repealing 59 O. S. 1941 Par. 198 to 198.27; making provisions of act severable; and declaring an emergency.

1st Reading ____ 540
2nd Reading ____ 544
CR ____ 615
Stricken from the Calendar ____ 749

SENATE BILL NO. 287—By Cook of the Senate, Wallace (Custer) of the House—An Act amending Section 16, Chapter 1c, Title 62, Session Laws 1947, Page 376, same being Section 16, SB 36, regular session, Twenty-First Legislature, relating to the procedure for encumbering appropriations and other funds of state institutions and departments, and the authority of the State Board of Public Affairs to authorize state departments and institutions to make purchases for or on behalf of the State; and declaring an emergency.

1st Reading ---- 552
2nd Reading ---- 562
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment ---- 612-613
Engrossed and to House ---- 616
HA read ---- 880-881
HA rejected, conference requested and S. Conferees appointed ---- 893
Conference granted and H. Conferees named ---- 914
Order rescinded by which HA rejected and conference requested ---- 930
HA concurred in, bill passed as amended and referred for enrollment ---- 930-931
Enrolled and 4th Reading ---- 934
To Governor ---- 952

SENATE BILL NO. 288—By Carrier of the Senate, and Nall, Sumrall, Field, Billingsley, Johnston, McColgin, Douglas (Harper) and Lindley of the House—An Act declaring that Federal rent control is no longer necessary in the State of Oklahoma or any part thereof; fixing the effective date of this Act and manner of notice to the Federal Housing Expediter; and declaring an emergency.

1st Reading ---- 562
2nd Reading ---- 571
CR ---- 609
Considered ---- 958

SENATE BILL NO. 289—By White—An Act amending Section 134, Title 29, Oklahoma Statutes 1941; prohibiting the possession of game animals or game birds except in open season and the immediately following ninety (90) days; and declaring an emergency.

1st Reading ---- 562
2nd Reading ---- 571
CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment ---- 798-799
Engrossed and to House ---- 813
Referred for enrollment ---- 1007
Enrolled and 4th Reading ---- 1015
To Governor ---- 1020

SENATE BILL NO. 290—By White—An Act amending Section 181, 29 O. S. 1941; prohibiting the shooting of quail resting on the ground, commonly called "pot-shooting."

1st Reading ---- 562
2nd Reading ---- 571
CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment ---- 798-799
Engrossed and to House ---- 813
Referred for enrollment ---- 1016
Enrolled and 4th Reading ---- 1016
To Governor ---- 1019

SENATE BILL NO. 291—By White—An Act amending Section 128, 29 O. S. 1941; prohibiting the shooting of game animals, game birds, non-

game animals and non-game birds from or across public highways, roads or railroad right-of-ways; and declaring an emergency.

1st Reading ---------- 562
2nd Reading ---------- 571
CR ---------- 602
Considered, advanced, 3rd Reading and referred for engrossment ---------- 798-799
Engrossed and to House ---------- 813

SENATE BILL NO. 292—By Committee on Public Health—An Act creating and relating to the Commission on Unexplained Deaths; providing its functions and duties; authorizing the appointment of county medical examiners and the fixing of the compensation; repealing 19 O. S. 1941 Sections 461 to 485, inclusive, and all other conflicting laws and parts of laws; providing that provisions of said Act relating to the examination and disposition of dead human bodies and repealing the above laws shall not be operative until a period of six (6) months shall have elapsed after the effective date of said Act; making provisions of Act severable; and declaring an emergency.

1st Reading ---------- 585
2nd Reading ---------- 587
CR ---------- 615
Considered, advanced, 3rd Reading and referred for engrossment ---------- 800
Recalled from engrossing department ---------- 830
Vote reconsidered by which passed; considered, passed and referred for engrossment ---------- 890
Engrossed and to House ---------- 893

SENATE BILL NO. 293—By Counts—An Act empowering the State Board of Affairs to sell machinery, boilers and equipment of the binder twine plant at the State Prison at McAlester, Oklahoma; providing the manner of sale; and declaring an emergency.

1st Reading ---------- 585
2nd Reading ---------- 587
CR ---------- 933
Considered, advanced, 3rd Reading and referred for engrossment ---------- 981
Engrossed and to House ---------- 1002

SENATE BILL NO. 294—By Cobb, Gary, Fine, Waller, Medlock, Binns, Cartwright, Baldwin, Porter, Rinehart, Logan, Speck, Emery, Cook, Jelks, White, Lowery, Ritzhaupt, Carrier, Price, Gooldy, McClendon, Boecher, Jarman, Dacus, Cook, Connell, Nance and Worthington—An Act making an appropriation to the Oklahoma Planning and Resources Board for the purpose of erecting a monument on the campus of the Murray State School of Agriculture, Tishomingo, Oklahoma, in honor of Honorable William H. Murray, on condition certain contributions are made by the alumni of said school; and declaring an emergency.

1st Reading ---------- 589
2nd Reading and to Calendar ---------- 592
Considered, advanced, 3rd Reading and referred for engrossment ---------- 634-635
Engrossed and to House ---------- 645
HA rejected, conference requested and S. Conferees appointed ---------- 888
Conference granted and H. Conferees named ---------- 897
CC Report adopted, bill passed as amended and to House ---------- 897-898
Referred for enrollment ---------- 920
Enrolled and 4th Reading ---------- 926
To Governor ---------- 930

SENATE BILL NO. 295—By Porter—An Act relating to highways; authorizing acquisition of lands and interests therein for State highway facilities necessary and incident thereto; amending Section 46, Title 69, Oklahoma Statutes 1941; providing procedure for condemnation; authorizing

service by publication; repealing Section 47, Title 69, Oklahoma Statutes 1941; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 589
2nd Reading ---- 592
CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment ---- 668
Engrossed and to House ---- 694
Referred for enrollment ---- 966
Enrolled and 4th Reading ---- 993
To Governor ---- 1007

SENATE BILL NO. 296—By Counts—An Act relating to the Commissioner of Public Safety; making an appropriation; authorizing the hiring of certain employees, the payment of salaries and traveling expenses thereof and the purchase of supplies and equipment; and declaring an emergency.

1st Reading ---- 589
2nd Reading ---- 592
CR ---- 718
Considered, advanced, 3rd Reading and referred for engrossment ---- 805
Engrossed and to House ---- 813
Referred for enrollment ---- 850
Enrolled and 4th Reading ---- 893
To Governor ---- 907

SENATE BILL NO. 297—By Jarman—An Act enabling all cities in Oklahoma, having a population in excess of two hundred four thousand inhabitants according to the last Federal decennial census, to enact through its council or legislative body a local, law imposing and levying in any such city a consumer's sales tax for revenue purposes of not to exceed one per cent (1%) on the gross proceeds or receipts derived from all sales or services within the city upon which a consumer's or sales tax is levied by the State of Oklahoma, except where the State tax is by statute made exclusive or in lieu of all other taxes.

1st Reading ---- 597
2nd Reading and to Calendar ---- 602
Considered, advanced, 3rd Reading and referred for engrossment ---- 655
Engrossed and to House ---- 667

SENATE BILL NO. 298—By Cartwright—An Act authorizing T. C. McDonough to bring suit against the State of Oklahoma and the State Game and Fish Commission to determine the amount of damages due him on account of reverse condemnation and flooding of certain lands owned by him occasioned by the raising of the State Fish Hatchery dam on Blue River in Bryan County, Oklahoma; directing the time and venue of such suit and the manner of service of summons, and proceeding generally thereunder; waiving the immunity of the State; and declaring an emergency.

1st Reading ---- 598
2nd Reading ---- 602
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment ---- 737-738
Engrossed and to House ---- 749
Referred for enrollment ---- 981
Enrolled and 4th Reading ---- 1002
To Governor ---- 1015

SENATE BILL 299—By Gooldy—An Act amending Section 10 of Chapter 10b, Title 26 Oklahoma Session Laws 1945, relating to primary elections; and repealing the run-off primary.

1st Reading ---- 693

2nd Reading and to Calendar ---------- 694
Considered, advanced, 3rd Reading and referred for engrossment------713-715
Engrossed and to House ---------- 727

SENATE BILL NO. 300—By Rogers—An Act relating to truancy officers in certain counties; providing that such truancy officers shall have the duty to enforce the compulsory education laws of the State in all school districts in such counties; and declaring an emergency.

1st Reading ---------- 715
2nd Reading ---------- 718

SENATE BILL NO. 301—By Cobb—An Act establishing a cancer control division or service in the Department of Public Health; providing its duties, powers and rights and the procedure to be followed in carrying out the provisions of this Act; appropriating funds for the operation of the division of service and authorizing the payment by the department of public health to hospitals for service; authorizing the department of public health to cooperate with the federal government or any other agency for the purpose of securing funds to be expended in the operation of this division or service; and declaring an emergency.

1st Reading ---------- 811
2nd Reading ---------- 813
CR ---------- 823
Considered, advanced, 3rd Reading and referred for engrossment------ 875
Engrossed and to House ---------- 893
HA concurred in, bill passed as amended and referred for enrollment--969-970
Enrolled and 4th Reading ---------- 997
To Governor ---------- 1001

Part II
SENATE RESOLUTIONS

SENATE RESOLUTION NO. 1—By Emery and Committee on Employment—A Senate Resolution creating positions of additional extra help in accordance with the authority conferred upon the Senate by virtue of Section 273, Title 74, O. S. 1941, and fixing the salaries for the same; authorizinz the Employment Committee of the Senate of the Twenty-second Oklahoma Legislature to appoint and employ said extra help in addition to positions enumerated in said Section 273, Title 74, O. S. 1941, and to assign same to their proper duties.

Introduced, adopted and referred for engrossment 52-53
Engrossed and referred for re-engrossment 63
Re-engrossed and to Secretary of State 63

SENATE RESOLUTION NO. 2—By Jarman and Rinehart—A Resolution paying respect to the Honorable Lewis R. Morris, deceased, distinguished jurist and civic leader; extending sympathy of the members of the State Senate of the Twenty-second Legislature to the bereaved family.

Introduced, adopted and referred for engrossment 56
Engrossed and referred for re-engrossment 63
Re-engrossed and to Secretary of State 63

SENATE RESOLUTION NO. 3—By Emery and Committee on Employment—A Senate Resolution Creating positions of additional extra help in accordance with the authority conferred upon the Senate by virtue of Section 273, Title 74, O. S. 1941, and fixing the salaries for the same; authorizing the Employment Committee of the Senate of the Twenty-second Oklahoma Legislature to appoint and employ said extra help in addition to positions enumerated in said Section 273, Title 74, O. S. 1941, and to assign same to their proper duties.

Introduced, adopted and referred for engrossment 61-62
Engrossed and referred for enrollment 89
Enrolled and to Secretary of State 89

SENATE RESOLUTION NO. 4—By Rinehart, Nance, Logan, Porter, Gary—Resolution paying respect to Honorable Homer Paul, distinguished former Senator and President Pro Tempore of the Oklahoma Senate; and extending sympathy of the members of the Senate of the Twenty-second Legislature to the bereaved family.

Introduced, adopted and referred for engrossment 81-82
Engrossed and referred for enrollment 100
Enrolled and to Secretary of State 100

SENATE RESOLUTION NO. 5—By Lowery, Rinehart, Nance, Gary—A Resolution commending the Corporation Commission for its prompt and determined action in resisting unreasonable and unsupported increases in telephone rates in the State of Oklahoma, and condemming the action

of Southwestern Bell Telephone Company in attempting to circumvent and ignore lawful processes heretofore provided for settlement of rate cases.

Introduced, adopted and referred for engrossment 124-125
Engrossed and referred for enrollment 131
Enrolled and to Secretary of State 131

SENATE RESOLUTION NO. 6—By Porter—A Resolution expressing the profound appreciation of members of the regular session of the Twenty-second Legislature of the State of Oklahoma, of the Honorable John P. Logan, United States Marshal for the Northern District of Oklahoma, Tulsa, Oklahoma, who will retire February 11, 1949.

Introduced, adopted and referred for engrossment 138-139
Engrossed and referred for enrollment 141
Enrolled and to Secretary of State 144

SENATE RESOLUTION NO. 7—By Ritzhaupt—A Resolution commending the State Highway Department, its officers and employees, for the great service rendered by them in keeping the State and Federal highways in the State of Oklahoma open for public traffic during the unprecedented sleet, ice and snow blizzard during the week commencing January twenty-fourth, 1949.

Introduced, adopted and referred for engrossment 140-141
Engrossed and referred for enrollment 152
Enrolled and to Secretary of State 152

SENATE RESOLUTION NO. 8—By Lowery—A Resolution commending the observance of soil conservation and improvement week in Oklahoma, being February 6th to 13th, 1949, and pleading for soil conservation every day in the year.

Introduced, adopted and referred for engrossment 144-145
Engrossed and referred for enrollment 150
Enrolled and to Secretary of State 150

SENATE RESOLUTION NO. 9—By Lowery—A Resolution recognizing the accomplishment of Oklahoma Future Farmers of America in their major winnings at the National Western Stock Show at Denver, Colorado, January 14-20, 1949.

Introduced, adopted and referred for engrossment 145
Engrossed and referred for enrollment 150
Enrolled and to Secretary of State 150

SENATE RESOLUTION NO. 10—By Connell of the Senate and Seids of the House—A Resolution of respect to the memory of Frank F. Ritthaler, a distinguished citizen of Noble County; and extending sympathy of the members of the Senate of the Twenty-second Legislature of the State of Oklahoma to the bereaved family.

Introduced, adopted and referred for engrossment 171-172
Engrossed and referred for enrollment 176
Enrolled and to Secretary of State 177

SENATE RESOLUTION NO. 11—By Connell and Nance—A Resolution expressing regret at the death of Wesley Kenneth Leatherock of Perry, Noble County, Oklahoma; paying tribute to his life of patriotic public service to Oklahoma and the nation; extending sympathy of the members of the State Senate of the Twenty-second Legislature to the bereaved family, and directing that a copy of this Resolution be forwarded to the family of the deceased, Wesley Kenneth Leatherock.

Introduced, adopted and referred for engrossment 201-202

Engrossed and referred for enrollment 205
Enrolled and to Secretary of State 206

SENATE RESOLUTION NO. 12—By Worthington—A Resolution authorizing the appointment of a Senate Committee to investigate the recent riot at the Granite Reformatory at Granite, Oklahoma, with authority to summon witnesses, administer oaths and take testimony, and ascertain if possible the cause of the riot and what may be done to prevent future riots.

Introduced, adopted and referred for engrossment 249-250
Engrossed and referred for enrollment 256
Enrolled and to Secretary of State 256
Committee appointed under 256

SENATE RESOLUTION NO. 13—By Cowden—A Resolution marking the passing and commemorating the activities of George Dewey Peck.

Introduced, adopted and referred for engrossment 250
Engrossed and referred for enrollment 256
Enrolled and to Secretary of State 256

SENATE RESOLUTION NO. 14—By Jelks—A Senate Resolution relating to old age assistance; informing the citizens of Oklahoma of certain letters concerning Mr. O. J. Fox and Reverend Forrest G. Conley and directing that a copy hereof be sent to each recipient of old age assistance.

Introduced 250-251
Considered, adopted and referred for engrossment 254-255
Engrossed and referred for enrollment 258
Enrolled and to Secretary of State 258

SENATE RESOLUTION NO. 15—By Collins, Cowden and Waller—A Resolution relating to the Oklahoma Turnpike Authority and to records, files and correspondence thereof.

Introduced, adopted and referred for engrossment 266-267
Engrossed and referred for enrollment 272
Enrolled and to Secretary of State 272
Executive Message relative to 281-282
Records, files and correspondence, called for under, released 790

SENATE RESOLUTION NO. 16—By Cook, Gary, Nance, Ritzhaupt, Porter, Lowery, Boecher, Cartwright, Dacus and Grim—A Resolution authorizing the appointment of a committee to act in conjunction with the Governor of the State of Oklahoma and any other like committee that may be appointed by the House of Representatives with the Governor and chief legislative officers of the mid-continent oil producing states for the purpose of agreeing on an excise tax on gasoline at the refinery and natural gas in order to collect revenue on a natural and irreplaceable resource consumed by the inhabitants of other states.

Introduced, adopted and referred for engrossment 289-290
Engrossed and referred for enrollment 297
Enrolled and to Secretary of State 297
Special Committee under, authorized and directed as to 333
Time extension requested as to Report of 396-397

SENATE RESOLUTION NO. 17—By Logan—A Resolution of respect to Honorable Thomas Pryor Gore, commemorating his great. ability, fidelity and loyalty to his convictions; and extending sympathy of the members of the Twenty-Second Legislature of the State of Oklahoma to the bereaved family.

Introduced, adopted and referred for engrossment 342-343
Engrossed and referred for re-engrossment 346

Engrossed and referred for enrollment ---------- 346
Enrolled and to Secretary of State ---------- 346

SENATE RESOLUTION NO. 18—By Collins, Cowden and Connell of the Senate and Allard and Hert of the House—A Resolution commending Henry P. Iba, coach of the basketball team of the Oklahoma Agricultural and Mechanical College, his assistants, Gene Smelser, all members of the team, the student body and President Henry G. Bennett.

Introduced, adopted and referred for engrossment ---------- 361-362
Engrossed and referred for enrollment ---------- 370
Enrolled and to Secretary of State ---------- 371

SENATE RESOLUTION NO. 19—By Jelks—A Resolution recommending that the Oklahoma State Highway Commission give the employees of the maintenance and engineering departments a raise in pay.

Introduced and referred to Committee ---------- 369
CR and re-referred to Committee ---------- 374
CR ---------- 456

SENATE RESOLUTION NO. 20—By Nance—A Resolution memorializing Congress to give favorable consideration to the recommendations of the Commission on organization of the executive branch of the Government (created pursuant to Public Law 162) to the end that said recommendations may be adopted by the Congress of the United States.
Introduced and referred to Committee ---------- 503

CR ---------- 505
Considered, adopted and referred for engrossment ---------- 877-878
Engrossed and referred for enrollment ---------- 893
Enrolled and to Secretary of State ---------- 893

SENATE RESOLUTION NO. 21—By Dacus and Nance—A Resolution paying respect to Honorable George A. Coffey, distinguished former State Senator and former member of the House of Representatives of the State of Oklahoma; and extending sympathy of the members of the Senate of the Twenty-Second Legislature to the bereaved family.

Introduced, adopted and referred for engrossment ---------- 641-642
Engrossed and referred for enrollment ---------- 666
Enrolled and to Secretary of State ---------- 667

SENATE RESOLUTION NO. 22—By Logan, Mahan, Ballinger, Baldwin, Gary, Jelks, Jarman, Ginder, Hope, Thompson, Boecher, White, Seaman, Walker, Anderson, Worthington, Collins, Medlock, Waller, Rogers, Carrier, Cook, Dacus, Binns, Cartwright Nevins, McClendon, Nance, Ritzhaupt, Gooldy, Connell, Speck, Emery, Howell, Grim, Counts, Porter—A Resolution memorializing Robert S. Kerr, United States Senator for the State of Oklahoma, to suggest to the Honorable Harry S. Truman, President of the United States, the name of James A. Rinehart of El Reno, Oklahoma, for the nomination of United States District Judge in and for the Western District of the State of Oklahoma should a vacancy occur in said office.

Introduced, adopted and referred for engrossment ---------- 643-645
Engrossed and referred for enrollment ---------- 666
Enrolled and to Secretary of State ---------- 667

SENATE RESOLUTION NO. 23—By Nance—Whereas, the Honorable Randell S. Cobb, Attorney General of the State of Oklahoma from 1943 to 1946, First Assistant Attorney General from 1933 to 1943, Assistant Attorney General from 1920 to 1933, and legal counsel of the State Senate during the Twenty-first Session of the Oklahoma Legislature, departed this life

in Oklahoma City, Oklahoma, at the age of 51 on the 13th day of May, 1948; and

Introduced, adopted and referred for engrossment 735-736
Engrossed and referred for enrollment 748
Enrolled and to Secretary of State 748

SENATE RESOLUTION NO. 24—By Gary—A Senate Resolution authorizing the President Pro Tempore of the Oklahoma State Senate to approve claims for the printing of certain constitutional studies to be paid out of appropriations provided in Committee Substitute for House Bill No. 61 of the Twenty-Second Oklahoma Legislature, and/or any other appropriations for current operation of the Oklahoma State Senate.

Introduced 758
Considered, adopted, and referred for engrossment 759-760
Engrossed and referred for enrollment 792
Enrolled and to Secretary of State 792

SENATE RESOLUTION NO. 25—By Lowery, Jarman, Nance, Porter, Connell—A Resolution relating to the Honorable Bill Logan, President Pro Tempore of the State Senate of the 22nd Session of the Oklahoma Legislature, his desk, chairs, office fixtures and appurtenances thereto, and gavel.

Introduced, adopted and referred for engrossment 820
Engrossed and referred for enrollment 842
Enrolled and to Secretary of State 842

SENATE RESOLUTION NO. 26—By Ballinger, Ritzhaupt, Rinehart, and Cowden—A Resolution expressing appreciation to the Associated Industries of Oklahoma and its representatives, E. J. O'Connor and Clark Nichols Jr., for services rendered to the Twenty-Second Legislature of Oklahoma.

Introduced, adopted and referred for engrossment 892-893
Engrossed and referred for enrollment 921
Enrolled and to Secretary of State 921

SENATE RESOLUTION NO. 27—By Howell, Rinehart and Worthington—A Resolution commending Boys State sponsored by the American Legion, Department of Oklahoma.

Introduced, adopted and referred for engrossment 919
Engrossed and referred for enrollment 929
Enrolled and to Secretary of State 930

SENATE RESOLUTION NO. 28—By Howell, Rinehart and Worthington—A Resolution commending Girl's State sponsored by the American Legion Auxiliary, Department of Oklahoma.

Introduced, adopted and referred for engrossment 919-920
Engrossed and referred for enrollment 929
Enrolled and to Secretary of State 930

SENATE RESOLUTION NO. 29—By Price and Emery—A Senate Resolution allowing compensation to Josephine Spivey, Chief Enrolling and Engrossing Clerk for the State Senate, for extra and overtime services in proofreading enrolled bills in preparation for the printing of the 1949 Session Laws of the Twenty-Second Oklahoma Legislature; such extra and overtime work being outside and beyond her duties as Chief Enrolling and Engrossing Clerk.

Introduced, adopted and referred for engrossment 1003-1004
Engrossed and referred for enrollment 1012
Enrolled and to Secretary of State 1012

SENATE RESOLUTION NO. 30—By Logan—A Resolution commending Senator Arthur L. Price for special services rendered the State Senate for serving as Chairman of the Committee on Enrolled and Engrossed Bills during the Twenty-Second Session of the Legislature of the State of Oklahoma.

Introduced, adopted and referred for engrossment ---------- 1014-1015
Engrossed and referred for enrollment ---------- 1015
Enrolled and to Secretary of State ---------- 1019

Part III
SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION NO. 1—By Logan, Nance, Porter, Rinehart, Gary, Fine, Counts, Leonard, Lowery, Thompson, Baldwin, Cook, Anderson, Cobb, Dacus, Collins, Gooldy, White, Nevins, Worthington, Cowden, Ritzhaupt, Jelks Binns Emery, Jarman, Speck, Mahan, Waller, Ginder, Price, Ballinger, Rogers, Seaman, Medlock, Walker, Boecher, Carrier, McClendon, Howell, Hope, Grim, Connell, Cartwright, of the Senate and Reynolds (Okla.), Billingsley, Russell, Smalley, of the House—A Resolution paying tribute to the outstanding Oklahoma Sooners football team and coaches, the Honorable President of the University of Oklahoma, and all others playing a vital part in the Sooner victory at the Sugar Bowl game in New Orleans New Year's Day.

Introduced, adopted and referred for engrossment ---------- 82-83
Engrossed and to House ---------- 99
HA concurred in, adopted as amended and referred for enrollment ---------- 110
Enrolled and to House ---------- 119
To Secretary of State ---------- 133

SENATE CONCURRENT RESOLUTION NO. 2—By Nance, Rogers, Fine, Connell, Emery, Jelks, Thompson, Waller, of the Senate and Smalley, Coleman, Autry, Boatman, Disney, Douglas (Bryan), Easterly, Hert, Horton, Larason, McCarty, Ozmun, Pazoureck Reeder, Russell, Shumate, Welch, of the House of Representatives—A Resolution memorializing the President of the United States and the Director of the Veterans Administration to revive and restore a program of hospitals for the treatment and hospitalization of veterans in Oklahoma as heretofore announced and approved by said veterans administration.

Introduced, adopted and referred for engrossment ---------- 118-119
Engrossed and to House ---------- 120
Referred for enrollment ---------- 120
Enrolled and to House ---------- 120
To Secretary of State ---------- 121

SENATE CONCURRENT RESOLUTION NO. 3—By Lowery of the Senate, and Bullard and Garvin of the House of Representatives—A Concurrent Resolution memorializing the Congress of the United States to bring to the attention of the United Sates Sate Department the immediate need of drastically curtailing the importation of crude oil from foreign countries to the United States until such time as there is a need for the importation of crude oil to take care of the market demand for crude oil within the continental United States.

Introduced, adopted and referred for engrossment ---------- 136-137
Engrossed and to House ---------- 139

HAs concurred in, adopted as amended and referred for enrollment 154-155
Enrolled and to House 162
To Secretary of State 167

SENATE CONCURRENT RESOLUTION NO. 4—By Fine of the Senate, and Taylor of the House—A Resolution petitioning the Secretary of State of the United States to use his friendly offices in behalf of Connie W. Seigrist, a pilot in the United States Air Force in the late World War II, who is now imprisoned in Batavia by the Dutch Government.

Introduced, adopted and referred for engrossment 141
Engrossed and to House 146
Referred for enrollment 156
Enrolled and to House 162
To Secretary of State 167

SENATE CONCURRENT RESOLUTION NO. 5—By Logan—A Concurrent Resolution, joining the Chief Executive of the State of Oklahoma in extending an inviation to his excellency, the President of the United States, to attend the premiere of "The Lawton Story," depicting the life of Reverend Mark Wallock and the development of Holy City and the Wichita Mountains Easter Sunrise Service, in Lawton, Oklahoma, on the first day of April, 1949.

Introduced, adopted and referred for engrossment 151
Engrossed and to House 156
Referred for enrollment 167
Enrolled and to House 169-170
To Secretary of State 175

SENATE CONCURRENT RESOLUTION NO. 6—By Rogers—A Concurrent Resolution memorializing the Congress of the United States to make suitable appropriation for the care and support of needy and destitute Indians.

Introduced, adopted and referred for engrossment 166
Engrossed and to House 172
HA concurred in, adopted as amended and referred for enrollment 194
Enrolled and to House 196
To Secretary of State 203

SENATE CONCURRENT RESOLUTION NO. 7—By Cobb—A Concurrent Resolution requesting the State Highway Department to provide additional auto parking grounds adjoining and in close proximity to the State Capitol and the State Capitol Office Building.

Introduced, adopted and referred for engrossment 168
Engrossed and to House 172
Referred for enrollment 181
Enrolled and to House 182
To Secretary of State 193

SENATE CONCURRENT RESOLUTION NO. 8—By Cowden—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Regular Session of the Twenty-Second Legislature of the State of Oklahoma.

Introduced and referred to Committee 197
CR 854
Considered, adopted and referred for engrossment 854
Engrossed and to House 893
Referred for enrollment 914
Enrolled and to House 921
To Secretary of State 930

SENATE CONCURRENT RESOLUTION NO. 9—By Baldwin and Cartwright—A Resolution adjourning the Twenty-Second Legislature of the State of Oklahoma from March 25, 1949 to May 23, 1949.

Introduced and referred to Committee ---------- 232

SENATE CONCURRENT RESOLUTION NO. 10—By Price—A Resolution respecting through traffic from Sapulpa to Oklahoma City and vice versa, and recommending to the State Highway Commission the consideration of the feasibility of erecting signs so as to divide such traffic over more than one highway.

Introduced and referred to Committee ---------- 247

SENATE CONCURRENT RESOLUTION NO. 11—By Rinehart of the Senate, and Billingsley of the House—A Resolution of appreciation of the people of the Republic of France for their kindly expression of friendship as exemplified by their sending to the citizens of Oklahoma the Merci Car.

Introduced, adopted and referred for engrossment---------- 266
Engrossed and to House---------- 272
Referred for enrollment---------- 295
Enrolled and to House---------- 383
To Secretary of State---------- 389

SENATE CONCURRENT RESOLUTION NO. 12—By Mahan, Rinehart, Logan, Gooldy and Collins of the Senate, and Evans, Billingsley, Smalley, Anglin and Doty of the House—A Concurrent Resolution Memorializing the Congress of the United States to amend the Natural Gas Act so as to expressly exclude the production and gathering of gas and the arm's length sales thereof from production and gathering facilities from the terms of said Act and further urging and requesting the United States Senators from Oklahoma to introduce an appropriate Senate Bill to be considered concurrently with similar bills now pending in the House of Representatives.

Introduced and referred to Committee---------- 305
CR ---------- 329
Considered, adopted and referred for engrossment----------331-332
Engrossed and to House---------- 343
Referred for enrollment ---------- 352
Enrolled and to House---------- 353
To Secretary of State---------- 360

SENATE CONCURRENT RESOLUTION NO. 13—By Carrier of the Senate, and Camp, Romang of the House—A Resolution Memorializing the President of the United States and the Congress of the United States to authorize and establish the United States Air Academy at the Enid Air Force Base at Enid, Oklahoma.

Introduced, adopted and referred for engrossment----------306-307
Engrossed and to House---------- 315
HA concurred in, adopted as amended and referred for enrollment------ 327
Enrolled and to House---------- 330
To Secretary of State---------- 335

SENATE CONCURRENT RESOLUTION NO. 14—By Ritzhaupt of the Senate and Oliver of the House—A Resolution requesting the Regents of Higher Education to make a study of the need for a dentists' school in Oklahoma.

Introduced and referred to Committee---------- 359
CR ---------- 445
Considered, adopted and referred for engrossment---------- 471
Engrossed and to House---------- 477

SENATE CONCURRENT RESOLUTION NO. 15—By Cook of the Senate, and Wallace (Custer) of the House—A Senate Concurrent Resolution

authorizing and directing the State Board of Public Affairs to issue emergency authority orders during the remaining part of April, 1949, and until May 15, 1949.

Introduced, adopted and referred for engrossment 541
Engrossed and to House 542
Referred for enrollment 554
Enrolled and to House 554
To Secretary of State 569

Part IV
SENATE
JOINT RESOLUTIONS

SENATE JOINT RESOLUTION NO. 1—By Jelks—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Section 7, Article 1 of the Constitution of the State of Oklahoma; repealing the prohibition ordinance of the State of Oklahoma and authorizing the manufacture, sale, and possession of intoxicating liquors within the state under a system of state monopoly providing package sales for consumption off the premises and issuance of permits for purchase by individuals; provided that all employees shall be chosen and retained on non-partisan basis and dismissed only for cause; and providing for distribution of revenue and net profits derived by the state therefrom.

1st Reading ---------- 46
2nd Reading ---------- 52
CR ---------- 315

SENATE JOINT RESOLUTION 2—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Article 10 of the Constitution of the State of Oklahoma, same to be a new Section designated as Section 31, providing for the payment of a bonus to persons serving in the Armed Forces of the United States during the period from September 16, 1940 to December 31, 1946, or to the heirs of such persons, the issuance of bonds to provide funds therefor to be paid and retired from the proceeds of a special tax on alcoholic beverages sold under state monopoly authorized by any amendment to the Constitution.

1st Reading ---------- 67
2nd Reading ---------- 91
Wd from Committee and re-referred to Committee ---------- 152
CR and re-referred to Committee ---------- 533
CR ---------- 552
Considered ---------- 566-568

SENATE JOINT RESOLUTION NO. 3—By Thompson—A Joint Resolution proposing that the Governor shall inform the President of the United States, the Secretary of State of the United States, the Speaker of the House of Representatives of the United States, and the President Pro Tempore of the Senate of the United States, and each member of the Oklahoma delegation in Congress, that it is the wish of the people of Oklahoma that the delegates of the United States to the United Nations propose or support amendments to the Charter of the United Nations which will strenghen the United Nations and make it a world federal government able to prevent

war; providing that this resolution shall not be effective until approved by the people; and providing for its submission.

1st Reading ---- 91
2nd Reading ---- 97
CR ---- 164
Made Special Order ---- 247
Re-set for Special Order ---- 261
Considered, advanced, 3rd Reading and referred for engrossment ---- 270
Engrossed and to House ---- 272
Referred for enrollment ---- 761
Enrolled and 4th Reading ---- 792
To Secretary of State ---- 803
Filed by Governor with Secretary of State ---- 931

SENATE JOINT RESOLUTION NO. 4—By Price—A Joint Resolution designating and adopting the scissortailed flycatcher, muscivora forticata, as the state bird of Oklahoma.

1st Reading ---- 91
2nd Reading ---- 97
CR ---- 156
Considered, advanced, 3rd Reading and referred for engrossment ---- 189
Engrossed and to House ---- 193

SENATE JOINT RESOLUTION NO. 5—By Ritzhaupt—A Joint Resolution proposing an amendment to Article 10 of the Constitution of Oklahoma; relating to the taxation of electric light and power companies and gas companies; and providing for the submission of the amendment to the people for their approval or rejection at a special election.

1st Reading ---- 119
2nd Reading ---- 122

SENATE JOINT RESOLUTION NO. 6—By Public Health Committee—A Joint Resolution directing the Secretary of the State to refer to the people, for their approval or rejection, a proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma, and ordering a special election therefor.

1st Reading ---- 122
2nd Reading ---- 133

SENATE JOINT RESOLUTION NO. 7—By Ritzhaupt—A Joint Resolution proposing an amendment to Section 6, Article XI, of the Constitution of Oklahoma, so as to provide that not exceeding a total of Twenty-five Million Dollars ($25,000,000.00) of the Permanent Common School and other educational funds may be invested in secured loans to persons serving in the armed forces of the United States in any war in which the United States participated as a belligerant, still in service or released under honorable conditions, and giving preference to such loans; and providing for the submission of the amendment to the people for their approval or rejection at a special election.

1st Reading ---- 133
2nd Reading ---- 135
Wd from Committee and re-referred to Committee ---- 152
CR ---- 582

SENATE JOINT RESOLUTION NO. 8—By Waller of the Senate, and Smith (Rogers) of the House—A Joint Resolution authorizing and directing the Board of Regents of Oklahoma Military Academy to offer for sale Eighty (80) acres of land lying adjacent to the campus of said school; providing

the conditions and disposition of the proceeds thereof; and declaring an emergency.

1st Reading ---- 134
2nd Reading ---- 143
CR ---- 156
Re-referred to Committee ---- 214
Considered, advanced, 3rd Reading and referred for engrossment--220; 245-246
Engrossed and to House ---- 256
HAs concurred in, passed as amended and referred for enrollment----334-335
Enrolled and 4th Reading ---- 343
To Governor ---- 346
Governor's Approval ---- 353

SENATE JOINT RESOLUTION NO. 9—By Waller of the Senate, and Smith (Rogers) of the House—A Joint Resolution authorizing and directing the Board of Regents of the Oklahoma Military Academy to sell to the City of Claremore, Oklahoma, a municipal corporation, a tract of 25 acres, now forming part of the campus of Oklahoma Military Academy, and no longer needed therefor; and prescribing conditions and disposition of proceeds of such sale.

1st Reading ---- 134
2nd Reading ---- 143
CR ---- 156
Considered, advanced, 3rd Reading and referred for engrossment---- 246
Engrossed and to House ---- 256
Referred for enrollment ---- 335
Enrolled and 4th Reading ---- 343
To Governor ---- 346
Governor's Approval ---- 353

SENATE JOINT RESOLUTION NO. 10—By Ritzhaupt, McClendon and Dacus—A Joint Resolution authorizing and directing the Oklahoma Tax Commission to extend without penalty the time for renewal of motor vehicle licenses for the year 1949 until March 1, 1949; and declaring an emergency.

1st Reading ---- 134
2nd Reading and to Calendar ---- 143
Considered, advanced, 3rd Reading and referred for engrossment---- 149
Engrossed and to House ---- 150
Referred for enrollment ---- 162
Enrolled and 4th Reading ---- 163
To Governor ---- 167
Governor's Approval ---- 170

SENATE JOINT RESOLUTION NO. 11—By Logan—A Joint Resolution calling a constitutional convention on the first Tuesday in September, 1951, 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; providing for a constitutional survey committee, making an appropriation therefor; and providing for the submission of this Act to the people for their approval; and declaring an emergency.

1st Reading ---- 152
2nd Reading ---- 158
CR ---- 187
Made Special Order ---- 197
Considered, advanced, 3rd Reading and referred for engrossment----251-254
Engrossed and to House ---- 258
HAs rejected, conference requested ---- 751
S. Conferees appointed ---- 760

Conference granted and H. Conferees named ---- 767
CC Report adopted, passed as amended and to House ----773-775
Referred for enrollment ---- 789
Enrolled and 4th Reading ---- 813
To Governor ---- 827
Governor's Approval ---- 896

SENATE JOINT RESOLUTION NO. 12—By Jelks—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article 10 of the Constitution of the State of Oklahoma, same to be a new section designated as Section 25a, providing for the issuance of State bonds amounting to One Hundred Fifty Million Dollars ($150,000,000.00), to be retired and the interest thereon paid from State revenues from the sale and distribution of alcoholic beverages under any authorized State monopoly system, providing for use of the proceeds of said bonds in specified sums for construction and improvement of State and Federal highways and rural secondary or farm-to-market roads, and prescribing the authority and duties of the Legislature and the State Department of Highways.

1st Reading ---- 158
2nd Reading ---- 164

SENATE JOINT RESOLUTION NO. 13—By Seaman and Binns of the Senate, and Larason and Meigs of the House—A Joint Resolution authorizing the State Board of Public Affairs to exchange certain state-owned lands for other lands, privately owned, upon the basis of the comparative appraised values thereof; directing said Board to execute a contract and deed for that purpose; making an appropriation therefor; providing for appraisal and payment, and for disposition of proceeds thereof.

1st Reading ---- 167
2nd Reading ---- 173
CR ---- 305
Considered, advanced, 3rd Reading and referred for engrossment----316-317
Engrossed and to House ---- 323
HA read ---- 392
HA concurred in, passed as amended and referred for enrollment----385-386
Enrolled and 4th Reading ---- 396
To Governor ---- 406
Governor's Approval ---- 410

SENATE JOINT RESOLUTION NO. 14—By Worthington—A Joint Resolution proposing an amendment to Section 31, Article 6 of the Constituution of Oklahoma; creating and relating to a Department of Agriculture and the Office of Commissioner of Agriculture; providing the qaulifications of members of said department and of said commissioner and for their appointment and election; fixing their compensation; prescribing their powers and duties; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

1st Reading ---- 175
2nd Reading ---- 177
CR ---- 404
Made Special Order ---- 632
Considered, advanced, 3rd Reading and referred for engrossment----664-666
Engrossed and to House ---- 708
House requested to return Resolution ---- 854
Request for return for Resolution rescinded---- 866

SENATE JOINT RESOLUTION NO. 15—By Walker—A Joint Resolution proposing an amendment to Section 21 of Article 5, Oklahoma Constitution, as amended by HJR 17 of the Twenty-first Legislature, and ratified by the people of Oklahoma on the sixth day of July, 1948, relating to the

compensation and expenses of the members of the Legislature; and providing for submission of the amendment to the people for their approval or rejection at a special election.

1st Reading ---- 183
2nd Reading ---- 188
CR ---- 503

SENATE JOINT RESOLUTION NO. 16—By Waller of the Senate and Smith (Rogers) of the House—A Joint Resolution directing the State Board of Public Affairs to offer for sale and to sell at public auction all, or part of the certain tract of realty known as the "Canyon Lake Club," acquired for the State on August 12, 1937, by the Board of Regents of the Oklahoma Military Academy; providing procedure therefor and disposition of proceeds thereof; and declaring an emergency.

1st Reading ---- 188
2nd Reading ---- 196
CR ---- 211
Considered, advanced, 3rd Reading and referred for engrossment ---- 246
Engrossed and to House ---- 256
HA concurred in, passed as amended and referred for enrollment ---- 334-335
Enrolled and 4th Reading ---- 343
To Governor ---- 346
Governor's Approval ---- 353

SENATE JOINT RESOLUTION NO. 17—By Rogers, Collins—A Joint Resolution authorizing the Corporation Commission of the State of Oklahoma to employ additional skilled and able counsel, skilled and able auditors and accountants and other experts in order to properly present the defense of the State of Oklahoma in the defense to the application and suit of the Southwestern Bell Telephone Company pending in the Supreme Court of the State of Oklahoma for an increase in telephone rates and charges of patrons residing in the State of Oklahoma; making an appropriation; and declaring an emergency.

1st Reading ---- 190
2nd Reading ---- 196
CR and re-referred to Committee ---- 211
CR ---- 789

SENATE JOINT RESOLUTION NO. 18—By Worthington and Dacus—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Constitution of the State of Oklahoma, to be 12B of said Constitution; providing for a graduated land tax with certain exceptions fixing penalties for violations thereof; and providing for the submission thereof to the people for their approval or rejection at a public election to be held.

1st Reading ---- 240
2nd Reading ---- 245
CR ---- 336

SENATE JOINT RESOLUTION NO. 19—By Jarman—A Senate Joint Resolution adopting the words and music of the song "Oklahoma, a Toast" by Harriet Parker Camden as the official anthem of the State of Oklahoma and adopting the words and music of the song "Oklahoma" by Richard Rodgers and Oscar Hammerstein II as the official song of the State of Oklahoma; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---- 258
2nd Reading ---- 268
CR ---- 476

SENATE JOINT RESOLUTION NO. 20—By Cartwright—A Joint Resolution, proposing repeal of prohibition ordinance and Section Seven (7) of Article One (1), of the Constitution of the State of Oklahoma, and providing that the Legislature shall enact laws for the strict regulation, control, licensing and taxation of the manufacture, sale, and distribution of intoxicating liquors; providing for the submission of this amendment to a vote of the people at a special election and making an appropriation.

1st Reading ---- 264
2nd Reading ---- 268
CR ---- 315

SENATE JOINT RESOLUTION NO. 21—By Ritzhaupt—A Resolution proposing an amendment to Section 7, Article 7 of the Constitution of Oklahoma; relating to the appointment by the Supreme Court of its clerk; and providing for the submission of said amendment to the people for their approval or rejection at the next reguluar general election.

1st Reading ---- 268
2nd Reading ---- 280

SENATE JOINT RESOLUTION NO. 22—By Ballinger—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 7, Article 23, of the Constitution of Oklahoma.

1st Reading ---- 251
2nd Reading ---- 355
CR and re-referred to Committee ---- 383
CR ---- 531
Considered, advanced, 3rd Reading and referred for engrossment ---- 574-576
Engrossed and to House ---- 587
Referred for enrollment ---- 810
Enrolled and 4th Reading ---- 823
To Secretary of State ---- 842

SENATE JOINT RESOLUTION NO. 23—By Hope—A Joint Resolution authorizing Nieta Sharp to institute and prosecute an action against the State of Oklahoma for the benefit of said Nieta Sharp and the surviving minor children of Charles Harold Sharp, deceased, for damages resulting from the death of the said Charles Harold Sharp; providing that if judgment is recovered therefor the sum may be paid from the General Revenue Fund in the State Treasury; not otherwise appropriated; appropriating the sum of Ten Thousand ($10,000.00) Dollars, or so much thereof as may be necessary, for the payment of the judgment rendered; and declaring an emergency.

1st Reading ---- 354
2nd Reading ---- 363
CR and re-referred to Committee ---- 375
CR ---- 404
Considered, advanced, 3rd Reading and referred for engrossment ---- 422
Engrossed and to House ---- 435
HA read ---- 778
HA concurred in, passed as amended and referred for enrollment ---- 818-819
Enrolled and 4th Reading ---- 823
To Governor ---- 842

SENATE JOINT RESOLUTION NO. 24—By Gary of the Senate, and Biles of the House—A Joint Resolution relating to fishing in Lake Texoma; authorizing the Oklahoma Game and Fish Commission to enter into and carry out the provisions of an agreement with any agency of the State of Texas; providing for uniform fishing licenses in said lake; setting forth certain provisions which shall be included in said agreement and certain provisions which may be included in said agreement; providing for the disposition of

moneys received by the State from the sale of such licenses; and declaring an emergency.

1st Reading ---------- 366
2nd Reading ---------- 369
CR ---------- 404
Considered, advanced, 3rd Reading and referred for engrossment ---------- 455-456
Engrossed and to House ---------- 471
Recalled from House ---------- 512
Order recalling Resolution rescinded ---------- 513-514
HA read ---------- 554
HA concurred in, passed as amended and referred for enrollment ---------- 564-565
Enrolled and 4th Reading ---------- 570
To Governor ---------- 583
Governor's Approval ---------- 601

SENATE JOINT RESOLUTION NO. 25—By Lowery and Price of the Senate and Field of the House—A Joint Resolution, proposing an amendment to Section 2 of Article 22 of the Constitution of the State of Oklahoma, relating to corporate ownership of real estate; providing that life insurance corporations may acquire, hold and convey real estate for certain named purposes; providing for the submission of this amendment to a vote of the people at a special election.

1st Reading ---------- 372
2nd Reading ---------- 376
CR ---------- 388
Wd from Calendar and re-referred to Committee ---------- 423
CR ---------- 490
Considered, advanced, 3rd Reading and referred for engrossment 809; 851-853
Engrossed and to House ---------- 909

SENATE JOINT RESOLUTION NO. 26—By Nance—A Joint Resolution proposing an amendment to Section 10, Article 23 of the Constitution of Oklahoma; providing that where the salaries or emoluments of members of a court, board, or commission, the terms of office on which are staggered, be changed, such change shall become effective as to all members on the date fixed by law for the commencement of the first regular term of office thereon following the enactment of the law changing such salary or emoluments; and providing for the submission of said amendment to the people for their approval or rejection at a special election to be held on July 4, 1950.

1st Reading ---------- 376
2nd Reading ---------- 384

SENATE JOINT RESOLUTION NO. 27—By Medlock—A Joint Resolution authorizing Alma Gammon to institute and prosecute an action against the State of Oklahoma for the benefit of the said Alma Gammon, as the widow of Melvin Mitchell, deceased, for damages resulting from the death of the said Melvin Mitchell; providing that if a judgment is recovered therefor the same may be paid from the General Revenue Fund in the State Treasury not otherwise appropriated; appropriating the sum of Ten Thousand ($10,000.00) Dollars, or so much thereof as may be necessary for the payment of the judgment rendered; and declaring an emergency.

1st Reading ---------- 491
2nd Reading ---------- 502
CR ---------- 540
Considered, advanced, 3rd Reading and referred for engrossment ---------- 899-900
Engrossed and to House ---------- 910

SENATE JOINT RESOLUTION NO. 28—By Medlock and Ritzhaupt of the Senate, and Billingsley, Sims, Huff, Sugg and Blaylock of the House —A Joint Resolution directing the Secretary of the State to refer to the people for their approval or rejection, a proposed amendment to Section 9,

Article 10, of the Constitution of the State of Oklahoma; and ordering a special election therefor.

1st Reading ---- 540
2nd Reading ---- 544

SENATE JOINT RESOLUTION NO. 29—By Logan of the Senate and Reynolds (Oklahoma) 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 Article 24, Section 1, Par. 2 of the Constitution of the State of Oklahoma, relating to the amendment of said Constitution by Articles.

1st Reading ---- 571
2nd Reading ---- 587
CR ---- 642
Considered, advanced, 3rd Reading and referred for engrossment----857-859
Engrossed and to House ---- 892

SENATE JOINT RESOLUTION NO. 30—By Ritzhaupt—A Joint Resolution proposing an amendment to Section 10, Article 10 of the Constitution of Oklahoma; providing that for the purpose of purchasing sites for erecting, acquiring, remodeling, enlarging, repairing (but not maintaining) and equipping public buildings in counties, cities, or school districts, the rate of taxation upon approval of the vote of the people may be increased by not exceeding five mills.

1st Reading ---- 590
2nd Reading ---- 592

SENATE JOINT RESOLUTION NO. 31—By Walker—A Joint Resolution proposing an amendment to Section 5, Article 13 of the Oklahoma Constitution; providing for a State Board of Education of seven members elected from educational districts for terms of seven (7) years to be the successor of the present State Board of Education; providing for the election of the members of said board and of school district boards and boards of education at non-partisan elections without primaries; providing for appointment by said board of a Commissioner of Education who shall be the successor of the Superintendent of Public Instruction; and providing for the submission of said proposed amendment to the people for their approval or rejection at a special election.

1st Reading ---- 637
2nd Reading ---- 645
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment----854-857
Engrossed and to House ---- 893

SENATE JOINT RESOLUTION NO. 32—By Price—A Senate Joint Resolution providing for two (2) additional senators, each, for Oklahoma County and Tulsa County, according to the provisions of Section 9 (a) of Article Five (5) of the Constitution of Oklahoma.

1st Reading ---- 715
2nd Reading and to Calendar ---- 718

Part V
HOUSE BILLS

ENGROSSED HOUSE BILL NO. 1—By Harkey, Peak, Box and Garvin —An Act creating and establishing a classified employment system, guaranteeing to all citizens a fair and equal opportunity for public service, giving veterans preference in the State employment service, providing for all State employees to be governed on principles of merit and efficiency, providing for the proper administrative organization and personnel to carry the foregoing into effect, repealing all laws and parts of laws in conflict therewith, and declaring an emergency.

1st Reading ---- 915
2nd Reading ---- 922

ENGROSSED HOUSE BILL NO. 2—By McCarty, Box, Wallace (Oklahoma), Reynolds (Oklahoma), Brickell and Cunningham—An Act amending 47 O. S. 1941 § 22.22; relating to Motor License Agents, and to registration fees collected in connection with applications for motor vehicle licenses; making specific provisions in relation to counties having a population in excess of two hundred forty thousand (240,000), according to the 1940 or any succeeding federal decennial census; and declaring an emergency.

1st Reading ---- 110
2nd Reading ---- 112
CR ---- 552
Considered, advanced, 3rd Reading ---- 603-604
Vote reconsidered by which failed and considered ---- 609-611
Considered, advanced, 3rd Reading and referred for engrossment ---- 835-842
Engrossed and to House ---- 847
Opinion, Re constitutionality of, read ---- 902-903

ENGROSSED HOUSE BILL NO. 3—By Ozmun—An Act authorizing the County Attorney, the County Judge, the Court Clerk, and the District and/or Superior Judge or Judges of any County and/or Judicial District in this State, by majority vote, to direct the Court Clerk to transfer by voucher any surplus moneys, not in excess of Sixty Thousand Dollars ($60,000.00), in the Court Fund of the county to a special fund or account to retire any indebtedness created under the Constitution or Statutes of this State; and fixing the time limit for transfer hereunder; and providing for the termination of this Act; and declaring an emergency.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 186
Considered, advanced, 3rd Reading and to House ---- 198
4th Reading ---- 207

ENGROSSED HOUSE BILL NO. 5—By Ozmun—An Act amending paragraph (g), Section 21, Chapter 6, Title 19, page 61, Oklahoma Session Laws 1943, creating the Office of Investigator in the office of County

Attorney, and fixing his expenses and mileage, and the office of an additional Assistant County Attorney and providing for the payment of the salary of the assistant, and the salary, expenses and mileage of the investigator out of the Court Fund up to July 1, 1949; and declaring an emergency.

1st Reading ---- 184
2nd Reading ---- 188
CR ---- 211
Considered, advanced, 3rd Reading and to House ---- 269-270
4th Reading ---- 287

ENGROSSED HOUSE BILL NO. 6—By Sherman, Reynolds (Oklahoma), McCarty, Wallace (Oklahoma), Cunningham, Box, Brickell and Pazoureck of the House, and Jarman and Rinehart of the Senate—An Act providing for the nomination and election of six (6) Judges in District Court Judicial District No. 7 of the State of Oklahoma; providing for the appointment of an additional Judge, as authorized hereby, and for the appointment of an additional Court Reporter; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---- 135
2nd Reading ---- 143
CR ---- 180
Considered, advanced, 3rd Reading and to House ---- 709
4th Reading ---- 744

ENGROSSED HOUSE BILL NO. 7—By Harkey and Smalley—An Act regulating proceedings by and before administrative agencies of the State of Oklahoma, providing for individual rights, setting forth the right of and procedure for judicial review, declaring the provisions severable, and repealing all laws in conflict herewith.

1st Reading ---- 552
2nd Reading ---- 562
CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 1005
4th Reading ---- 1019

ENGROSSED HOUSE BILL NO. 8—By Tate, Evans, Anderson, Bailey (Craig), Black, Blaylock, Boatman, Bohannon, Box, Brewer, Brown (Pittsburg), Brown (Pottawatomie), Cannon, Cantrell, Card, Cunningham, Easterly, Eubanks, Field, Forsythe, Griffin, Harkey, Haworth, Henry, Horton, Huff, Johnston, Kouns, Lance, Langley (Muskogee), McColgin, Morris, Munson, Ozmun, Roberson, Seids, Shumate, Sims, Smith (Cherokee), Speakman, Stipe, Sugg, Sumrall, Taylor, Tiffany, Trent, Wagner, Wallace (Custer), and Wallace (Grady) of the House, and Thompson of the Senate—An Act amending Section 2, Chapter 2, Title 11, page 46, Oklahoma Session Laws 1947; fixing the compensation of members of precinct election boards.

1st Reading ---- 184
2nd Reading ---- 188
CR ---- 216
Considered, advanced, 3rd Reading and referred for engrossment ---- 302
Engrossed and to House ---- 307
SAs rejected, conference requested and H. Conferees named ---- 333
Conference granted and S. Conferees appointed ---- 333
CC Report adopted, bill passed as amended and to House ---- 443-444
4th Reading ---- 450

ENGROSSED HOUSE BILL NO. 9—By Smalley of the House, and Rinehart of the Senate—An Act repealing Chapter 4, Title 85, page 627, Oklahoma Session Laws 1947; creating and relating to a State Industrial Commission and fixing the number and qualifications of its members, their terms of office and the manner and method of their appointment and

removal; prescribing their powers, duties, compensation and expenses; authorizing the commission to appoint and fix the powers, duties, compensation and expenses of designated and other necessary employees, payable from legislative appropriations available therefor; making necessary appropriations; repealing conflicting laws; providing for the functioning of commission after the effective date of this Act and prior to appointment, confirmation and qualification of legal quorum of commission created thereby; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 184
2nd Reading ---- 188
CR ---- 323
Considered, advanced, 3rd Reading and referred for engrossment---- 431
Engrossed and to House ---- 442
SAs rejected, conference requested and H. Conferees named ---- 521
Conference granted ---- 521
S. Conferees appointed ---- 536
CC Report read ---- 809
CC Report adopted, bill passed as amended and to House ----844-845
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 10—By Smalley of the House, and Porter of the Senate—An Act making certain changes in the expiration date of driver's licenses; changing certain requirements as to issuance of chauffeur's and operator's licenses and the fees therefor; changing the amount of the fee that the auto license agent may retain for the issuance of operator's and chauffeur's licenses and renewals; all acts or parts of acts in conflict herewith are hereby repealed.

1st Reading ---- 135
2nd Reading ---- 143
CR ---- 187
Considered, advanced, 3rd Reading and referred for engrossment----205-206
Engrossed and to House ---- 210
SAs concurred in, bill passed as amended ---- 216
4th Reading ---- 221

ENGROSSED HOUSE BILL NO. 12—By Ozmun and Davidson—An Act relating to the disposition of liquors forfeited for violation of law prohibiting intoxicating liquor within the State; providing for delivery of liquor of commercial value to the Oklahoma Tax Commission and for its sale by such Commission; providing for disposition of proceeds thereof; providing for the destruction of non-commercial liquor; and repealing all laws in conflict herewith.

1st Reading ---- 259
2nd Reading ---- 268
CR ---- 352
Considered, advanced, 3rd Reading and referred for engrossment---- 398
Engrossed and to House ---- 415
SAs concurred in, bill passed as amended---- 443
4th Reading ---- 443

ENGROSSED HOUSE BILL NO. 13—By Wallace (Oklahoma)—An Act repealing Title 32, Chapter 1, Session Laws 1945, relating to community property; providing a method of preserving rights heretofore acquired under the Act and giving notice thereof to third persons; fixing the limitations for enforcing such rights; making provisions for severability; and declaring an emergency.

1st Reading ---- 335
2nd Reading ---- 341
CR ---- 643
Considered, advanced, 3rd Reading and emergency roll call deferred-- 929

Emergency roll call and to House 930
4th Reading 957-958

ENGROSSED HOUSE BILL NO. 14—By Wallace (Grady), Bailey (Kay), Black, Brickell, Cantrell, Card, Carmichael, Cordray, Cunningham, Dillon, Easterly, Griffin, Hawthorne, Henry, Johnston, Lance, Oliver, Ozmun, Peak, Pitman, Seids, Shumate, Tate, Wallace (Custer), and Wallace (Oklahoma)—An Act creating a State Real Estate Commission; providing for the appointment of commissioners; defining their powers and duties; fixing their compensation and term of office; providing for the collection of fees and distribution of fees collected; for remuneration and payment of expense of said commission, and employees; providing for the issuance of license by the said commission, and prohibiting any person, co-partnership, association or corporation from acting as real estate broker or real estate salesman without first complying with the provisions of this Act; assessing penalties for the violation of this Act and for other purposes; providing for hearing on grounds for revocation of licenses or refusal to issue same; providing for rules and regulations; and providing for the keeping of records; and declaring an emergency.

1st Reading 259
2nd Reading 268
CR 360
Considered, advanced, 3rd Reading and referred for engrossment 471
Engrossed and to House 477
SAs concurred in, bill passed as amended 531
4th Reading 532

ENGROSSED HOUSE BILL NO. 15—By Harkey of the House and Gary of the Senate—An Act making appropriations to pay salaries, per diem, mileage, and expenses of members of the State Legislature, and the salaries, per diem, and expenses of Legislative employees, together with other expenses, including the purchase of supplies, materials, and equipment, and the printing of the Permanent Journals for the biennium beginning July 1, 1947, and ending June 30, 1949; and declaring an emergency.

1st Reading 95
2nd Reading 97
CR 211
Considered, advanced, 3rd Reading and referred for engrossment 218
Engrossed and to House 221
SAs concurred in, bill passed as amended 244
4th Reading 244

ENGROSSED HOUSE BILL NO. 17—By Ways and Means Committee —An Act authorizing the micro-filming of certain public records and providing the procedure for the payment and maintenance of paid warrant records and the disposition of registers and warrants issued by the State of Oklahoma; repealing all acts in conflict herewith; and declaring an emergency.

1st Reading 184
2nd Reading 188
CR 199
Considered, advanced, 3rd Reading and to House 220
4th Reading 225

ENGROSSED HOUSE BILL NO. 18—By Harkey of the House and Gary of the Senate—An Act making appropriations from the general revenue fund in the State Treasury of the State of Oklahoma for the operation and maintenance of penal, eleemosynary, and other state institutions, including the Oklahoma State Penitentiary, State reformatory, training school for white boys, training school for Negro boys, girls town, tuberculosis sanatorium, State orphans home, school for the deaf, school for the

blind, Western Oklahoma State Hospital, and the petroleum experiment station, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the controlling board of each of said institutions to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; fixing the salary of the warden of the Oklahoma State Penitentiary at McAlester, Oklahoma, and the warden of the State reformatory at Granite, Oklahoma; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 598
2nd Reading ---- 602
CR ---- 708
Considered, advanced, 3rd Reading and referred for engrossment ---- 870
Engrossed and to House ---- 909
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 19—By House Committee on Appropriations—An Act making appropriations for the support of the Governor's Office, State of Oklahoma, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Governor to appoint qualified persons to positions authorized herein; making the provisions of this Act severable; repealing Section 2, House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading ---- 584
2nd Reading ---- 587
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment ---- 829-830
Engrossed and to House ---- 847
SAs concurred in, bill passed as amended ---- 904
4th Reading ---- 921

ENGROSSED HOUSE BILL NO. 20—By Committee on Appropriations—An Act creating a special fund in the State Treasury to be known as the Governor's Contingency and Emergency Fund; transferring certain money to said fund and appropriating five hundred thousand dollars ($500,000.00) from the General Revenue Fund for the fiscal year ending June 30, 1950, to said fund; providing that said fund shall be a continuing fund and may be allocated or expended without regard to fiscal year limitations; authorizing the allocation, use and expenditure of any monies accruing in said fund to defray expenses arising by reason of contingencies and emergencies as specified herein; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---- 461
2nd Reading ---- 465
CR ---- 570
Considered, advanced, 3rd Reading and referred for engrossment ---- 674
Engrossed and to House ---- 694
SAs concurred in, bill passed as amended ---- 718
4th Reading ---- 719

ENGROSSED HOUSE BILL NO. 21—By Harkey of the House, Gary of the Senate—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; authorizing the Budget Director to prepare claims with approval of the Governor; and declaring an emergency.

1st Reading ---- 199
2nd Reading ---- 204
CR ---- 441

Considered, advanced, 3rd Reading and to House 489-490
4th Reading 492

ENGROSSED HOUSE BILL NO. 22—By Harkey of the House and Gary of the Senate—An Act making appropriations for the support of the office of the state budget director for the fiscal years ending June 30, 1950, and June 30, 1951; fixing the salary of the state budget director and authorizing the state budget director to appoint qualified persons to positions authorized herein; repealing Section 3, House Bill No. 438, Regular Session, Twenty-first Legislature, effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading 461
2nd Reading 465
CR 570
Considered, advanced, 3rd Reading and to House 674-675
4th Reading 708

ENGROSSED HOUSE BILL NO. 23—By Committee on Appropriations —An Act making appropriations for the support of the office of the State Board of Public Affairs and for special purposes for the fiscal year ending June 30, 1950 and June 30, 1951; authorizing the State Board of Public Affairs to appoint qualified persons to positions authorized herein and to create positions and fix salaries of maintenance personnel; making the provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading 599
2nd Reading 602
CR 669
Considered, advanced, 3rd Reading and referred for engrossment 869
Engrossed and to House 904
SAs concurred in, bill passed as amended 915
4th Reading 923

ENGROSSED HOUSE BILL NO. 24—By Harkey of the House, and Gary of the Senate—An Act making an appropriation for the fiscal years ending June 30, 1950 and June 30, 1951, for maintenance, supervision and general upkeep of Oklahoma orphan and destitute minor children who are not in State institutions; providing the means and manner of expending thereof by the State Board of Public Affairs on a per capita basis; fixing certain qualifications for institutions eligible to receive the benefits thereof; and declaring an emergency.

1st Reading 461
2nd Reading 465
CR 568
Considered, advanced, 3rd Reading and to House 578
4th Reading 601

ENGROSSED HOUSE BILL NO. 25—By Committee on Appropriations —An Act making appropriations for the support of the office of State Examiner and Inspector for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Examiner and Inspector to appoint qualified persons to positions authorized herein; making the provisions of this Act severable; repealing Section 8 of House Bill 438, R. S., Twenty-first Legislature, effective July 1, 1949; and declaring an emergency.

1st Reading 461
2nd Reading 465
CR 597
Considered, advanced, 3rd Reading and referred for engrossment 870-871
Engrossed and to House 909
SAs concurred in, bill passed as amended 915
4th Reading 923

490 492

ENGROSSED HOUSE BILL NO. 26—By Committee on Appropriations —An Act making appropriations for the support of the Oklahoma Tax Commission for the fiscal year ending June 30, 1950, and June 30, 1951; authorizing the Oklahoma Tax Commission to appoint qualified persons to positions authorized herein; authorizing said commission to create positions, make appointments and fix the salary of persons required to perform the duties of the Oklahoma Tax Commission which are not specifically authorized herein; authorizing the transfer of funds; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---- 751
2nd Reading and to Calendar ---- 760
461 Considered, advanced, 3rd Reading and to House ---- 872
465 4th Reading ---- 921
570
675 708

ENGROSSED HOUSE BILL NO. 27—By Committee on Appropriations —An Act making appropriations for the support of the State Department of Health for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the State Commissioner of Health to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 461
2nd Reading ---- 465
CR ---- 568
599 Considered, advanced, 3rd Reading and to House ---- 581
602 4th Reading ---- 601
669 869 904 915 923

ENGROSSED HOUSE BILL NO. 28—By Committee on Appropriations —An Act making appropriations from the General Revenue Fund of the State for the operation, maintenance and functions of the State Soil Conservation Board for the fiscal biennium beginning July 1, 1949, and ending June 30, 1951; authorizing the State Soil Conservation Board to appoint qualified persons to positions authorized herein, and to create positions and fix the salaries of technically trained agricultural personnel and personnel working in conservation districts; making provisions of this act severable; and declaring an emergency.

1st Reading ---- 461
2nd Reading ---- 465
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment ---- 647
461 Engrossed and to House ---- 667
465 SAs concurred in, bill passed as amended ---- 718
568 4th Reading ---- 719
578 601

ENGROSSED HOUSE BILL NO. 30—By House Appropriations Committee—An Act making consolidated appropriations from the general revenue fund for the fiscal years ending June 30, 1950 and June 30, 1951; 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 for educational and general operating budgets according to the needs and functions of each of such institutions; providing that appropriations shall be nonfiscal; providing for the use of federal funds; providing that the provisions of this act are severable; and declaring an emergency.

461 1st Reading ---- 379
465 2nd Reading ---- 384
597 Wd from Committee and re-referred ---- 582
871 CR ---- 590
909 Re-referred to Committee ---- 643
915 CR ---- 669
923 Considered, advanced, 3rd Reading and referred for engrossment ---- 669

Engrossed and to House ____ 694
SAs concurred in, bill passed as amended ____ 718
4th Reading ____ 719

ENGROSSED HOUSE BILL NO. 31—By House Appropriations Committee—An Act making an appropriation out of the Emergency Appropriation Fund of the State of Oklahoma to the Oklahoma State Regents for Higher Education to be allocated to the constituent institutions of the Oklahoma State system of higher education for operating expenses for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ____ 180
2nd Reading ____ 184
CR ____ 322
Considered, advanced, 3rd Reading and referred for engrossment____546-547
Engrossed and to House ____ 563
SAs rejected, conference requested and H. Conferees named ____ 661
Conference granted and S. Conferees appointed ____ 695
CC Report adopted, bill passed as amended and to House ____806-808
4th Reading ____ 827

ENGROSSED HOUSE BILL NO. 32—By Committee on Appropriations —An Act making an appropriation to the Oklahoma State Regents for Higher Education for allocation to constituent institutions of the Oklahoma state system of higher education for alterations, repairs, improvements, and modernization of buildings and facilities for and at such institutions; providing that said appropriation shall be nonfiscal; providing for the use of federal funds; providing that the provisions of the Act are severable; and declaring an emergency.

1st Reading ____ 599
2nd Reading ____ 602
CR ____ 669
Considered, advanced, 3rd Reading and referred for engrossment____669-670
Engrossed and to House ____ 694
SAs concurred in, bill passed as amended ____ 718
4th Reading ____ 719

ENGROSSED HOUSE BILL NO. 33—By Committee on Appropriations —An Act making an appropriation from the emergency appropriation fund in the State Treasury to the Oklahoma State regents for higher education for allocation to constituent institutions of the Oklahoma State system of higher education for capital improvements; providing that said appropriation shall be non-fiscal; providing for the use of federal funds.

1st Reading ____ 461
2nd Reading ____ 465
CR ____ 590
Considered, advanced, 3rd Reading and referred for engrossment____690-691
Engrossed and to House ____ 694
SAs concurred in, bill passed as amended ____ 718
4th Reading ____ 719

ENGROSSED HOUSE BILL NO. 35—By Larason—An Act relating to game and fish; amending Section 1, Chapter 4, Title 29, Oklahoma Session Laws 1947 so as to permit the use of cyanide gas guns or similar devices for the purpose of killing wolves or other animals during the months of February and March; repealing all laws and parts of laws in conflict herewith.

1st Reading ____ 193
2nd Reading ____ 197
CR ____ 315
Considered, advanced, 3rd Reading and ML ____ 436
Vote reconsidered and referred to Committee ____ 611

CR ---- 624
Re-referred to Committee ---- 643
CR ---- 717
Considered, advanced, 3rd Reading and referred for engrossment ---- 728-729
Engrossed and to House ---- 748
SAs rejected, conference requested and H. Conferees named ---- 849
Conference granted and S. Conferees appointed ---- 849
CC Report and Supplemental Report thereto adopted, bill passed as amended and to House ---- 966-968
4th Reading ---- 1017

ENGROSSED HOUSE BILL NO. 36—By Larason—An Act relating to dogs which chase, worry, kill or injure sheep, other livestock or poultry; amending 4 O. S. 1941 § 41; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 131
2nd Reading ---- 135
Wd from Committee and to Calendar ---- 136
Considered, advanced, 3rd Reading and to House ---- 191-192
4th Reading ---- 207

ENGROSSED HOUSE BILL NO. 37—By Allen, Oliver, Forsythe, Davidson, Jennings, Disney, Andrews, Anderson, Berry, Billingsley, Boatman, Brown (Pottawatomie), Card, Douglas (Harper), Dyer, Fronterhouse, Garvin, Johnston, Laing, Long, McColgin, Munson, Nall, Ozmun, Pitman, Shibley, Sims, Stipe, Sumrall, Wallace (Custer), and Williams—An Act to make uniform the procedure on interstate extradition; and declaring an emergency.

1st Reading ---- 202
2nd Reading ---- 209
CR ---- 341
Considered, advanced, 3rd Reading and to House ---- 350-351
4th Reading ---- 360

ENGROSSED HOUSE BILL NO. 39—By Davidson, Forsythe, Oliver, Allen, Disney, Andrews and Jennings of the House, and Price of the Senate—An Act providing for County planning outside incorporated areas of the County, including provisions for the control of platting of subdivisions in unincorporated areas of the County, building line regulations along major highways, and zoning regulations controlling the use of lands and buildings, heights and bulk of buildings and the density of population; providing for fees; providing penalties for violations; creating a County Planning Commission and a County Board of Adjustment, authorizing the appointment of the members thereof and prescribing the respective powers and duties thereof; providing the appeals to the District Court and to the Supreme Court; authorizing the employment of necessary personnel and incurring of necessary expenses; authorizing appropriations therefor; limiting the application of this Act to counties having not less than 100,000 nor more than 244,000 population, according to the last preceding Federal Decennial Census or any future Federal census; and declaring an emergency.

1st Reading ---- 131
2nd Reading ---- 135
CR ---- 203
Considered, advanced, 3rd Reading and referred for engrossment ---- 280-281
Engrossed and to House ---- 288
SAs concurred in, bill passed as amended ---- 313
4th Reading ---- 313

ENGROSSED HOUSE BILL NO. 40—By Russell, Billingsley, Riggs, Allen, Autry, Bacon, Bailey (Craig), Bailey (Kay), Berry, Bethell, Black,

Bohannon, Box, Brannon, Brickell, Brown (Pottawatomie), Bullard, Burkhart, Cannon, Cantrell, Carmichael, Cunningham, Davidson, Dillon, Disney, Duke, Eubanks, Evans, Forsythe, Fronterhouse, Garvin, Harkey, Haworth, Hawthorne, Henry, Jennings, Kouns, Laing, Lance, Langley (Adair), Larason, Long, McCarty, McColgin, McGahey, Ozmun, Pazoureck, Pitman, Reynolds (Oklahoma), Sherman, Shibley, Shumate, Smalley, Smith (Cherokee), Smith (Rogers), Speakman, Stipe, Sugg, Sumrall, Wallace (Grady), Wallace (Oklahoma), and Williams—An Act amending Section 4, Chapter 1, Title 36, Page 123, Oklahoma Session Laws 1945; relating to the reporting and disbursement of fees and taxes collected under Section 1 of said chapter; and declaring an emergency.

1st Reading ---------- 115
2nd Reading ---------- 122
CR ---------- 139
Considered, advanced, 3rd Reading and to House ----------144; 149-150
4th Reading ---------- 155

ENGROSSED HOUSE BILL NO. 41—By Hawthorne—An Act waiving and cancelling all penalties which have accrued upon delinquent real and personal taxes which have been assessed against such property for 1945 and all prior years; provided nothing in Act shall affect 1949 resale or advertising therefor; and declaring an emergency.

1st Reading ---------- 142
2nd Reading ---------- 148
Wd from Committee, to Calendar and considered---------- 152
Considered, advanced, 3rd Reading and referred for engrossment------160-162
Engrossed and to House ---------- 166
SAs concurred in, bill passed as amended ---------- 170
4th Reading ---------- 172

ENGROSSED HOUSE BILL NO. 42—By Hawthorne—An Act relating to school districts; amending 70 O. S. 1941 § 1195, as amended by Chapter 45c, Title 70, Oklahoma Session Laws 1945 so as to provide that any school district which now or hereafter is composed of territory which formerly constituted two (2) or more school districts, shall be entitled to furnish transportation; and that transportation furnished by any school district authorized to furnish transportation shall be included in calculating state aid as provided by any state aid law if said district is otherwise qualified for such state aid; repealing all laws or parts of laws in conflict with this act; and declaring an emergency.

1st Reading ---------- 516
2nd Reading ---------- 523

ENGROSSED HOUSE BILL NO. 48—By Committee on Education—An Act making it unlawful for any public officer to employ for any purpose, or for any member of the governing board of any public school, college or university of the State to hereafter employ, or vote to employ, any person as a teacher, principal, superintendent, dean or president of the school, college or university governed by his board, or to enroll any student in any institution of higher learning, unless and until said person has taken and subscribed to the statement, under oath, prescribed in said Act and filed the same in the office of the County Clerk of the county in which said public school, college or university is located; prescribing penalties; and declaring an emergency.

1st Reading ---------- 193
2nd Reading ---------- 197
CR ---------- 415

ENGROSSED HOUSE BILL NO. 49—By Brown (Pittsburg), Bacon, Boatman, Brickell of the House and Porter, Fine and Cowden of the Senate —An Act amending Section 3 of Chapter 2 of House Bill No. 149 of the

Twenty-First Legislature of the State of Oklahoma, same being Section 45.3 of Title 59 of the Oklahoma Statutes, 1947 Supplement, and amending Section 13 of Chapter 2 of House Bill No. 149 of the Twenty-First Legislature of the State of Oklahoma, same being Section 45.13 of Title 59 of the Oklahoma Statutes, 1947 Supplement, relating to the practice of architecture in the State of Oklahoma and regulating the practice thereof; and declaring an emergency.

1st Reading ---- 379
2nd Reading ---- 384
CR ---- 490
Considered, advanced, 3rd Reading and to House ---- 606-607
4th Reading ---- 625

ENGROSSED HOUSE BILL NO. 50—Ozmun, Smalley and Harkey—An Act providing for the appointment of commissioners to the National Conference of Commissioners on Uniform State Laws and for support of the work of said conferences; providing that the commissioners so appointed shall constitute an advisory committee to the Legislature, to the Governor, and to the State Legislative Council; prescribing the duties, qualifications and terms of such commissioners; providing for severability of provisions and repealing all laws and parts of laws in conflict with Section 3 hereof.

1st Reading ---- 321
2nd Reading ---- 323
CR ---- 374
Considered, advanced, 3rd Reading and to House ---- 989-990
4th Reading ---- 1015

ENGROSSED HOUSE BILL NO. 51—By Williams and Sims—An Act legalizing acknowledgments of all deeds, mortgages, oil and gas leases, powers of attorney and other instruments of writing for the conveyance or incumbrance of any lands, tenements or hereditaments situated within the State heretofore executed and acknowledged or proved in any State, Territory, District of Columbia or foreign country in conformity with the laws of such state, territory, District of Columbia or foreign country or in conformity with the Federal Statutes; and declaring an emergency.

1st Reading ---- 162
2nd Reading ---- 164
CR ---- 186
Considered, advanced, 3rd Reading and referred for engrossment ---- 189-190
Engrossed and to House ---- 193
SAs concurred in, bill passed as amended ---- 216
4th Reading ---- 221

ENGROSSED HOUSE BILL NO. 52—By Committee on Public Health—An Act relating to fluid market milk; dealing with labeling and grading of milk and milk products; prohibiting adulterated and misbranded milk and milk products; prescribing powers, duties and functions of State Board of Health and State Commissioner of Health; providing for establishment and promulgation of rules and regulations; making violations of Act misdemeanors; providing that Act shall not prevent cities and towns from fixing higher standards of fluid market milk than those fixed by Act; and declaring an emergency.

1st Reading ---- 915
2nd Reading ---- 922

ENGROSSED HOUSE BILL NO. 53—By Committee of Public Health—An Act making it unlawful to erect, construct or remodel any building for use as a hospital, sanatorium or nursing home, or for the purpose of providing hospitalization and/or care for human beings requiring or receiving hospitalization or convalescent care, unless plans therefor have

and ending June 30, 1951; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---- 598
2nd Reading ---- 602
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment---- 867
Engrossed and to House ---- 905
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 62—By Committee on Appropriations—An Act making appropriations for the support of the Oklahoma Planning and Resources Board for the fiscal years ending June 30, 1950, and June 30, 1951; creating certain positions therein and fixing the salaries therefor; authorizing the Oklahoma Planning and Resources Board to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; making appropriations non-fiscal; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 751
2nd Reading ---- 760
CR ---- 794
Considered, advanced, 3rd Reading and referred for engrossment---- 868
Engrossed and to House ---- 893
SAs concurred in, bill passed as amended ---- 915
4th Reading ----957-958

ENGROSSED HOUSE BILL NO. 63—By Committee on Appropriations—An Act making appropriations from the emergency appropriation fund in the State Treasury to be expended by the Oklahoma Planning and Resources Board; making appropriations non-fiscal; and declaring an emergency.

1st Reading ---- 599
2nd Reading ---- 602
CR ---- 760
Considered, advanced, 3rd Reading and to House----867-868
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 65—By Harkey of the House and Gary of the Senate—An Act making appropriation for the support and maintenance of the State Adjutant General's department (Oklahoma National Guard) for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the adjutant general and authorizing the State Adjutant General to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 17, House Bill 438, R.S., Twenty-first Legislature, effective July 1, 1949; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 462
2nd Reading ---- 465
CR and re-referred to Committee ---- 570
CR and re-referred to Committee ---- 615
CR ---- 718
Considered, advanced, 3rd Reading and to House----869-870
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 66—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriation from the Emergency Appropriation Fund in the State Treasury to the Depart-

ment of Public Safety for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 244
2nd Reading and to Calendar ---- 256
Considered, advanced, 3rd Reading and to House ---- 259-260
4th Reading ---- 268

ENGROSSED HOUSE BILL NO. 67—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the Western Oklahoma Tuberculosis Sanatorium, Clinton, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 180
2nd Reading ---- 184
CR ---- 209
Considered, advanced, 3rd Reading and to House ---- 227-228
4th Reading ---- 241

ENGROSSED HOUSE BILL NO. 68—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the School for the Deaf, Sulphur, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 180
2nd Reading ---- 184
CR ---- 211
Considered, advanced, 3rd Reading and to House ---- 219
4th Reading ---- 225

ENGROSSED HOUSE BILL NO. 69—By Committee on Public Health —An Act amending 63 O. S. 1941 § 332; providing that certain houses, cabins and other structures shall be deemed rooming houses; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148
CR ---- 158
Considered, advanced, 3rd Reading and to House ---- 199
4th Reading ---- 207

ENGROSSED HOUSE BILL NO. 70—By Larason—An Act amending 68 O. S. Par. 15.4 relating to the definition of personal property for the purpose of taxation; and declaring an emergency.

1st Reading ---- 135
2nd Reading ---- 143
CR ---- 305
Considered, advanced, 3rd Reading and to House ---- 487-488
4th Reading ---- 509

ENGROSSED HOUSE BILL NO. 71 —By Eubanks—An Act requiring applicants for nonintoxicating beverage permits as additional qualifications to make proof of residence in this State and the county where permit is sought; providing for service of notice on corporate persons; and declaring an emergency.

1st Reading ---- 255
2nd Reading ---- 259
CR ---- 322
Considered, advanced, 3rd Reading and referred for engrossment ---- 510
Engrossed and to House ---- 522
SAs concurred in, bill passed as amended ---- 569
4th Reading ---- 569

and ending June 30, 1951; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---- 598
2nd Reading ---- 602
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment---- 867
Engrossed and to House ---- 905
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 62—By Committee on Appropriations—An Act making appropriations for the support of the Oklahoma Planning and Resources Board for the fiscal years ending June 30, 1950, and June 30, 1951; creating certain positions therein and fixing the salaries therefor; authorizing the Oklahoma Planning and Resources Board to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; making appropriations non-fiscal; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 751
2nd Reading ---- 760
CR ---- 794
Considered, advanced, 3rd Reading and referred for engrossment---- 868
Engrossed and to House ---- 893
SAs concurred in, bill passed as amended ---- 915
4th Reading ----957-958

ENGROSSED HOUSE BILL NO. 63—By Committee on Appropriations—An Act making appropriations from the emergency appropriation fund in the State Treasury to be expended by the Oklahoma Planning and Resources Board; making appropriations non-fiscal; and declaring an emergency.

1st Reading ---- 599
2nd Reading ---- 602
CR ---- 760
Considered, advanced, 3rd Reading and to House----867-868
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 65—By Harkey of the House and Gary of the Senate—An Act making appropriation for the support and maintenance of the State Adjutant General's department (Oklahoma National Guard) for the fiscal years ending June 30, 1950 and June 30, 1951; fixing the salary of the adjutant general and authorizing the State Adjutant General to create positions, make the appointment and fix the salary of such personnel as is necessary to carry out the purposes for which these appropriations are made; repealing Section 17, House Bill 438, R.S., Twenty-first Legislature, effective July 1, 1949; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 462
2nd Reading ---- 465
CR and re-referred to Committee ---- 570
CR and re-referred to Committee ---- 615
CR ---- 718
Considered, advanced, 3rd Reading and to House----869-870
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 66—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriation from the Emergency Appropriation Fund in the State Treasury to the Depart-

ment of Public Safety for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 244
2nd Reading and to Calendar ---- 256
Considered, advanced, 3rd Reading and to House ---- 259-260
4th Reading ---- 268

ENGROSSED HOUSE BILL NO. 67—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the Western Oklahoma Tuberculosis Sanatorium, Clinton, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 180
2nd Reading ---- 184
CR ---- 209
Considered, advanced, 3rd Reading and to House ---- 227-228
4th Reading ---- 241

ENGROSSED HOUSE BILL NO. 68—By Harkey of the House, and Gary of the Senate—An Act making supplemental appropriations for the support and maintenance of the School for the Deaf, Sulphur, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---- 180
2nd Reading ---- 184
CR ---- 211
Considered, advanced, 3rd Reading and to House ---- 219
4th Reading ---- 225

ENGROSSED HOUSE BILL NO. 69—By Committee on Public Health —An Act amending 63 O. S. 1941 § 332; providing that certain houses, cabins and other structures shall be deemed rooming houses; and declaring an emergency.

1st Reading ---- 146
2nd Reading ---- 148
CR ---- 158
Considered, advanced, 3rd Reading and to House ---- 199
4th Reading ---- 207

ENGROSSED HOUSE BILL NO. 70—By Larason—An Act amending 68 O. S. Par. 15.4 relating to the definition of personal property for the purpose of taxation; and declaring an emergency.

1st Reading ---- 135
2nd Reading ---- 143
CR ---- 305
Considered, advanced, 3rd Reading and to House ---- 487-488
4th Reading ---- 509

ENGROSSED HOUSE BILL NO. 71 —By Eubanks—An Act requiring applicants for nonintoxicating beverage permits as additional qualifications to make proof of residence in this State and the county where permit is sought; providing for service of notice on corporate persons; and declaring an emergency.

1st Reading ---- 255
2nd Reading ---- 259
CR ---- 322
Considered, advanced, 3rd Reading and referred for engrossment ---- 510
Engrossed and to House ---- 522
SAs concurred in, bill passed as amended ---- 569
4th Reading ---- 569

ENGROSSED HOUSE BILL NO. 73—By Field, Anderson, Burton, Davidson, Griffin, Johnston, Long, McColgin, Nall, Pitman, Reeder, Stipe, Sumrall, Trent, Wagner, and Wallace (Custer)—An Act amending Title 18, Section 437.2 O. S. 1941 relating to rural electric cooperative; powers and including the power of eminent domain; and declaring an emergency.

1st Reading ---------- 220
2nd Reading ---------- 226
CR ---------- 278
Considered, advanced, 3rd Reading and to House ---------- 324-325
4th Reading ---------- 346

ENGROSSED HOUSE BILL NO. 74—By Nix—An Act relating to proofs of loss required by insurance policies, or by law; providing when the insurance company may assert the failure to render a proof of loss; providing for the furnishing of blank forms for proof of loss and warning the insured of the necessity for execution of the same, with an extension of time for rendering such proof of loss; and providing that the requirements hereof cannot be waived.

1st Reading ---------- 167
2nd Reading ---------- 173
CR ---------- 388
Considered, advanced, 3rd Reading and referred for engrossment ---------- 451-452
Engrossed and to House ---------- 471
SAs concurred in, bill passed as amended ---------- 492
4th Reading ---------- 492

ENGROSSED HOUSE BILL NO. 75—By Veterans and Military Affairs Committee—An Act making appropriations for the support of the State Veterans Department created by House Bill 247, R. S. 21st Legislature, for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the War Veterans Commission of Oklahoma to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; appropriating moneys and prescribing regulations for its expenditure in the support, maintenance and education of destitute minor dependents of veterans; providing for the transfer of funds; making appropriations non-fiscal; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---------- 462
2nd Reading ---------- 465
CR and re-referred to Committee ---------- 570
CR and re-referred to Committee ---------- 615
CR ---------- 626
Considered, advanced, 3rd Reading and to House ---------- 646-647
4th Reading ---------- 697

ENGROSSED HOUSE BILL NO. 76—By House Committee on Appropriations—An Act making appropriations for the support and maintenance of the Oklahoma State Veterans Hospital for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the controlling board of said institution to create positions, make the appointment and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; and declaring an emergency.

1st Reading ---------- 462
2nd Reading ---------- 465
CR ---------- 568
Considered, advanced, 3rd Reading and to House ---------- 579
4th Reading ---------- 601

ENGROSSED HOUSE BILL NO. 77—By Committee on Veterans and Military Affairs—An Act making appropriations for the construction of a

storage warehouse at the Oklahoma State Veterans Hospital, Sulphur, Oklahoma; and declaring an emergency.

1st Reading ---- 462
2nd Reading ---- 465

ENGROSSED HOUSE BILL NO. 78—By Larason—An Act relating to weights and measures; dealing with weighing and measuring devices; providing for a state director of weights and measures and deputy and inspectors and prescribing their powers, duties and functions and providing for the payment of their compensation and expenses of administering act; fixing duties of State Board of Agriculture; making certain acts misdemeanors; defining terms used in act; repealing 83 O. S. 1941 § § 1 to 7, inclusive, and conflicting laws.

1st Reading ---- 225
2nd Reading ---- 232
CR ---- 295
Considered, advanced, 3rd Reading and referred for engrossment---- 472
Engrossed and to House ---- 477
SAs rejected, Conference requested and H. Conferees named ---- 492
Conference granted and S. Conferees appointed ---- 492
CC Report read ---- 561
CC Report adopted, bill passed as amended and to House ---- 565
4th Reading ---- 583

ENGROSSED HOUSE BILL NO. 79—By Larason, Andrews, Bohannon, Brewer, Burton, Card, Douglas (Harper), Griffin, Kouns, Laing, McColgin, Morris, Ownby, Reeder, Seids, Smith (Rogers), Stipe, Trent, Williams and Wolfe—An Act relating to economic poisons; defining terms used in act; regulating the distribution and sale of economic poisons, providing for registration thereof and fixing fees therefor; prescribing duties and functions of State Board of Agriculture; providing for confiscation and condemnation of certan economic poisons and making violations of act misdemeanors; fixing effective date of act.

1st Reading ---- 244
2nd Reading ---- 256
CR ---- 271
Considered, advanced, 3rd Reading and referred for engrossment---318-319
Engrossed and to House ---- 323
SAs concurred in, bill passed as amended ---- 335
4th Reading ---- 335

ENGROSSED HOUSE BILL NO. 83—By Anglin—An Act relating to guardianship proceedings; providing for the presumption of restoration to competency, in certain cases, of persons for whom guardians are appointed on grounds of mental incompetence of said persons to manage their property and affairs; and declaring an emergency.

1st Reading ---- 368
2nd Reading ---- 369
CR ---- 374
Re-referred to Committee ---- 376
CR ---- 906
Considered, advanced, 3rd Reading and referred for engrossment--933; 935-936
Engrossed and to House ---- 957
SAs concurred in, bill passed as amended ---- 981
4th Reading ---- 1000

ENGROSSED HOUSE BILL NO. 84—By Larason—An Act relating to fruits and vegetables; dealing with grades therefor; regulating use of used containers; providing for labeling, marking and tagging; dealing with false representations and suppressing unfair marketing practices; providing for wholesaler's licenses and fixing fees therefor; defining terms; giving

right of entry and opening for enforcement of Act; making violations of Act misdemeanors; repealing conflicting laws.

1st Reading ---- 199
2nd Reading ---- 204
CR ---- 214
Considered, advanced, 3rd Reading and to House----355; 484-485
4th Reading ---- 492

ENGROSSED HOUSE BILL NO. 86—By Smalley—An Act authorizing and directing the State Board of Public Affairs to purchase certain described lands in Cleveland County, Oklahoma, for the use and benefit of the Central State Hospital, Norman, Oklahoma; making an appropriation therefor.

1st Reading ---- 193
2nd Reading ---- 197
CR and re-referred to Committee ---- 322
CR ---- 336
Considered, advanced, 3rd Reading and to House---- 347
4th Reading ---- 360

ENGROSSED HOUSE BILL NO. 87—By Labor Relations Committee of the House—An Act relating to the practice of barbering in the State of Oklahoma and to the compensation of the State Board of Barber Examiners; amending 59 O. S. 1941 § 82; and declaring an emergency.

1st Reading ---- 259
2nd Reading ---- 268
CR ---- 323
Considered, advanced, 3rd Reading and to House---- 396
4th Reading ---- 411

ENGROSSED HOUSE BILL NO. 88—By Laing—An Act amending Section 1, Paragraph (H), Chapter 6H, Title 19, page 199, Oklahoma Session Laws 1947, fixing the salaries of certain deputy county officers; and declaring an emergency.

1st Reading ---- 142
2nd Reading and to Calendar ---- 148
Considered, advanced, 3rd Reading and to House---- 160
4th Reading ---- 167

ENGROSSED HOUSE BILL NO. 89—By Laing and Stipe—An Act amending Title 56, Oklahoma Statutes, 1941, Section 164, Paragraph D, by requiring that children, if of school age, that age being determined by the district school board wherein parents of said child reside, must be regularly enrolled and attending school in order to be eligible for assistance; and declaring an emergency.

1st Reading ---- 225
2nd Reading ---- 232
CR ---- 388
Considered, advanced, 3rd Reading and referred for engrossment---- 490
Engrossed and to House ---- 502
SAs concurred in, bill passed as amended---- 531
4th Reading ---- 532

ENGROSSED HOUSE BILL NO. 90—By Ozmun—An Act amending Section 1, Chapter 4c, Title 20, Page 93, Oklahoma Session Laws 1945; Section 168, Title 20, Oklahoma Statutes 1941; fixing the salary of the official court reporter referred to therein; and declaring an emergency.

1st Reading ---- 200
2nd Reading ---- 204
CR ---- 286

Considered, advanced ---- 451
3rd Reading and referred for engrossment ---- 454
Engrossed and to House ---- 471
SAs concurred in, bill passed as amended ---- 569
4th Reading ---- 569

ENGROSSED HOUSE BILL NO. 91—By Harkey and Russell of the House and Gary of the Senate—An Act permitting the State of Oklahoma and political subdivisions to participate in Federal Social Security benefits; and declaring an emergency.

1st Reading ---- 600
2nd Reading ---- 602
CR ---- 626

ENGROSSED HOUSE BILL NO. 92—By Committee on Business and Industry—An Act relating to the collection, payment and dishonor of demand items by banks and the revocation of credit for, and payment of, such items; and declaring an emergency.

1st Reading ---- 181
2nd Reading ---- 184
CR ---- 199
Considered, advanced, 3rd Reading and to House ---- 529
4th Reading ---- 540

ENGROSSED HOUSE BILL NO. 93—By Reynolds (Ottawa), Bailey (Kay), Boatman, Fronterhouse, Nix, Russell and Stipe—An Act providing for workmen's death benefits to dependents of deceased employees fatally injured in hazardous industries, placing the supervision of the Act under the State Industrial Commission and adopting procedural and other rules applicable in workmen's compensation cases; fixing liability of employers to procure, secure, and pay compensation, providing for schedules of such payments based on surviving dependents, and defining such dependency; providing funeral and burial expenses, medical attention and expenses of last sickness and disability payments from period of injury to death; preserving right of action in courts for damages and providing election of remedies and limiting court defenses on failure to secure or otherwise provide insurance of benefits; directing payments to the estate of the deceased in absence of dependents, and outlining certain procedure and authorizing promulgation of additional rules and regulations to effect purposes of Act.

1st Reading ---- 221
2nd Reading ---- 226
CR ---- 383
Considered and made Special Order ---- 525; 528-529
Considered, advanced, 3rd Reading and referred for engrossment ---- 573-574
Engrossed and to House ---- 587
SAs rejected, Conference requested and H. Conferees named ---- 640
Conference granted and S. Conferees appointed ---- 695; 707
CC Report read ---- 736
CC Report adopted, bill passed as amended and to House ---- 895-896
4th Reading ---- 930

ENGROSSED HOUSE BILL NO. 94—By Wallace (Grady) and Lance of the House and Jelks of the Senate—An Act relating to the court fund of counties having a population of less than fifty thousand (50,000), and having a certain bonded indebtedness, and having a surplus in the court fund of Seventy-Five Thousand Dollars ($75,000.00), or more; providing for transfer of the surplus of such fund to the sinking fund and to a special fund created herein; and declaring an emergency.

1st Reading ---- 181
2nd Reading ---- 184
CR ---- 211

Considered, advanced, 3rd Reading and to House 235
4th Reading 244

ENGROSSED HOUSE BILL NO. 98—By Morris, Camp, Carmichael, Brewer and Romang—An Act relating to elections; changing the time of opening of polls in precincts in cities of the first-class and in precincts surrounding, bounding or adjoining cities of the first-class; amending Title 26, Section 251, Oklahoma Statutes, 1941; and declaring an emergency.

1st Reading 184
2nd Reading 188
CR 286
Considered and Indefinitely Postponed 510
Vote reconsidered by which Indefinitely Postponed and re-referred to Committee 544
CR 552
Wd from Calendar and re-referred to Committee 590
CR 597
Considered, advanced, 3rd Reading and ML 603
Referred for engrossment 616
Engrossed and to House 626
Returned by House and referred to Committee 640

ENGROSSED HOUSE BILL NO. 99—By Cannon, Haworth and Langley (Muskogee)—An Act relating to separate schools; amending 70 O. S. 1941 § 907.7, relating to county separate school improvement bonds to confer certain authority over the expenditure of the proceeds thereof upon the Board of Education of independent school districts located in counties having a population of not less than sixty-five thousand nine hundred (65,900) and not more than sixty-five thousand nine hundred fifty (65,950) according to the next preceding federal decennial census; and declaring an emergency.

1st Reading 150
2nd Reading 152
Wd from Committee and to Calendar 153
Considered, advanced, 3rd Reading and to House 159
4th Reading 164

ENGROSSED HOUSE BILL NO. 101—By Harkey—An Act making appropriations for the support of the Pardon and Parole Office for the fiscal years ending June 30, 1950, and June 30, 1951; authorizing the governor and the pardon and parole officer to appoint qualified persons to positions authorized herein; repealing that portion of Section 2, House Bill 438, R. S., Twenty-first Legislature, pertaining to the Pardon and Parole Board; effective July 1, 1949; repealing all other laws in conflict herewith; and declaring an emergency.

1st Reading 462
2nd Reading 465
CR 568
Considered, advanced, 3rd Reading and to House 579-580
4th Reading 601

ENGROSSED HOUSE BILL NO. 102—By Committee on Appropriations—An Act making an appropriation from the General Revenue Fund of the State for the operation of the Oklahoma Aviation Commission for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Oklahoma Aviation Commission to appoint qualified persons to positions authorized herein; and declaring an emergency.

1st Reading 462
2nd Reading 465
CR 568

Considered, advanced, 3rd Reading and to House 580
4th Reading 601

ENGROSSED HOUSE BILL NO. 103—By Harkey of the House, and Gary of the Senate—An Act making appropriations for the support of the Board of Examiners in Optometry for the fiscal years ending June 30, 1950 and June 30, 1951; authorizing the Board of Examiners in Optometry to employ and fix the salaries of such personnel as is necessary to carry out the purposes for which these appropriations are made; making provisions of this Act cumulative and severable; and declaring an emergency.

1st Reading 462
2nd Reading 465
CR 568
Considered, advanced, 3rd Reading and to House 866-867
4th Reading 904

ENGROSSED HOUSE BILL NO. 105—By Garvin, Evans, Allen, Disney, Douglas (Bryan), Morris, Reynolds (Oklahoma), and Tate—An Act relating to exceptions to rulings and orders of courts; repealing 12 O. S. 1941 § 631, 632, 633, 634, 635, 636 and 637, and all other laws and parts of laws in conflict herewith.

1st Reading 181
2nd Reading 184
CR 341

ENGROSSED HOUSE BILL NO. 106—By Hawthorne and Autry—An Act relating to the nomination and election of representatives from LeFlore County to the Legislature of Oklahoma; and repealing Section 1, Chapter 3, Title 14, Page 35, Oklahoma Session Laws 1943, in so far as said Section relates to the nomination and election of such representatives.

1st Reading 146
2nd Reading 148
CR 175
Considered, advanced, 3rd Reading and to House 185-186
4th Reading 193

ENGROSSED HOUSE BILL NO. 107—By Russell and Ownby—An Act amending 74 O. S. 1941, Section 176 providing that the Department of Public Welfare shall inspect and license certain places and perform other duties in relation thereto; and declaring an emergency.

1st Reading 516
2nd Reading 523
CR 582
Considered, advanced, 3rd Reading and to House 988-989
4th Reading 1015

ENGROSSED HOUSE BILL NO. 108—By Wallace (Oklahoma), Allen, Box, Brickell, Cunningham, Disney, Oliver, Reynolds (Oklahoma), and Sherman—An Act relating to the courts of common pleas; fixing the salaries of official court reporters thereof in all counties of the State of Oklahoma having a population in excess of two hundred twenty-five thousand (225,000) people, according to the last decennial census; authorizing the payment of a portion thereof from the court fund of the county; and declaring an emergency.

1st Reading 167
2nd Reading 173
CR 211
Considered, advanced, 3rd Reading and to House 229
4th Reading 241

ENGROSSED HOUSE BILL NO. 109—By Speakman, Allard and Shibley of the House and Collins of the Senate—An Act authorizing the County Attorney, the County Judge, and the District Judge or Judges of any county in this State which has no indebtedness for the erection of a county courthouse to direct the Court Clerk to transfer by voucher any surplus moneys and/or securities not in excess of ten thousand dollars ($10,000.00) in such court fund to a special fund or account, to be used only for certain specified purposes; and making provisions to meet the requirements herein; and fixing the time limit of transfers hereunder; and providing for the termination of this Act; and declaring an emergency.

1st Reading ---- 150
2nd Reading ---- 152
CR ---- 172
Considered, advanced, 3rd Reading and to House ---- 197-198
4th Reading ---- 207

ENGROSSED HOUSE BILL NO. 110—By Committee on Business and Industry—An Act relating to and governing the renting and use of safe deposit boxes; and repealing Section 310 of Title 6, Oklahoma Statutes Annotated, and all acts and parts thereof in conflict herewith.

1st Reading ---- 259
2nd Reading ---- 268
CR ---- 299
Considered, advanced, 3rd Reading and referred for engrossment ---- 612; 675
Engrossed and to House ---- 694
SAs concurred in, bill passed as amended ---- 749
4th Reading ---- 761

ENGROSSED HOUSE BILL NO. 111—By Dyer—An Act defining nongame commercial fishes; regulating and prescribing the manner and method of capturing or taking same; permitting the removal thereof from private ponds, municipal lakes and State lakes under certain conditions and regulations; defining and prescribing the character and kind of nets and seines and devices that may be used and prohibiting the taking thereof by any other means; authorizing the designation by the State Game and Fish Commission of the waters, lakes and streams in which commercial fishing may be permitted; providing for the issuance of licenses to bonded commercial fishermen and fish peddlers and prescribing the fees therefor; etc.

1st Reading ---- 314
2nd Reading ---- 315
CR ---- 663
Considered, advanced, 3rd Reading and referred for engrossment ---- 991-992
Engrossed and to House ---- 1007

ENGROSSED HOUSE BILL NO. 117—By Smith (Rogers)—An Act requiring all foreign and domestic insurance companies doing business in Oklahoma, including reciprocal or inter-insurance exchanges, and Lloyds associations, to file with the State Insurance Commissioner within one hundred twenty (120) days after the expiration of the calendar year 1949, and each succeeding calendar year, sworn reports setting forth loss experience by classes of insurance issued in the State of Oklahoma during the preceding calendar year on truck insurance, theft insurance and collision insurance on local, intermediate and long hauls.

1st Reading ---- 294
2nd Reading ---- 293

ENGROSSED HOUSE BILL NO. 118—By Shibley—An Act relating to the cancellation of Workmen's Compensation policies of insurance, providing for payroll audits and return of unearned premiums, making violation of this

act a misdemeanor, providing punishment therefor, making the provisions hereof severable, repealing conflicting laws; and declaring an emergency.

1st Reading ---- 340
2nd Reading ---- 347
CR ---- 669
Considered, advanced, 3rd Reading and referred for engrossment ---- 979-980
Engrossed and to House ---- 996
SAs concurred in, bill passed as amended ---- 1017
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 119—By Harkey of the House, and Gary of the Senate—An Act appropriating Forty Thousand Dollars ($40,000.00) to be used and expended by the State Superintendent of Public Instruction in compliance with 70 O. S. 1941 § § 265, 266, 281b and 571; and declaring an emergency.

1st Reading ---- 405
2nd Reading ---- 407
CR and re-referred to Committee ---- 518
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment ---- 654-655
Engrossed and to House ---- 667
SAs concurred in, bill passed as amended ---- 718
4th Reading ---- 728

ENGROSSED HOUSE BILL NO. 120—By Dunlap, Biles, Billingsley, Fronterhouse, and Peak—An Act relating to the public schools of Oklahoma; establishing a code for the public school system of the State; prescribing the powers, duties and functions of the State Board of Education, State Superintendent of Public Instruction, school districts and boards of education; the State Textbook Committee and local textbook committees and prescribing their powers, duties and functions; establishing a system for the retirement of teachers and other employees and activities of public schools and educational institutions; etc.

1st Reading ---- 338
2nd Reading ---- 347
CR and re-referred to Committee ---- 568
CR and made Special Order ---- 576
Considered, advanced, 3rd Reading and referred for engrossment ---- 627-631
Engrossed and to House ---- 645
SAs rejected, Conference requested and H. Conferees named ---- 692
Conference granted and S. Conferees appointed ---- 692
CC Report rejected by House; further Conference requested and H. Conferees re-named ---- 878
Further Conference granted and S. Conferees re-appointed ---- 878
Further CC Report adopted, bill passed as amended and to House ---- 907-908
4th Reading ---- 990

ENGROSSED HOUSE BILL NO. 121—By Langley (Muskogee)—An Act relating to the sale of oil and gas leases and other mining leases by trustees; amending 60 O. S. 1941 § 72 so as to provide that such leases shall be approved by the district court; and declaring an emergency.

1st Reading ---- 338
2nd Reading ---- 347
CR and re-referred to Committee ---- 760

ENGROSSED HOUSE BILL NO. 122—By Langley (Muskogee)—An Act relating to service by publication; amending 12 O. S. 1941 § 172 so as to provide that the affidavit provided therein may be made by plaintiff or his attorney; and declaring an emergency.

1st Reading ---- 338

2nd Reading ---- 212
CR ---- 286
Re-referred to Committee ---- 396
CR ---- 789
Stricken from the Calendar ---- 934

ENGROSSED HOUSE BILL NO. 126—By Bullard of the House, and Nance of the Senate—An Act relating to the taxation of intangible personal property; amending Title 68, Oklahoma Statutes 1941, Section 1502, as amended by Section 1 of HB 260, Session Laws 1947; providing the rate of levy, time and method of assessment, and the apportionment of said tax.

1st Reading ---- 208
2nd Reading ---- 212
CR ---- 233
Considered, advanced, 3rd Reading and to House ---- 309
4th Reading ---- 321

ENGROSSED HOUSE BILL NO. 127—By Eubanks, Allard, Anderson, Berry, Card, Lance, Ownby, Ozmun, Tate, Wagner, and Wallace (Grady) —An Act authorizing the creation of a County Cemetery Association in any county of this State; providing for the selection of the members thereof; providing for the levying of an ad valorem tax for the upkeep and beautification of publicly owned cemeteries and other cemeteries not owned and maintained by any individual or actively operating private cemetery association, corporation, or fraternal or religious group; providing for the repeal of Sections 89, 92 and 93 of Title 8 of the Oklahoma Statues; and declaring an emergency.

1st Reading ---- 314
2nd Reading ---- 315
CR ---- 388
Considered, advanced, 3rd Reading and referred for engrossment ---- 651
Engrossed and to House ---- 667
SAs concurred in, bill passed as amended ---- 707
4th Reading ---- 728

ENGROSSED HOUSE BILL NO. 128—By Langley (Muskogee)—An Act amending Section 989i, Title 68, O. S. 1941, relating to taxes on the estates of deceased persons; fixing liability for payment of such taxes and providing for sale of properties where necessary to pay same; making such taxes a lien on the properties of estates; providing for the duration and termination of liens for taxes; and declaring an emergency.

1st Reading ---- 314
2nd Reading ---- 315
CR ---- 388

ENGROSSED HOUSE BILL NO. 129—By House Committee on Appropriations—An Act providing for the installation and maintenance of cost accounting records at State penal and eleemosynary institutions; placing the administration and supervision of this Act under the control of the State Board of Public Affairs; requiring the State Examiner and Inspector to install said system; providing the method of allocating administrative overhead; providing the method of determining factory cost in manufacturing industries; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading ---- 280
2nd Reading ---- 289
CR ---- 730
Considered, advanced, 3rd Reading and referred for engrossment ---- 740
Engrossed and to House ---- 767

SAs concurred in, bill passed as amended 958
4th Reading 990

ENGROSSED HOUSE BILL NO. 130—By Field of the House, and Leonard of the Senate—An Act making an appropriation from the Emergency Appropriation Fund to the Oklahoma State Planning and Resources Board to be used for the construction of a permanent museum building for the No Man's Land Historical Society to be located at Goodwell, Oklahoma; providing for the management, maintenance and repair of said property; providing for cooperation by the Oklahoma State Planning and Resources Board with State educational and any federal agency or agencies in the operation and maintenance of said museum; providing for use of the appropriation in conjunction with funds of the No Man's Land Historical Society; providing that the provisions of this Act are severable; and declaring an emergency.

1st Reading 236
2nd Reading 245
CR and re-referred to Committee 278
CR 322
Considered, advanced, 3rd Reading and to House 326
4th Reading 335

ENGROSSED HOUSE BILL NO. 133—By Bullard of the House, and Nance of the Senate—An Act relating to nonintoxicating beverage tax amending Section 3, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the levying of a tax upon nonintoxicating beverages, and, amending Section 12, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, relating to the bond of license wholesale and retail dealers in nonintoxicating beverages and providing for additional bond for wholesaler, and providing for the cancellation of wholesaler's license and declaring the tax due upon stock on hand upon the failure to post additional bond; amending Section 9, Chapter 2, Title 37, Session Laws of Oklahoma, 1947, and providing a penalty for retail dealers operating without effective permit; and declaring an emergency.

1st Reading 208
2nd Reading 212
CR 233
House requests return of and bill returned 236
1st Reading 247
2nd Reading 256
CR 322
Considered, advanced, 3rd Reading and referred for engrossment 349-350
Engrossed and to House 353
SAs rejected, Conference requested and H. Conferees named 368
Conference granted and S. Conferees appointed 368
CC Report adopted, bill passed as amended and to House 520-521
4th Reading 532

ENGROSSED HOUSE BILL NO. 134—By Smith (Rogers), Allen,, Andrews, Boatman, Harkey, Jennings and Russell of the House and Medlock of the Senate—An Act relating to the pecan industry; defining terms; creating the Oklahoma Pecan Marketing Advisory Commission; granting certain duties, authorities and powers to the chairman of the Oklahoma Planning and Resources Board; levying a tax; providing for licenses; creating the Oklahoma Pecan Marketing Fund; providing penalties; and providing a severability clause.

1st Reading 225
2nd Reading 232
CR 379
Considered, advanced, 3rd Reading and ML 689; 705; 727-728
Vote reconsidered, bill passed and ML 748-749

Vote reconsidered and Indefinitely Postponed 775-776
Request to revive bill objected to 831

ENGROSSED HOUSE BILL NO. 136—By Nix—An Act levying a motor fuels production tax of one cent (1c) per gallon on gasoline or motor fuel and defining terms; providing for the appropriation and distribution of revenue to the state, counties and cities for the construction and maintenance of highways and streets; providing for the manner, method and time of collecting, reporting and payment of tax; and etc.

1st Reading 1017-1018

ENGROSSED HOUSE BILL NO. 137—By Stipe—An Act amending Title 21, Chapter 69, Section 1772, O. S. 1941, relating to destruction and carrying away of pecans at night; and declaring an emergency.

1st Reading 193
2nd Reading 197
CR 233

ENGROSSED HOUSE BILL NO. 139—By Langley (Adair)—An Act repealing Section 1, Chapter 6, Title 19, Page 190, Oklahoma Session Laws 1947; relating to and providing for the election and terms of office of the officers of the several counties of the State; and declaring an emergency.

1st Reading 787
2nd Reading 791
CR 805
Considered, advanced, 3rd Reading and referred for engrossment 933-934
Engrossed and to House 957

ENGROSSED HOUSE BILL NO. 140—By Brickell and Bullard—An Act repealing House Bill 513, Session Laws 1945, relating to additional investigators and enforcement officers in the Department of Public Safety; and declaring an emergency.

1st Reading 338
2nd Reading 347
CR 374
Considered, advanced, 3rd Reading and to House 962
4th Reading 990

ENGROSSED HOUSE BILL NO. 141—By Cunningham, Brickell, Box, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma)—An Act amending Chapter 4a, House Bill No. 190, Session Laws of Oklahoma, 1945, relating to the office of baliff 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 or parts of acts in conflict herewith; and declaring an emergency.

1st Reading 181
2nd Reading 184
CR 199
Considered, advanced, 3rd Reading and referred for engrossment 228-229
Engrossed and to House 232
SAs concurred in, bill passed as amended 256
4th Reading 256

ENGROSSED HOUSE BILL NO. 144—By Langley (Muskogee)—An Act creating and relating to municipal courts for cities having a population in excess of thirty-two thousand (32,000) and not exceeding sixty-five thousand (65,000) inhabitants located in counties having a population in excess of sixty-five thousand (65,000) and not exceeding one hundred and thirty thousand (130,000) inhabitants as shown by the 1940 decennial Federal census or any subsequent decennial Federal census; defining the juris-

diction thereof; providing a code of procedure therefor; providing for appointment of a judge and clerk therefor; making provisions of Act severable; providing effective date of Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 202
2nd Reading ---- 209
CR ---- 823
Considered, advanced, 3rd Reading and referred for engrossment ---- 898-899
Engrossed and to House ---- 921
SAs concurred in, bill passed as amended ---- 981
4th Reading ---- 990

ENGROSSED HOUSE BILL NO. 147—By Box of the House and Jarman of the Senate—An Act appropriating Fifteen Thousand Dollars ($15,000) to the Oklahoma State Regents for Higher Education; providing that said appropriation shall be non-fiscal; declaring the desire of the Legislature as to the expenditure of said appropriation; making the provisions of Act severable; and declaring an emergency.

1st Reading ---- 207
2nd Reading ---- 209
CR ---- 256
Considered, advanced, 3rd Reading and to House ---- 269
4th Reading ---- 287

ENGROSSED HOUSE BILL NO. 149—By Anglin, Billingsley and Blaylock—An Act providing that any religious corporation or society of this State owning a motor vehicle that is used by the corporation or society solely for the furtherance of its religious functions and activities, shall, upon due application therefor, be entitled to receive a motor vehicle license tag from the Oklahoma Tax Commission for a fee of One Dollar ($1.00); and declaring an emergency.

1st Reading ---- 181
2nd Reading ---- 184
CR ---- 196
Considered, advanced, 3rd Reading and referred for engrossment ---- 209-210
Engrossed and to House ---- 212
SAs concurred in, bill passed as amended ---- 224
4th Reading ---- 225

ENGROSSED HOUSE BILL NO. 150—By Lance—An Act pertaining to the manufacture and/or sale of liquefied petroleum gas and the production and inspection thereof; defining certain terms; providing for the regulating of the manufacturing and handling of liquefied petroleum gas; prohibiting the filling of noncode tanks; providing for the certification of the volume of gas delivered to the public; requiring that all manufacturers of tanks selling tanks within the boundaries of Oklahoma shall furnish to the State Fire Marshall of Oklahoma, a list of all tanks sold in Oklahoma and pay a prescribed fee therefor within a certain time, to be placed in the general revenue fund; providing for the inspection of each tank installed within the State of Oklahoma by an inspector from the State Fire Marshall's office; creating the positions of four (4) additional liquefied petroleum gas inspectors and one (1) fuel inspector, fixing their salaries, mileage and expenses and prescribing their duties; providing penalties for violation of this Act; repealing Title 52 O. S. 1941, § 431; providing for the effective date of said Act; and declaring an emergency.

1st Reading ---- 516
2nd Reading ---- 523
CR ---- 615
Considered, advanced, 3rd Reading and to House ---- 833
4th Reading ---- 850-851

ENGROSSED HOUSE BILL NO. 151—By Romang and Camp—An Act amending Title 10 Oklahoma Statutes 1941, Section 115d relating to the county probation officer; increasing the salary of such officer in every county of this State having a population in excess of forty-five thousand (45,000) and less than one hundred thousand (100,000) and a city therein having a population in excess of twenty-eight thousand (28,000) according to the Federal decennial census of 1940 or any future Federal decennial census, and a net assessed valuation in excess of Forty-five Million Dollars ($45,000,000) as certified to the County Excise Board in 1948, or any succeeding biennial assessed valuation so certified; and declaring an emergency.

1st Reading ---- 202
2nd Reading ---- 209
CR ---- 236
Considered, advanced, 3rd Reading and to House ---- 284-285
4th Reading ---- 295

ENGROSSED HOUSE BILL NO. 152—By Wallace (Oklahoma)—An Act amending Title 39, O. S. Section 26, O. S. 1941; providing for the number of justices of the peace and constables for incorporated cities and towns.

1st Reading ---- 661
2nd Reading ---- 666
CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 959-960
4th Reading ---- 990

ENGROSSED HOUSE BILL NO. 153—By Easterly, Burton and Seids—An Act relating to salaries of county officers and their deputies in certain counties; amending Subsection (h) of Section 1, Chapter 6a, Title 19, page 190, O. S. L. 1947; repealing Chapter 6g, Title 19, page 198, O. S. L. 1947; and declaring an emergency.

1st Reading ---- 203
2nd Reading ---- 209
CR ---- 236
Considered, advanced, 3rd Reading and to House ---- 882
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 155—By Tiffany, Box and Harkey—An Act making an appropriation to the Adjutant General out of the emergency appropriation fund for the fiscal year ending June 30, 1948; for payment of expenses of National Guardsmen injured in line of duty; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 404
Considered, advanced, 3rd Reading and to House ---- 547-548
4th Reading ---- 569

ENGROSSED HOUSE BILL NO. 157—By Allen, Davidson, Disney, Forsythe, Jennings, and Oliver—An Act relating to county officers, assistant deputies and employees in counties having a population of not less than 190,000 and not to exceed 244,000 according to the last Federal Census, and having an assessed valuation of not less than $156,000,000; fixing salaries of said officers and providing the number and fixing the salaries of the deputies and employees thereof; amending Section 31, Title 19, Oklahoma Session Laws, 1943, as amended by Chapter 6, 6f and 6w Title 19, Oklahoma Session Laws, 1945, as amended by Chapter 6p, Title 19, Oklahoma Session Laws 1947, and declaring an emergency.

1st Reading ---- 230
2nd Reading ---- 232

CR ---------- 582
Considered, advanced, 3rd Reading and referred for engrossment------953-954
Engrossed and to House ---------- 988
4th Reading ---------- 1015

ENGROSSED HOUSE BILL NO. 158—By Veterans and Military Affairs Committee—An Act amending Senate Bill Number 50, Chapter 4a, Title 47, Session Laws of Oklahoma, 1947, providing for the issuance to disabled war veterans of annual licenses and identification and license plates for the sum of One Dollar ($1.00) per year, where proof is furnished to the State Tax Commission that the automobile to be licensed has been furnished gratis to said veteran by the Government of the United States, or purchased to replace such automobile furnished gratis, providing method of application therefor, and penalty for failure to apply for and secure license and plates; and declaring an emergency.

1st Reading ---------- 181
2nd Reading ---------- 184
CR ---------- 288
Considered, advanced, 3rd Reading and referred for engrossment---- 291
Engrossed and to House ---------- 297
SAs concurred in, bill passed as amended---------- 335
4th Reading ---------- 335

ENGROSSED HOUSE BILL NO. 161—By Tate, Allen and Evans—An Act relating to proceedings for reversing, vacating or modifying judgments or final orders; amending 12 O. S. 1941 § 972; and repealing all laws and parts of laws in conflict herewith.

1st Reading ---------- 585
2nd Reading ---------- 587
CR ---------- 615
Considered, advanced, 3rd Reading and referred for engrossment------649; 882
Engrossed and to House ---------- 893
SAs concurred in, bill passed as amended---------- 957
4th Reading ---------- 990

ENGROSSED HOUSE BILL NO. 162—By Burkhart and Langley (Adair)—An Act relating to the sale and distribution of barbiturates; defining certain terms; prohibiting certain Acts with exceptions; providing for keeping of records; authorizing the State Board of Pharmacy to promulgate rules and regulations; providing penalties; providing that the provisions of this Act shall be severable; and repealing all laws or parts of laws in conflict herewith.

1st Reading ---------- 280
2nd Reading ---------- 289
CR ---------- 346
Considered, advanced, 3rd Reading and referred for engrossment------ 927
Engrossed and to House ----------929-930
SAs concurred in, bill passed as amended---------- 1000
4th Reading ---------- 1015

ENGROSSED HOUSE BILL NO. 163—By Langley (Muskogee), Boatman, Burton, Doty, Henry, McColgin, Oliver, Reynolds (Oklahoma), Sherman, Sugg, Sumrall and Tate—An Act to eliminate the reckless and irresponsible driver from the highways, and to provide for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; defining terms; authorizing the Commissioner of Public Safety to enforce the provisions of this Act and to make rules and regulations and providing for appeal from any order or act of the Commissioner; providing for furnishing of operating records; providing for accident reports, etc.

1st Reading ---------- 440

2nd Reading ---- 442
CR ---- 570
Considered, advanced, 3rd Reading and referred or engrossment---- 729
Engrossed and to House ---- 748
SAs concurred in, bill passed as amended ---- 778
4th Reading ---- 793

ENGROSSED HOUSE BILL NO. 168—By Riggs—An Act relating to partnerships; amending 54 O. S. 1941 Section 45 so as to provide that a general partnership is dissolved as to all the partners by the the death of a partner, unless the partnership agreement provides otherwise.

1st Reading ---- 225
2nd Reading ---- 232
CR ---- 341
Considered, advanced, 3rd Reading and to House---- 351
4th Reading ---- 360

ENGROSSED HOUSE BILL NO. 171—By Davidson, Andrews, Jennings, Forsythe, Disney, Oliver, and Allen—An Act relating to appeals from municipal criminal courts in cities of a population of more than 100,000 according to the last preceding Federal decennial census; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---- 207
2nd Reading ---- 209
CR ---- 286
To Calendar ---- 354
Considered, advanced, 3rd Reading and to House---- 403
4th Reading ---- 424

ENGROSSED HOUSE BILL NO. 172—By Wolfe of the House and Ritzhaupt of the Senate—An Act designating the City of Guthrie, County of Logan, as the official city for the celebration of Oklahoma Day; and declaring an emergency.

1st Reading ---- 226
2nd Reading ---- 232
CR ---- 236
Considered, advanced, 3rd Reading and to House---- 293
4th Reading ---- 305

ENGROSSED HOUSE BILL NO. 173—By Romang and Camp—An Act relating to law libraries in certain counties; amending 19 O. S. 1941, Section 811, as amended by Section 1 of Chapter 18 of Title 19, Oklahoma Session Laws 1947; and declaring an emergency.

1st Reading ---- 247
2nd Reading ---- 256
CR ---- 295
Considered, advanced, 3rd Reading and to House----363-364
4th Reading ---- 373

ENGROSSED HOUSE BILL NO. 174—By Hert—An Act relating to pharmacy; amending 59 O. S. 1941 § 336 so as to provide that the Board of Pharmacy shall employ such full time inspectors as are necessary to carry out the provisions of this act and fix the salary thereof; amending 59 O. S. 1941 § 339 so as to provide that the renewal fee shall be six dollars ($6.00) and that the Board of Pharmacy shall pay over certain sums to the State Pharmaceutical Association; amending 59 O. S. 1941 § 337 so as to provide that the secretary of the Board of Pharmacy shall receive an annual salary to be fixed by said board and all necessary expenses; and repealing 59 O. S. 1941 § 350.

1st Reading ---- 294
2nd Reading ---- 298

CR ---- 336
Considered, advanced, 3rd Reading and referred for engrossment---- 365
Engrossed and to House ---- 366
SAs concurred in, bill passed as amended---- 382
4th Reading ---- 382

ENGROSSED HOUSE BILL NO. 175—By Hert—An Act relating to the Board of Pharmacy; amending 59 O. S. 1941 § 332; providing for appointment and qualifications of the members of the Board of Pharmacy; fixing their term of office; providing for appointment of the secretary by the board from its membership; authorizing the board to fix the salary of the secretary; and fixing the date that this act shall go into effect.

1st Reading ---- 294
2nd Reading ---- 298
CR ---- 760
Considered, advanced, 3rd Reading and referred for engrossment---- 981-982
Engrossed and to House ---- 993

ENGROSSED HOUSE BILL NO. 177—By Langley (Adair) of the House, and Nevins of the Senate—An Act amending Section 89, Title 69, Oklahoma Statutes 1941, relating to audits of the books, records and files of the State Highway Commission; limiting the amount that may be expended annually therefor; providing for additional allotments in event of emergency, and declaring an emergency.

1st Reading ---- 516
2nd Reading ---- 523
CR ---- 602
Considered and advanced ---- 951
3rd Reading and to House ---- 952
4th Reading ---- 983

ENGROSSED HOUSE BILL NO. 178—By Committee on Public Health—An Act to provide for the incorporation and licensing of charitable and benevolent non-profit hospital service and indemnity corporations and non-profit medical service and indemnity corporations; providing for the supervision and regulation thereof by the State Insurance Commissioner; prescribing penalties for the violation of the provisions of this Act; making provisions of this Act severable; repealing conflicting Acts; providing for the effective date thereof; and declaring an emergency.

1st Reading ---- 625
2nd Reading ---- 627
CR ---- 637
Considered, advanced, 3rd Reading and to House ---- 689
4th Reading ---- 708

ENGROSSED HOUSE BILL NO. 179—By Committee on Public Health—An Act amending 59 O. S. 1941 § 493, providing for the requirement of a one-year's internship by applicants prior to licensure.

1st Reading ---- 341
2nd Reading ---- 347
CR ---- 582
Considered, advanced, 3rd Reading and referred for engrossment---- 954-955
Engrossed and to House ---- 982
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 180—By Committee on Public Health—An Act relating to the issuance of certificates of ability in the basic sciences by the Board of Examiners in the basic sciences and prescribing procedure and fees therefor.

1st Reading ---- 341

2nd Reading ---- 347
CR ---- 390
Considered, advanced, 3rd Reading and to House ---- 849
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 181—By Committee on Public Health—An Act relating to the suspension or revocation of license or certificate of any person licensed under Chapter 4, Title 59, O. S. 1941, Chapter 5, Title 59, O. S. 1941, Chapter 7, Title 59, O. S. 1941, Chapter 11, Title 59, O. S. 1941, Chapter 13, Title 59, O. S. 1941, or Chapter 14, Title 59, O. S. 1941, for insanity.

1st Reading ---- 351
2nd Reading ---- 355
CR ---- 390

ENGROSSED HOUSE BILL NO. 183—By Dunlap of the House, and Emery of the Senate—An Act making an appropriation to the Oklahoma State Regents of Higher Education to be allocated to and among the constituent institutions under the control of said regents for the completion of capital improvements; making appropriation non-fiscal; and declaring an emergency.

1st Reading ---- 381
2nd Reading ---- 384
CR and re-referred to Committee ---- 503
CR ---- 503
Considered, advanced, 3rd Reading and to House ---- 535
4th Reading ---- 543

ENGROSSED HOUSE BILL NO. 184—By Dunlap of the House, and Emery of the Senate—An Act appropriating the sum of Twelve Thousand Five Hundred Dollars ($12,500.00) for the fiscal year ending June 30, 1950, and the sum of Twelve Thousand Five Hundred Dollars ($12,500.00) for the fiscal year ending June 30, 1951, for the purpose of carrying into effect the provisions of Title 70, Sections 1541, 1542, 1543, O. S. 1941 relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.

1st Reading ---- 462
2nd Reading ---- 465
CR ---- 568
Considered, advanced, 3rd Reading and to House ---- 580-581
4th Reading ----) 601

ENGROSSED HOUSE BILL NO. 185—By Committee on Education—An Act making appropriations to the State Board of Education to carry out the terms and provisions of Chapter 31, Title 70, page 537, Session Laws 1947, for the audio-visual education program; subject to the terms and provisions of House Bill No. 120, R. S., Twenty-second Legislature; authorizing the State Board of Education to employ and fix the salary of officials and employees necessary to carry out the purposes of this Act; making appropriations nonfiscal; and declaring an emergency.

1st Reading ---- 750
2nd Reading and to Calendar ---- 760
Considered, advanced, 3rd Reading and to House ---- 868-869
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 186—By Morris, Dunlap, Brannon, Griffin, Biles, Henry, Eubanks, Roberson and Munson—An Act making an appropriation to the State Board of Education to carry out the terms and provisions of Chapter 31a, Title 70, Page 538, Session Laws 1947, for aid to mentally and physically handicapped children; subject to the terms and pro-

visions of House Bill 122, R. S. Twenty-second Legislature; making appropriation non-fiscal; and declaring an emergency.

1st Reading ---------- 751
2nd Reading and to Calendar ---------- 760
Considered, advanced, 3rd Reading and referred for engrossment ---------- 830
Engrossed and to House ---------- 847
SAs concurred in, bill passed as amended ---------- 904
4th Reading ---------- 920

ENGROSSED HOUSE BILL NO. 189—By Peak and Russell—An Act exempting the sale of tobacco próducts to inmates of veterans hospitals located in the State of Oklahoma from the Tobacco Products Tax levied by 68 O. S. 1941 § 591.2; prescribing duties of the Oklahoma Tax Commission; placing limitations on such sales and penalties for the violations thereof; providing for compliance to the provisions of this Act, and the rules and regulations of the Oklahoma Tax Commission, by manufacturers, wholesalers, jobbers, retailers or other persons; providing for revocation of licenses or permits for failure or refusal to so comply; and declaring an emergency.

1st Reading ---------- 287
2nd Reading ---------- 289
CR ---------- 322
Considered, advanced, 3rd Reading and to House ---------- 483
4th Reading ---------- 492

ENGROSSED HOUSE BILL NO. 191—By Hawthorne, Allard, Autry, Cannon, Carmichael, Haworth, Morris, Pazoureck, Shibley, Shumate, Sims, and Taylor of the House, and Anderson, Ballinger, Dacus, McClendon, Medlock, Speck, and Worthington of the Senate—An Act relating to school districts which maintain courses of instruction above the twelfth grade authorized by 70 O. S. 1941 § § 889 and 889a; appropriating to the State Board of Education from the general revenue fund the sum of one hundred thousand dollars ($100,000.00) for the fiscal year ending June 30, 1950 and the sum of one hundred thousand dollars ($100,000.00) for the fiscal year ending June 30, 1951; providing for distribution of said funds to said school districts for the maintenance and support of said courses; authorizing the State Board of Education to make rules and regulations and to require said school districts to make reports; and declaring an emergency.

1st Reading ---------- 225
2nd Reading ---------- 232
CR ---------- 718
Considered, advanced, Indefinitely Postponed and ML ---------- 871-872; 890
Vote reconsidered by which Indefinitely Postponed, bill passed and referred for engrossment ---------- 909
Engrossed and to House ---------- 915
SAs concurred in, bill passed as amended ---------- 958
4th Reading ---------- 983

ENGROSSED HOUSE BILL NO. 194—By Davidson—An Act relating to the issuance of permits and licenses for and the utilization of waters of definite streams formed by nature for the generation of electric power and energy; repealing all acts and parts of acts in conflict therewith; and declaring an emergency.

1st Reading ---------- 341
2nd Reading ---------- 347
CR and re-referred to Committee ---------- 360
CR ---------- 441

ENGROSSED HOUSE BILL NO. 197—By Klinglesmith of the House and Binns of the Senate—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 twelve thousand eight hundred (12,800), nor more than twelve thousand nine hundred ninety (12,990), and an assessed net valuation of not less than four million one hundred thousand dollars ($4,100,000) nor more than four million two hundred thousand dollars ($4,200,000); 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 ---- 230
2nd Reading ---- 232
CR ---- 236
Considered and referred to Committee ---- 691
CR ---- 717
Considered, advanced, 3rd Reading and referred for engrossment ---- 744-748
Engrossed and to House ---- 768
SAs concurred in, bill passed as amended ---- 850
4th Reading ---- 850-851

ENGROSSED HOUSE BILL NO. 199—By Bullard—An Act levying an annual license tax on coin operated music and amusement devices; providing for enforcement and administration thereof; prescribing penalties and forfeitures; providing for distribution of revenues; authorizing cities and towns to levy a license or occupation tax; repealing Chap. 33a of Title 68, Session Laws 1943, and all laws in conflict with this Act; providing for the effective date of the Act; and declaring an emergency.

1st Reading ---- 539
2nd Reading ---- 544
CR ---- 582
Considered, advanced, 3rd Reading and to House ---- 605
4th Reading ---- 625

ENGROSSED HOUSE BILL NO. 200—By Bullard of the House, and Nance of the Senate—An Act providing the method and manner of apportioning motor fuel excise taxes collected on and after June 1, 1949, under H. B. 470, Chapter 18a, Title 68, S. L. 1945, and providing how claims based on exemptions provided for in H. B. 470, shall be allowed.

1st Reading ---- 294
2nd Reading ---- 299
CR ---- 336
Considered, advanced, 3rd Reading and referred for engrossment ---- 348-349
Engrossed and to House ---- 353
SAs concurred in, bill passed as amended ---- 382
4th Reading ---- 382

ENGROSSED HOUSE BILL NO. 201—By Bullard of the House, and Nance of the Senate—An Act providing the method and manner of apportioning gross production taxes collected on and after June 1, 1949, under the gross production laws as such existed prior to the effective date of H. B. 87, Art. 4, Chap. 66, S. L. 1935.

1st Reading ---- 295
2nd Reading ---- 299
CR ---- 346
Considered, advanced, 3rd Reading and referred for engrossment ---- 606
Engrossed and to House ---- 616
SAs concurred in, bill passed as amended ---- 718
4th Reading ---- 719

ENGROSSED HOUSE BILL NO. 202—By Bullard of the House, and Nance of the Senate—An Act providing the method and manner of apportioning income taxes collected on and after June 1, 1949, under the income tax laws as such existed prior to the effective date of H. B. 192, Art. 6, Chap. 66, S. L. 1935.

1st Reading ---- 295
2nd Reading ---- 299
CR ---- 336
Considered, advanced, 3rd Reading and referred for engrossment ---- 348
Engrossed and to House ---- 353
SAs concurred in, bill passed as amended ---- 382
4th Reading ---- 382

ENGROSSED HOUSE BILL NO. 206—By Box—An Act making it unlawful to require a physical or medical examination as a condition of employment or continued employment, without providing such examination at no cost therefor to the employee or applicant for employment or without furnishing, free of charge, to the employee or applicant for employment, an original or duplicate original or duplicate original of the examiner's report of such examination; further making it unlawful to require any employee or applicant for employment to pay any part of the cost of any such examination, report, or copy of report; providing penalty for violation of provisions of Act; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 425
Considered, advanced, 3rd Reading and referred for engrossment ---- 904
Engrossed and to House ---- 915
SAs concurred in, bill passed as amended ---- 981
4th Reading ---- 1000

ENGROSSED HOUSE BILL NO. 207—By Taylor, Griffin and Oliver —An Act amending 21 Oklahoma Statutes, 1941, Sections 965 and 970; providing that it shall not be unlawful to operate machines, instruments, mechanisms or devices which provide amusement or entertainment only; restricting the location thereof; and declaring an emergency.

1st Reading ---- 552
2nd Reading ---- 562
CR ---- 582
Re-referred to Committee ---- 597
CR ---- 626
Considered, advanced, 3rd Reading, Signed and ML ---- 631-632
ML tabled and to House ---- 646
4th Reading ---- 668

ENGROSSED HOUSE BILL NO. 209—By Sugg, Huff, and Nall of the House, and Medlock and Ballinger of the Senate—An Act amending 11 O. S. 1941 § § 554, 556 and 557; repealing 11 O. S. 1941 § 555 and conflicting laws; regulating the procedure whereby a town, village, or community may become a city under the general laws of the State of Oklahoma under one of two alternate statutory forms of city government; designating the present form of city government under the general laws of the State the statutory mayor-council form of city government; creating an alternate form of city government under the general laws of the State, designating it the statutory council-manager form of city government, and defining its powers; regulating the procedure whereby a city under one of the alternate statutory forms of city government may change to the other; and regulating the procedure whereby a city under a charter form of government may repeal its charter and adopt one of the alternate statutory forms of city government.

1st Reading ---- 321

2nd Reading ---- 323
CR ---- 336
Considered, advanced, 3rd Reading and to House ---- 423
4th Reading ---- 443

ENGROSSED HOUSE BILL NO. 210—By Bullard—An Act amending Rule and Regulation (i), Section 52, Title 64, Oklahoma Statutes 1941, relating to investments of public funds by the Commissioners of the Land Office; and declaring an emergency.

1st Reading ---- 314
2nd Reading ---- 315
CR ---- 362
Considered, advanced, 3rd Reading and to House ---- 454-455
4th Reading ---- 471-472

ENGROSSED HOUSE BILL NO. 211—By Bullard, Garvin of the House and Lowery of the Senate—An Act relating to cities and towns; authorizing governing body of cities and incorporated towns to resurface streets, avenues, boulevards, lanes, and alleys, or any part or parts thereof, and to pay, or provide for payment of, cost thereof in any manner or by any procedure provided by statute for the paving, macadamizing, black-topping, chatting, graveling, or otherwise permanently improving streets, avenues, lanes and alleys in cities or incorporated towns, or, in the discretion of the governing board, to provide for payment of any portion of the cost of such resurfacing from the street and alley fund or other funds available for maintenance and repair of such streets, avenues, boulevards, lanes or alleys, and the apportionment and assessment of the balance of such cost against real property benefited thereby; and declaring an emergency.

1st Reading ---- 261
2nd Reading ---- 268
CR ---- 305
Considered, advanced, 3rd Reading and to House ---- 317-318
4th Reading ---- 328

ENGROSSED HOUSE BILL NO. 212—By Smith (Rogers), Lance, Dyer, and Russell, and Waller of the Senate—An Act relating to the training of bird dogs; repealing 29 O. S. 1941, § § 144 and 145; and declaring an emergency.

1st Reading ---- 341
2nd Reading ---- 347
CR ---- 390
Considered, advanced, 3rd Reading and to House ---- 673-674
4th Reading ---- 708

ENGROSSED HOUSE BILL NO. 213—By Haworth, Cannon and Langley (Muskogee)—An Act relating to truancy officers; amending Section 1, Chapter 25, Title 70, Page 251, O. S. L. 1947 so as to provide that the Negro truancy officer provided therein shall be paid an annual salary of not to exceed twenty-four hundred dollars ($2400.00) annually, payable in twelve (12) monthly payments; and declaring an emergency.

1st Reading ---- 241
2nd Reading ---- 245
CR ---- 390
Considered, advanced, 3rd Reading and emergency roll call deferred ---- 922
Emergency roll call and to House ---- 926
4th Reading ---- 957-958

ENGROSSED HOUSE BILL NO. 214—By Allen—An Act amending

Sections 287, 333, 411, 412, 413 and 414, Title 82, Oklahoma Statutes 1941 relating to ditches and drainage; and declaring an emergency.

1st Reading ---------- 531
2nd Reading ---------- 534
CR ---------- 737
Considered, advanced, 3rd Reading and referred for engrossment ---- 924-925
Engrossed and to House ---------- 929-930

ENGROSSED HOUSE BILL NO. 216—By The Committee on Ways and Means— An Act relating to the hours during which the county clerk and the county superintendent of public instruction shall keep their offices open; repealing § 259 of Title 19, O. S. 1941 and other acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---------- 531
2nd Reading ---------- 534
CR ---------- 568
Considered, advanced, 3rd Reading and to House ---------- 1001-1002
4th Reading ---------- 1019

ENGROSSED HOUSE BILL NO. 218—By Smalley of the House and Porter of the Senate—An Act amending Title 47 O. S. A., Sections 365 and 365a; making certain changes in the organization of the Department of Public Safety; giving statutory authority for sending members of the Oklahoma Highway Patrol to universities and other institutions for specialized training in traffic, police and other safety work; and authorizing an increase in the number of personnel in the Oklahoma Highway Patrol; establishing a graduated pay scale based on length of service; authorizing an increase in the examining personnel of the Department of Public Safety and stating qualifications for reinstatement as a member of the Oklahoma Highway Patrol; and declaring an emergency.

1st Reading ---------- 600
2nd Reading ---------- 603
CR ---------- 669
Considered, advanced, 3rd Reading and referred for engrossment ---- 883-884
Engrossed and to House ---------- 893
SAs concurred in, bill passed as amended ---------- 907
4th Reading ---------- 923

ENGROSSED HOUSE BILL NO. 219—By Russell and Peak of the House and Cobb of the Senate—An Act exempting the sale of cigarettes to inmates of Veterans Hospitals located in the State of Oklahoma from the cigarette stamp tax levied by 68 O. S. 1941 § 586a; prescribing duties of the Oklahoma Tax Commission; placing limitations on such sales and penalties for the violations thereof; providing for the compliance to the provisions of this act, and the rules and regulations of the Oklahoma Tax Commission, by manufacturers, wholesalers, jobbers, retailers, or other persons; providing for the revocation of licenses or permits for failure to so comply; and declaring an emergency.

1st Reading ---------- 287
2nd Reading ---------- 289
CR ---------- 322
Considered, advanced, 3rd Reading and to House ---------- 484
4th Reading ---------- 492

ENGROSSED HOUSE BILL NO. 220—By Russell—An Act relating to out of state tuition, fees and transportation of certain persons; amending 70 O. S. 1941 § 1591 relating to payment by the State of the tuition, fees and transportation of such persons who are pursuing certain courses of study at educational institutions outside the State; providing for payments for such purposes and prescribing the conditions thereof; providing for

the allocation of funds for regular school terms and summer school terms; making an appropriation for such purposes and declaring an emergency.

1st Reading ---- 463
2nd Reading ---- 465
CR and re-referred to Committee ---- 518
CR ---- 570
Re-referred to Committee ---- 819
CR ---- 823
Considered, advanced, 3rd Reading and referred for engrossment ---- 873
Engrossed and to House ---- 893
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 221—By Klinglesmith — An Act amending Section 93, Title 12, Oklahoma Statutes 1941, as amended by Chapter 3, Title 12, Oklahoma Session Laws 1945, page 37, prescribing limitations of real actions so that the same limitations prescribed in paragraph 1 thereof will apply to actions brought to recover lands distributed under decree rendered by county courts of this state in administration or probate proceedings as now apply to actions to recover lands partitioned by judgment of court, or sold and conveyed in partition suits, and other judicial sales and actions to recover lands sold on execution; further amending said section by changing the time prescribed in paragraph 3 to five (5) years; making paragraphs 1, 2 and 3 fully operative even though the deed or the precedent action, proceeding or decree is void or voidable in whole or in part for any reason, jurisdictional or otherwise; stating a saving clause; repealing all acts or parts of acts in conflict; and declaring an emergency.

1st Reading ---- 322
2nd Reading ---- 323
CR ---- 374
Considered, advanced, 3rd Reading and to House ---- 488
4th Reading ---- 492

ENGROSSED HOUSE BILL NO. 222—By Cunningham of the House, and Jelks of the Senate—An Act prohibiting State departments, institutions and agencies from publishing books, pamphlets, brochures or any other type of publication not considered a part of the routine operation of said department, institution or agency, unless specifically authorized and required by law; providing the manner of publishing said documents; providing for the manner of payment; prohibiting pictures of State officials and employees from appearing therein; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 823
Considered, advanced, 3rd Reading and referred for engrossment ---- 849
Engrossed and to House ---- 893
SAs concurred in, bill passed as amended ---- 981
4th Reading ---- 994

ENGROSSED HOUSE BILL NO. 223—By Dunlap—An Act relating to convict labor; amending 74 O. S. 1941 § 123f; authorizing sale and distribution of products, wares and merchandise produced, manufactured or mined by convicts or prisoners, to churches, religious groups, and veterans organizations; and declaring an emergency.

1st Reading ---- 294
2nd Reading ---- 299
Wd from Committee and re-referred ---- 673
CR ---- 693

Considered, advanced, 3rd Reading and ML 709-710
Referred for engrossment 749
Engrossed and to House 767

ENGROSSED HOUSE BILL NO. 224—By Eubanks—An Act amending Sectons 1, 2, 5 and 6, Chapter 3, Title 75, page 251, Oklahoma Session Laws 1943; providing for the publication and printing of the decisions of the Supreme Court, Criminal Court of Appeals, and official opinions of the Attorney General of this State in volumes; providing method of letting contracts therefor, prescribing certain terms of such contract; providing for editing such decisions and official opinions; and declaring an emergency.

1st Reading 294
2nd Reading 299
CRs 430; 789
Considered, advanced, 3rd Reading and referred for engrossment 932
Engrossed and to House 935

ENGROSSED HOUSE BILL NO. 225—By Ownby, Brown (Pottawatomie), and Tiffany—An Act relating to Bailiffs of District Courts; providing that in counties having a population in excess of fifty-four thousands (54,000), and not more than fifty-five thousand (55,000), according to the 1940 Federal decennial census, the Bailiff of the District Court shall receive a salary of five dollars ($5.00) per day while in actual attendance and service of the district court of said county; repealing all laws and parts of laws in conflict with the provisions of this Act; and declaring an emergency.

1st Reading 230
2nd Reading 232
CR 236
Considered, advanced, 3rd Reading and to House 482
4th Reading 492

ENGROSSED HOUSE BILL NO. 228—By Morris—An Act relating to divorce; amending 12 O. S. 1941 § 1277; providing that divorce proceedings shall not deprive the juvenile court or probate court of authority within its jurisdiction.

1st Reading 280
2nd Reading 289
CR 360

ENGROSSED HOUSE BILL NO. 229—By Morris—An Act relating to divorce; providing that no court of this state shall have jurisdiction to render any judgment granting a divorce unless and until there shall have been filed in the case a statement under oath giving certain specified information relative to children for whose custody or support the plaintiff and the defendant, or either of them, is legally responsible; repealing all laws or parts of laws in conflict with this Act.

1st Reading 286
2nd Reading 289
CR 360

ENGROSSED HOUSE BILL NO. 230—By Davidson, Jennings, Forsythe, Disney, Oliver and Allen—An Act to establish juvenile courts in all counties having a population of one hundred thousand (100,000) or more, and less than two hundred forty-four thousand (244,000) as determined by the last Federal Decennial Census; defining their jurisdiction, powers and duties; providing for a bond issue, and regulating procedure therein; and declaring an emergency.

1st Reading 247
2nd Reading 257

CR ---- 353
Considered, advanced, 3rd Reading and referred for engrossment ---- 447
Engrossed and to House ---- 471
SAs concurred in, bill passed as amended ---- 492
4th Reading ---- 492

ENGROSSED HOUSE BILL NO. 231—By Roberson—An Act relating to community sales; amending Section 2, Chapter 11b, Title 4, page 35, Oklahoma Session Laws 1947, so as to provide that upon the renewal of a community sale license the bond shall be in the sum of one-half (½) of the average weekly sales of the licensee during the preceding license year or in the sum of Five Thousand Dollars ($5,000.00), which ever is greater; providing that no bond greater than Twenty-Five Thousand Dollars ($25,000.00) shall be required; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 767
Considered, advanced, 3d Reading and referred for engrossment ---- 935
Engrossed and to House ---- 957

ENGROSSED HOUSE BILL NO. 232—By Harkey and Russell of the House and Gary of the Senate—An Act making an appropriation for the establishment and maintenance of jointly owned and operated regional educational institutions in the Southern states in the professional, technological, scientific, literary and other fields; providing greater educational advantages and facilities for the citizens of the several states who reside within such region; making appropriation nonfiscal; and declaring an emergency.

1st Reading ---- 891
2nd Reading and to Calendar ---- 893
Considered, advanced, 3rd Reading and emergency roll call deferred ---- 922-923
Emergency roll call and to House ---- 926
4th Reading ---- 957-958

ENGROSSED HOUSE BILL NO. 237—By Tiffany, Brown (Pottawatomie), Huff, Ownby and Sugg of the House and Medlock and Walker of the Senate—An Act relating to soil conservation districts; amending Subsection H of Section 805, Title 2, Oklahoma Statutes 1941, by providing for the disannexing of territory of an existing district and adding same to another existing district, and providing for the formation of new districts from territory in an existing district, and authorizing change of names of districts; prescribing duties of Secretary of State and State Soil Conservation Board; and declaring an emergency.

1st Reading ---- 314
2nd Reading ---- 315
CR ---- 362
Considered, advanced, 3rd Reading and to House ---- 479-480
4th Reading ---- 492

ENGROSSED HOUSE BILL NO. 238—By Ownby—An Act relating to game and fish; providing that the Game and Fish Commission shall issue hunting and fishing licenses free of charge to honorably discharged veterans over the age of sixty-five (65) years; providing for applications for such licenses, repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 369
Considered, advanced, 3rd Reading and referred for engrossment ---- 450-451
Engrossed and to House ---- 471

SAs concurred in, bill passed as amended 492
4th Reading 509

ENGROSSED HOUSE BILL NO. 248—By Bullard—An Act relating to Social Security; amending Title 56, Oklahoma Session Laws 1941, Section 164 as amended by Section 1, Chapter 7b, Title 57, Page 182, Oklahoma Session Laws 1945 so as to require persons to be citizens of the United States of America in order to be eligible for assistance.

1st Reading 585
2nd Reading 587
CR 624
Considered, advanced, 3rd Reading and to House 1001
4th Reading 1020

ENGROSSED HOUSE BILL NO. 249—By Black, Bailey (Kay), Allen, Anderson, Andrews, Boatman, Box, Brickell, Brown (Pottawatomie), Cannon, Cantrell, Cunningham, Disney, Field, Fronterhouse, Jennings, Johnston, Klinglesmith, Laing, Long, McCarty, McGahey, Munson, Oliver, Ownby, Pazoureck, Reynolds (Oklahoma), Reynolds (Ottawa), Riggs, Russell, Sherman, Shibley, Sims, Smalley, Smith (Rogers), Speakman, Stipe, Tate and Wallace (Oklahoma) of the House, and Baldwin, Jelks and Price of the Senate—An Act relating to police pensions and retirement; amending Section 1, Chapter 13A, Title 11, Page 35, O. S. 1945; providing police retirement; providing additional retirement; providing for requested retirement; providing death benefit for dependents; amending Section 1, Chapter 13A, Title 11, Page 31, O. S. 1943; providing appeal; amending Title 11, O. S. 1941, § 541 L; providing disability retirement; amending Title 11, O. S. 1941, § 542; providing payments to city treasurer; allowing credit for military service; and declaring an emergency.

1st Reading 280
2nd Reading 289
CR 336
Considered, advanced, 3rd Reading and to House 395-396
4th Reading 411

ENGROSSED HOUSE BILL NO. 250—By Klinglesmith—An Act relating to county judges of certain counties; providing that such judges shall act as parole advisors and make certain reports; providing that such judges shall be paid additional compensation from the court fund or the general fund; repealing all acts or parts of acts in conflict herewith; making this Act severable; and declaring an emergency.

1st Reading 381
2nd Reading 384

ENGROSSED HOUSE BILL NO. 252—By Lance and Smith (Rogers) —An Act further defining the powers of the board of education of any independent school district in this State as set out in Section 189 of Title 70, O. S. 1941, by authorizing disposition of properties no longer needful in whatever manner is most fit and proper; and declaring an emergency.

1st Reading 339
2nd Reading 347
CR 760
Considered, advanced, 3rd Reading and to House 1012-1013
4th Reading 1020

ENGROSSED HOUSE BILL NO. 255—By Carmichael of the House and Anderson of the Senate—An Act relating to Judicial District No. 2; providing that said district shall have two judges; providing nominating districts; directing the governor to appoint the additional judge authorized

herein; providing for an additional court reporter; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

1st Reading ---------- 380
2nd Reading ---------- 384

ENGROSSED HOUSE BILL NO. 258—By Committee on Public Health —An Act making a nonfiscal appropriation of Thirty-five Thousand Dollars ($35,000.00) to the State Department of Health from unobligated moneys in a designated appropriation made to said department by the Twenty- First (21st) Legislature of Oklahoma; defining and relating to the purpose of said appropriation and the expenditure thereof; repealing conflicting laws; and declaring an emergency.

1st Reading ---------- 339
2nd Reading and to Calendar ---------- 347
Considered, advanced, 3rd Reading and to House ---------- 358-359
4th Reading ---------- 368

ENGROSSED HOUSE BILL NO. 259—By Carmichael of the House and Anderson of the Senate—An Act relating to representative districts; amending 14 O. S. 1941 § 89 as amended by Section 1, Chapter 3, Title 14, Page 35, Oklahoma Session Laws 1943, so as to provide that representatives to which Beckham County is entitled shall be nominated and elected at large by the electors of the county.

1st Reading ---------- 294
2nd Reading and to Calendar ---------- 299
Considered, advanced, 3rd Reading and to House ---------- 303
4th Reading ---------- 313

ENGROSSED HOUSE BILL NO. 260—By Forsythe, Allen, Andrews, Davidson, Disney and Jennings of the House, and Price of the Senate—An Act amending 10 O. S., 1941, Section 116c, as amended by Chapter 5a, Title 10, S.L., 1943, and Chapter 18a, Title 10, S.L., 1947, relating to the county probation officer; increasing the salary of such officer and assistant; providing for the payment of such increase; and declaring an emergency.

1st Reading ---------- 339
2nd Reading ---------- 347
CR ---------- 353
Considered, advanced, 3rd Reading and to House ---------- 447-448
4th Reading ---------- 471-472

ENGROSSED HOUSE BILL NO. 261—By Lance of the House, and Ritzhaupt of the Senate—An Act relating to poultry, regulating the sale of baby chicks, started chicks, baby poults and started poults; requiring permits and fixing fees therefor; requiring labeling and reports of sales; defining terms; prescribing powers and duties of State Board of Agriculture and providing for administration and enforcement of act; making violations of act misdemeanors and authorizing quarantine; fixing effective date of act; and declaring an emergency.

1st Reading ---------- 406
2nd Reading ---------- 407
CR ---------- 476
Considered, advanced, 3rd Reading and referred for engrossment ---------- 609
Engrossed and to House ---------- 616
SAs concurred in, bill passed as amended ---------- 640
4th Reading ---------- 661

ENGROSSED HOUSE BILL NO. 262—By Russell—An Act amending Section 523, Title 11, O. S. 1941, relating to the vacation of city and town plats, or parts thereof, providing for the type of notice of application

to vacate; granting to those affected the right to be heard; and declaring an emergency.

1st Reading ---- 474
2nd Reading ---- 477
CR ---- 503

ENGROSSED HOUSE BILL NO. 263—By Disney, Allen, Andrews, Forsythe, Jennings and Oliver of the House and Price of the Senate—An Act amending 210 O. S. 1941 § 651; relating to a court of common pleas in certain counties of the state; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 286
2nd Reading ---- 289

ENGROSSED HOUSE BILL NO. 266—By Smalley—An Act amending House Bill No. 429 of the Regular Session of the Twenty-First Legislature, being Chapter 45f of Title 70 of the 1947 Session Laws, relating to the operation of airports and the acceptance of grants of airport property from the United States by State supported educational institutions comprising the Oklahoma system of higher educational institutions which have been co-ordinaed with the Oklahoma State system of higher education, so as to authorize such institutions to accept, receive, receipt for, disburse, and expend Federal monies granted by the United States in aid of airport development upon such terms and conditions as are prescribed by the United States and are consistent with State law, and to provide that the use and operation of such airports shall be consistent with the terms of the grants by which said properties are acquired or said Federal monies are received from the United States; and declaring the severability of the separate provisions of this Act; and declaring an emergency.

1st Reading ---- 339
2nd Reading ---- 347
CR ---- 525
Considered, advanced, 3rd Reading and referred for engrossment ---- 545
Engrossed and to House ---- 563
SAs concurred in, bill passed as amended ---- 642
4th Reading ---- 661

ENGROSSED HOUSE BILL NO. 267—By Wagner, Evans, Garvin and Lindley—An Act appropriating the sum of Five Thousand Dollars ($5,000.00) out of the Highway Construction and Maintenance Fund of the State of Oklahoma for each of the fiscal years ending June 30, 1950 and June 30, 1951, to be expended by the Department of Highways of the State of Oklahoma for constructing and erecting historical markers along the highways of the State of Oklahoma commemorating historical events and sites; providing that appropriations shall be non-fiscal; prescribing duties and powers of the Oklahoma Historical Society hereunder; prescribing duties of the Department of Highways of the State of Oklahoma and county highway department hereunder; and declaring an emergency.

1st Reading ---- 340
2nd Reading ---- 347
CR ---- 379
Considered, advanced, 3rd Reading and to House ---- 403-404
4th Reading ---- 424

ENGROSSED HOUSE BILL NO. 268—By Morris—An Act relating to public recreation; authorizing any city, town, school district or county to establish, construct and conduct, singly or jointly, recreational facilities; authorizing the acquiring of such facilities; providing for acceptance of private gifts and donations; authorizing the establishment and organization of a governing board for such recreational facilities, the selection of its members and their terms of office, setting forth its functions

and duties; providing for a supervisor and other employees and their duties; providing for the receipt and expenditure of funds; authorizing an election to establish recreational facilities; providing for tax levies for such facilities; designating the division of recreation and state parks of the Oklahoma Planning and Resources Board as the state agency to provide consultation and assistance in the development of community recreational programs; providing for the retention of all laws relating to public recreational facilities; and repealing all laws in conflict therewith.

1st Reading ---- 380
2nd Reading ---- 384
CR ---- 430

ENGROSSED HOUSE BILL NO. 269—By Douglas (Bryan)—An Act authorizing W. M. McDonough to bring suit against the State of Oklahoma to determine the amount of damages due him on account of flooding of his land occasioned by the raising of the State Fish Hatchery dam, on Blue River, Bryan County, directing the time and venue of such suit and proceedings thereunder; and declaring an emergency.

1st Reading ---- 424
2nd Reading ---- 430
CR ---- 615
Considered, advanced, 3rd Reading and to House ---- 848
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 272—By Sherman, Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma) and Wallace (Oklahoma)—An Act relating to the salary of officers and the salary and number of employees and deputies of officers in counties having a population in excess of two hundred thousand; amending Subsection (h) of Section 1, Chapter 6e, Title 19, Page 196, Oklahoma Session Laws 1947, so as to provide for additional deputy sheriffs, jailor, secretary and stenographer; and declaring an emergency.

1st Reading ---- 373
2nd Reading ---- 376
CR ---- 445
Considered, advanced, 3rd Reading and to House ---- 507
4th Reading ---- 521

ENGROSSED HOUSE BILL NO. 273—By Reynolds (Oklahoma), Box, Brickell, Cunningham, McCarty, Sherman, Wallace (Oklahoma) of the House and Jarman of the Senate—An Act amending Subsection (f), Section 1, Chapter 6e, Title 19, Oklahoma Session Laws 1947; relating to the salary of the county judge in counties having a population in excess of two hundred thousand (200,000); fixing said salary at eight thousand dollars ($8,000.00) of which three thousand dollars ($3,000.00) is to be paid from the county court fund; and declaring an emergency.

1st Reading ---- 286
2nd Reading ---- 289
CR ---- 315
Considered, advanced, 3rd Reading and to House ---- 397-398
4th Reading ---- 411

ENGROSSED HOUSE BILL NO. 276—By Harkey—An Act relating to jury service; amending Title 38, Section 10, Oklahoma Statutes 1941.

1st Reading ---- 569
2nd Reading ---- 571
CR ---- 615

ENGROSSED HOUSE BILL NO. 278—By Allen—An Act amending

Sections 2, 4, 9, 10, 14, 21, and 23, Title 19, Session Laws of 1947, repealing Section 15 15 of Title 19, Session Laws of 1947, eliminating necessity of publishing petition for creation of sewer improvement districts, and providing for publication of notice of hearing for establishment of sewer improvement districts; providing for annexation of territory to sewer improving districts, and providing procedure therefor; providing for dissolution of district under certain circumstances; providing for manner of appointment and tenure of office of the board of directors; validating sewer improvement districts under certain circumstances; providing for payment of cost and expenses of district in bonds of said district; setting out procedure for creation of district sewers; authorizing the approval of such bonds by the Supreme Court, and giving said Court original jurisdiction for said purpose; and declaring an emergency.

1st Reading ---------- 543
2nd Reading ---------- 562
CR ---------- 568
Considered, advanced, 3rd Reading and referred for engrossment ---------- 636-637
Engrossed and to House ---------- 656
SAs concurred in, bill passed as amended ---------- 692
4th Reading ---------- 697

ENGROSSED HOUSE BILL NO. 280—By Committee on Appropriations—An Act appropriating certain sums to be expended by the State Board of Health for the purpose of remolding the graves and landscaping the grounds of the Union Soldiers' Cemetery and of maintaining said cemetery; authorizing said board to hire one (1) full-time employee; fixing the maximum salary thereof; providing that said employee may devote any remaining time to the maintenance of the grounds and buildings of said board; and declaring an emergency.

1st Reading ---------- 543
2nd Reading ---------- 562
CR ---------- 769
Considered, advanced, 3rd Reading and to House ---------- 873-874
4th Reading ---------- 904

ENGROSSED HOUSE BILL NO. 281—By Morris—An Act relating to the licensing of agencies, institutions and homes for the care of children away from their own homes; defining terms; prescribing the powers and duties of the department of Public Welfare and the Child Welfare Division; providing for the appointment, membership and duties of an advisory committee on standards; prescribing duties of the Department of Health, Department of Education, and State Fire Marshall; providing a right of appeal from decisions of the Oklahoma Public Welfare Commission; providing for proper investigation of licenses; providing for enforcement of this Act; prescribing punishment for violation of the provisions of this Act; repealing conflicting laws; and making provisions of this Act severable.

1st Reading ---------- 716
2nd Reading ---------- 718
CR ---------- 737

ENGROSSED HOUSE BILL NO. 286—By Pitman of the House and Worthington of the Senate—An Act authorizing the county judge in certain counties to purchase a recording machine together with necessary supplies therefor and to pay necessary maintenance expenses thereof from the court fund, said recording machine to be used in the operation of the courts of said counties; and declaring an emergency.

1st Reading ---------- 287
2nd Reading ---------- 289
Wd from Committee and to Calendar ---------- 293

Considered, advanced, 3rd Reading and to House 302-303
4th Reading 313

ENGROSSED HOUSE BILL NO. 287—By Hawthorne—An Act authorizing Mrs. Edna Wickham to bring suit against the State of Oklahoma to recover damages by reason of the drowning of her husband in the Arkansas River; providing procedure therefor; authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

1st Reading 585
2nd Reading 587
CR 615
Considered, advanced, 3rd Reading and to House 673
4th Reading 708

ENGROSSED HOUSE BILL NO. 288—By Cannon, Haworth, Langley (Muskogee) of the House and Rogers of the Senate—An Act relating to city courts in certain counties; amending 11 O. S. 1941 § 835, so as to provide for selection of a temporary judge of said courts by the bar of the county whenever the said judge is unable to perform the duties of his office because of illness, absence from the county, or other disqualifications; providing that the clerk of said court shall conduct the election of said temporary judge; and declaring an emergency.

1st Reading 255
2nd Reading 259
CR 360
Considered, advanced, 3rd Reading and to House 384-385
4th Reading 406

ENGROSSED HOUSE BILL NO. 289—By Hawthorne, Andrews, Bailey (Kay), Billingsley, Boatman, Box, Brickell, Brown (Pottawatomie), Cunningham, Forsythe, Jennings, McCarty, McColgin, Pazoureck, Reynolds (Ottawa), Shibley, Speakman and Tate of the House and Rinehart and Rogers of the Senate—An Act amending 40 O. S. 1941 § § 111 and 112; relating to the powers and duties of the factory safety inspector and the Commissioner of Labor; repealing conflicting laws; and declaring an emergency.

1st Reading 381
2nd Reading 384
CR and re-referred to Committee 425
CR 540
Considered, advanced, 3rd Reading and to House 706-707
4th Reading 719

ENGROSSED HOUSE BILL NO. 290—By Bethell of the House and Gooldy of the Senate—An Act relating to the salaries of County officials and their deputies in certain counties; amending Section 15, Chapter 6, Title 19, Page 53, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading 340
2nd Reading 347
CR and re-referred to Committee 569
CR 669
Considered, advanced, 3rd Reading and ML 853-854
ML Wd and referred for engrossment 870
Engrossed and to House 905

ENGROSSED HOUSE BILL NO. 291—By Tiffany, Berry, Burton, Henry, Horton, Lindley, McColgin, Meigs and Shumate—An Act repealing

Chapter 27a, Title 68, page 467, Oklahoma Session Laws 1947; and declaring an emergency.

1st Reading ---------- 381
2nd Reading ---------- 384
CR ---------- 430
Considered and advanced ---------- 927
3rd Reading and referred for engrossment ---------- 979
Engrossed and to House ---------- 989

ENGROSSED HOUSE BILL NO. 295—By Ozmun, Harkey and Smalley —An Act relating to Workmen's Compensation; amending Title 85, Oklahoma Statutes 1941, as amended and supplemented; providing the claimant may file his claim for Workmen's Compensation in the district courts; that the judges of the district courts shall have jurisdiction to hear and determine claims for compensation and to make awards thereon; providing for the filing of such claims in the district court and making judges of the district courts administrative officers; granting judges of the district courts concurrent jurisdiction in Workmen's Compensation cases, and prescribing the jurisdiction and duties of said courts; etc.

1st Reading ---------- 637
2nd Reading ---------- 645
CR ---------- 663
Considered, advanced, 3rd Reading ---------- 996

ENGROSSED HOUSE BILL NO. 298—By Autry, Allen, Anderson, Andrews, Boatman, Brewer, Brown (Pittsburg), Brown (Pottawatomie), Cannon, Cordray, Disney, Douglas (Bryan), Dunlap, Dyer, Easterly, Forsythe, Fronterhouse, Klinglesmith, Kouns, Laing, Lance, Long, McGahey, Munson, Oliver, Ownby, Ozmun, Pazoureck, Reynolds (Ottawa), Sherman, Shibley, Smith (Cherokee), Stipe, Tate and Trent—An Act authorizing the issuance of fishing permits or licenses to certain disabled veterans of the State of Oklahoma, without the payment of any fee; providing for the procedure to obtain such licenses and for the duration thereof; repealing all acts in conflict therewith; and declaring an emergency.

1st Reading ---------- 539
2nd Reading ---------- 544
CR ---------- 602
Considered, advanced, 3rd Reading and to House ---------- 1013-1014
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 299—By Veterans and Military Affairs Committee—An Act amending Title 72, Chapter 1b, House Bill No. 6, Session Laws of Oklahoma 1945; 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, prior to the termination of World War II, persons who have been inducted under the provisions of the Selective Service Act of 1948, and persons who have enlisted or been ordered or called to active duty in the armed forces since the passage of the Selective Service Act of 1948, otherwise known as an Act enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, known as Public Law 759, 80th Congress, 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; etc.

1st Reading ---------- 411
2nd Reading ---------- 417
CR ---------- 524
Considered, advanced, 3rd Reading and to House ---------- 526-527
4th Reading ---------- 540

ENGROSSED HOUSE BILL NO. 302—By Eubanks and Field of the

House, and Boecher of the Senate—An Act authorizing the county clerk in any county in this State to record and index, at actual cost, easements and right-of-way grants to associations, co-operatives, corporations, stock companies, or other organizations serving rural areas as utilities for dispensing, dispersion or sale of electric current for light and power, water, communication, etc., where not less than one hundred (100) such easements across, through or along farm lands for utility distribution lines are offered for recording and indexing at one time; fixing the period during which this Act shall be effective and providing for the termination of same; and declaring an emergency.

1st Reading ---- 321
2nd Reading ---- 323
CR ---- 336
Considered, advanced, 3rd Reading and to House ---- 544-545
4th Reading ---- 569

ENGROSSED HOUSE BILL NO. 305—By Camp, Cordray, Lindley and Williams of the House and Ginder and Mahan of the Senate—An Act relating to state banks and trust companies; authorizing such banks and trust companies to invest their funds in the stock, bonds, debentures or other such obligations of any corporation holding the premises of such bank or trust company, and to make loans to or upon the security of the stock of any such corporation; provided the aggregate of all such investments and loans shall not exceed one-third (1/3rd) of the paid in capital and that in towns and cities with a population of 6000 and over this limitation may be exceeded upon the written approval of the bank commissioner; and declaring an emergency.

1st Reading ---- 373
2nd Reading ---- 376
CR and re-referred to Committee ---- 404
CR ---- 445
Considered, advanced, 3rd Reading and to House ---- 888-889
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 306—By Camp, Cordray, Lindley, McColgin, Wagner, and Williams of the House, and Ginder and Mahan of the Senate—An Act relating to State banks and trust companies; providing for the extension of the corporate existence of such banks and trust companies; and declaring an emergency.

1st Reading ---- 381
2nd Reading ---- 384
CR ---- 415
Considered, advanced, 3rd Reading and to House ---- 889
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 311—By McCarty, Allard, Allen, Autry, Berry, Black, Boatman, Box, Brickell, Brown (Pittsburg), Brown (Pottawatomie), Burkhart, Camp, Coleman, Cordray, Cunningham, Evans, Forsythe, Haworth, Huff, Klinglesmith, Laing, Lance, Langley (Adair), Long, McColgin, McGahey, Ownby, Ozmun, Pazoureck, Pitman, Stipe, Sumrall, Tate, Tiffany, Trent, Wagner, Wallace (Grady), Wallace (Oklahoma), and Williams—An Act relating to the Oklahoma Spastic Paralysis Commission; amending § § 1, 3, 5, 6 and 7 of Chapter 11A, Title 63, Page 401, Oklahoma Session Laws 1947; defining the term "spastic paralysis"; providing for the Oklahoma Cerebral Palsy Institute; granting certain powers and authority to said commission; providing for the appointment of members of said commission providing that members of said commission shall give a bond; making appropriation; making this act severable; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 380

2nd Reading ---- 384
CR and re-referred to Committee ---- 390
CR and re-referred to Committee ---- 615
CR ---- 642
Re-referred to Committee ---- 657
CR ---- 718
Considered, advanced, 3rd Reading and referred for engrossment ---- 871
Engrossed and to House ---- 893
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 313—By Committee on Appropriations—An Act making an appropriation for the chief mine inspector from the Emergency Appropriation Fund; and declaring an emergency.

1st Reading ---- 544
2nd Reading ---- 562
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment ---- 834-835
Engrossed and to House ---- 847
SAs concurred in, bill passed as amended ---- 904
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 314—By Hert—An Act amending Subsection (1) of Section 14, Chapter 18, Title 36, Page 281, Oklahoma Session Laws 1947; relating to group accident and health insurance; declaring what constitutes group accident and health insurance; making provisions of Act severable; making provisions of Act cumulative; and declaring an emergency.

1st Reading ---- 373
2nd Reading ---- 376
CR ---- 492
Considered, advanced, 3rd Reading and to House ---- 525-526
4th Reading ---- 540

ENGROSSED HOUSE BILL NO. 315—By Bullard, Langley (Adair), Andrews, Card, Davidson, Dunlap, Forsythe, Garvin, Haworth, Klinglesmith, Lance, Long, McColgin, Munson, Smith (Rogers), Tate, Trent and Wagner of the House and Anderson of the Senate—An Act creating a simple uniform scale for determining salaries of all county officers and their deputies in this State; making this Act effective as early as is permissible under Sec. 10, Art. 23, Constitution and repealing as of same effective date Sections 1 to 31 inclusive of Chapter 6, Title 19, Session Laws 1943, and Chapters 6, 6c, 6d, 6f, 6g, 6h, 6i, 6j, 6k, 6m, 6o, 6q, 6r, 6s, 6t, 6u, 6v, 6w, 6x, and 10a of Title 19, Session Laws 1945, and Chapters 6a, 6b, 6c, 6d, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m, 6o, and 6r of Title 19, Session Laws 1947 and all other laws and parts of laws in conflict; and making the parts of this Act severable.

1st Reading ---- 381
2nd Reading ---- 384
CR and made Special Order ---- 489
Considered, advanced, 3rd Reading and referred for engrossment ---- 522-523
Engrossed and to House ---- 525
SAs rejected, Conference requested and H. Conferees named ---- 598
Conference granted and S. Conferees appointed ---- 598; 606
CC Report adopted, bill passed as amended and to House ---- 660-661
4th Reading ---- 697

ENGROSSED HOUSE BILL NO. 319—By Game and Fish Committee—An Act relating to fishing and hunting licenses; fixing requirements for issuing and obtaining same; increasing the fees for resident fishing, resident hunting, non-resident hunting and non-resident ten-day fishing licenses; providing for a combination resident fishing-hunting license; amending Sections

53, 56, 61, 67, 67a, 67b and 69 of Title 29, Oklahoma Statutes of 1941; and repealing Sections 59, 60, 62, and 68 of Title 29, Oklahoma Statutes of 1941 and Section 67c, Title 29, O. S. Supplement of 1945.

1st Reading ---- 661
2nd Reading ---- 666
CR ---- 694
Re-referred to Committee ---- 767
CR ---- 769
Considered, advanced, 3rd Reading and to House ---- 799-800
4th Reading ---- 819

ENGROSSED HOUSE BILL NO. 322—By Allen—An Act relating to drainage districts; authorizing transfers, from fund derived from assessments levied for repaid and/or cleaning of drains, of unencumbered cash in excess of actual costs of the repairs and/or cleaning for which such assessments were levied, not exceeding unpaid balance of costs of construction of such drains, to fund provided for payment of costs of construction; and declaring an emergency.

1st Reading ---- 380
2nd Reading ---- 384
CR ---- 415
Considered, advanced, 3rd Reading and to House ---- 527
4th Reading ---- 540

ENGROSSED HOUSE BILL NO. 323—By Seids of the House, and Connell of the Senate—An Act relating to commercial fertilizers; amending 2 O. S. 1941 § 463; providing for payment of inspection fees; directing the allocation of the revenues derived from the collection of such fees; repealing all laws in conflict herewith; fixing effective date of Act; and declaring an emergency.

1st Reading ---- 539
2nd Reading ---- 544
CR ---- 737
Considered, advanced, 3rd Reading and to House ---- 905
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 324—By Brickell, Andrews, Bacon, Blaylock, Brown (Pottawatomie), Burkhart, Burton, Dillon, Duke, Forsythe, Fronterhouse, Huff, Laing, Oliver, Seids, Sugg, Tiffany, and Wolfe of the House, and Gary and Carrier of the Senate—An Act relating to anti-freeze; to provide that no anti-freeze shall be sold, exposed for sale, or held with intent to sell within the State of Oklahoma until inspected by the Fuel Inspection Division of the Corporation Commission of Oklahoma and found to comply with the provisions of this Act; to provide inspection fees and appropriation of same; to provide that the Corporation Commission of Oklahoma shall be authorized to make rules and regulations; to prohibit certain matters in advertising; to define terms; to provide how this Act may be cited; and to provide penalties.

1st Reading ---- 474
2nd Reading ---- 477
CR ---- 503
Re-referred to Committee ---- 535
CR ---- 544
Considered, advanced, 3rd Reading and referred for engrossment ---- 548-549
Engrossed and to House ---- 563
SAs concurred in, bill passed as amended ---- 640
4th Reading ---- 661

ENGROSSED HOUSE BILL NO. 325—By Smalley—An Act levying an additional excise tax of One Cent (1c) per gallon on gasoline, and distributing the revenue to the counties for the purpose of constructing

and maintaining school bus routes and mail routes in the several counties to be used by boards of county commissioners; providing for the administration of said tax, manner and method of collection thereof; and declaring an emergency.

1st Reading ---------- 539
2nd Reading ---------- 544
CR ---------- 590
Considered, advanced, 3rd Reading and referred for engrossment ---------- 592-594
Engrossed and to House ---------- 604-605
SAs rejected, Conference requested and H. Conferees named ---------- 624
Conference granted and S. Conferees appointed ---------- 624
CC Report adopted, bill passed as amended and to House ---------- 719-723
4th Reading ---------- 744

ENGROSSED HOUSE BILL NO. 326—By Reynolds (Oklahoma), Box, Bullard and Peak—An Act relating to chattel mortgages; amending Section 1, Chapter 3, Title 46, Page 304, Oklahoma Session Laws 1947, so as to provide for mortgages or pledges of goods, wares and merchandise consisting of durable goods, having a per unit cost to the mortgagor or pledgor of at least one hundred dollars ($100.00); and declaring an emergency.

1st Reading ---------- 340
2nd Reading ---------- 347

ENGROSSED HOUSE BILL NO. 328—By Allen, Smalley, Russell, Munson and Romang of the House and Ballinger of the Senate—An Act regulating the issuance, denial, cancellation, suspension and revocation of operator's and chauffeur's licenses; conferring certain powers and authority upon the commissioner of public safety in connection therewith; prescribing the procedure necessary to secure the issuance of such licenses; providing for appeals from orders of the commissioner of public safety except where such orders are mandatory; prescribing the manner of taking such appeals and conferring limited jurisdiction upon the county courts in connection with the hearing thereof and limiting the court in its inquiries and the orders to be issued in connection therewith; providing for a bond to supersede the orders of the commissioner and the county court and also providing for an appeal from the order and judgment of the county court of the district court by either party, etc.

1st Reading ---------- 842
2nd Reading ---------- 844
CR ---------- 923
Considered, advanced, 3rd Reading and to House ---------- 978-979
4th Reading ---------- 997

ENGROSSED HOUSE BILL NO. 331—By Smalley—An Act authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma National Guard on which to construct a warehouse; providing for procedure therefor; and declaring an emergency.

1st Reading ---------- 340
2nd Reading and to Calendar ---------- 347
Referred to Committee ---------- 355
CR ---------- 383
Considered, advanced, 3rd Reading and referred for engrossment ---------- 391
Engrossed and to House ---------- 415
SAs concurred in, bill passed as amended ---------- 474
4th Reading ---------- 474

ENGROSSED HOUSE BILL NO. 332—By Wallace (Oklahoma)—An Act amending 36 O. S. 1941, Section 17.2, Subsection (1), Clause (e);

relating to permitted investments of domestic insurance companies; and declaring an emergency.

1st Reading ---------- 661
2nd Reading ---------- 666

ENGROSSED HOUSE BILL NO. 336—By Reynolds (Oklahoma)—An Act relating to the creation, organization and operation of fire protection districts in unincorporated areas; providing for their area and changes therein; providing for the acquisition and disposal of property, for their officers, government, finances, elections and powers; providing for the issuance of bonds and the sale and payment thereof; providing for the making of special assessments for the payment of bond principal and interest and for the operation of the district; creating a lien of special assessments, penalties for non-payment, and for enforcement; conferring additional powers and duties on certain county officers; and providing for the dissolution of such districts.

1st Reading ---------- 787
2nd Reading ---------- 791
CR ---------- 813
Considered, advanced, 3rd Reading and to House ---------- 990
4th Reading ---------- 1015

ENGROSSED HOUSE BILL NO. 337—By Veterans and Military Affairs Committee—An Act amending Senate Bill 268, Session Laws of Oklahoma, 1947, relating to veterans hospitalization at the University Hospital; providing appropriations therefor, and making them non-fiscal; providing rules for expenditure of the appropriations; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---------- 625
2nd Reading ---------- 627
CR ---------- 694
Considered, advanced, 3rd Reading and referred for engrossment ---- 874-875
Engrossed and to House ---------- 893
SAs concurred in, bill passed as amended ---------- 915
4th Reading ---------- 920

ENGROSSED HOUSE BILL NO. 338—By Veterans and Military Affairs Committee—An Act amending Section 62, Chapter 2, Title 35, Oklahoma Statutes, 1941, proceedings for commitment of insane person—temporary detention—notification of Director of State Veterans Department of all veterans admitted on court order—veterans status to be determined and veterans admitted to Veteran Ward of Central Oklahoma State Hospital if facilities are available and/or unless admitted to United States Veterans Administration Hospital—admission as public or private patient—bonds for support and liability for support—commitment to other than State Hospital—guardian of person and estate—form of order for admission.

1st Reading ---------- 411
2nd Reading ---------- 417
CR ---------- 524
Considered, advanced, 3rd Reading and to House ---------- 526
4th Reading ---------- 540

ENGROSSED HOUSE BILL NO. 339—By Nix and Billingsley—An Act relating to the Workmen's Compensation law of this State; amending Section 29, Title 85, Oklahoma Statutes 1941, as amended, relating to and providing for trials de novo before judges of the district and superior courts of the State of Oklahoma after any order, decision or award is made by the State Industrial Commission; vesting the judges of such district and superior courts of the state with administrative powers in connec-

tion therewith; giving the said judges jurisdiction thereover; fixing venue thereof; prescribing procedure therefor; etc.

1st Reading ---------- 638
2nd Reading ---------- 645
CR ---------- 694
Considered, advanced, 3rd Reading and referred for engrossment----995-996
Engrossed and to House ---------- 1002
SAs concurred in, bill passed as amended---------- 1017
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 340—By Bullard and Smalley—An Act amending Sections 1, 2 and 3, of Chapter 26, Title 68, Session Laws 1947; levying an excise tax on petroleum oil, natural gas and/or casing-head gas produced in this State; requiring the tax to be collected by the Oklahoma Tax Commission and the proceeds to be deposited with the State Treasurer to the credit of the "Conservation Fund" and "the Interstate Oil Compact Fund of Oklahoma"; appropriating said "Conservation Fund" and the balance in the Conservation Fund created under the provisions of prior laws and enactments for the payment of salaries and expenses of the employees of the Conservation Department, provided for by law, and all items of office expense and office supplies including stationery, telephone and telegraph, 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 Oklahoma; etc.

1st Reading ---------- 553
2nd Reading ---------- 562
CR ---------- 582
Considered, advanced, 3rd Reading and to House----------596-597
4th Reading ---------- 625

ENGROSSED HOUSE BILL NO. 341—By Bullard—An Act imposing a privilege tax for the use of the public highways of this State for commercial purposes by persons importing motor fuel into this State in the motor fuel supply tanks of motor vehicles; etc.

1st Reading ---------- 553
2nd Reading ---------- 562
CR ---------- 582
Considered, advanced, 3rd Reading and referred for engrossment----595-596
Engrossed and to House ---------- 606
SAs concurred in, bill passed as amended---------- 718
4th Reading ---------- 728

ENGROSSED HOUSE BILL NO. 345—By Field—An Act relating to disposition of funds derived by any county, city, town or school district from sale, lease or rental of public property, or royalty, or compensation for services of public employees or other purposes; amending Section 1, Chapter 2g, Title 62, page 224, Oklahoma Session Laws 1945, as amended by Section 1, Chapter 2d, Title 62, page 393, Oklahoma Session Laws 1947 and by Section 1, Chapter 2e, Title 62, page 394, Oklahoma Session Laws 1947; preserving the provisions of Section 12, Chapter 1, Title 3, page 19, Oklahoma Session Laws 1947 and Section 1, Chapter 1, Title 11, page 29, Oklahoma Session Laws 1945; and declaring an emergency.

1st Reading ---------- 516
2nd Reading ---------- 523
CR ---------- 769
Considered, advanced, 3rd Reading and to House----------1002-1003
4th Reading ---------- 1019

ENGROSSED HOUSE BILL NO. 347—By Cunningham of the House, and Worthington and Jelks of the Senate—An Act relating to the House

Investigating Committee created under the provisions of House Resolution No. 42 of the Twenty-second Legislature; designating said committee as an interim legislative committee; authorizing said committee to continue the investigation after the close of the Twenty-second Legislature; making appropriation; and declaring an emergency.

1st Reading ---- 891
2nd Reading and to Calendar ---- 893
Stricken from the Calendar ---- 997

ENGROSSED HOUSE BILL NO. 350—By Dunlap, McColgin, Biles, Anderson, Kouns, Eubanks, Peak and Klinglesmith—An Act relating to salaries of county officers and their deputies and employees; amending Section 6 of Chapter 6, Title 19, Oklahoma Session Laws 1943, as amended by Section 3 of Chapter 6d, Title 19, Oklahoma Session Laws 1945; fixing salaries of county officers in certain counties; and declaring an emergency.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 503

ENGROSSED HOUSE BILL 352—By Davidson—An Act relating to public roads and highways; amending 69 O. S. 1941 § 4 so as to provide for the right to use the public roads and highways for the purpose of furnishing water; and declaring an emergency.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 590

ENGROSSED HOUSE BILL NO. 353—By Davidson, Andrews, Jennings, Forsythe, Disney, Oliver and Allen—An Act providing for city planning; authorizing the creation and organization of city planning commissions, prescribing the powers and duties thereof, defining the jurisdiction thereof, and providing funds therefor; regulating the division or subdivision of lands within the jurisdiction of such planning commissions; declaring certain transfers of land unlawful; providing for the establishment of building lines and setback lines and for the enforcement thereof; providing penalties for violations; limiting the application of this Act to cities having not less than 142,000 and not more than 204,000 population according to the last preceding federal decennial census; and declaring an emergency.

1st Reading ---- 340
2nd Reading ---- 347
CR ---- 353
Considered, advanced, 3rd Reading and to House ---- 478
4th Reading ---- 492

ENGROSSED HOUSE BILL NO. 354—By Harkey and Langley (Adair) of the House, and Rinehart of the Senate—An Act amending Sections 1, 2, 3, 4, 5 and 10 of House Bill No. 17, passed by the Twenty-Second Oklahoma Legislature, relating to micro-filming and disposition of certain public records, registers and warrants; and declaring an emergency.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 430
Considered, advanced, 3rd Reading and to House ---- 448
4th Reading ---- 471-472

ENGROSSED HOUSE BILL NO. 355—By Committee on Appropriations —An Act making an appropriation to the School for the Blind, Muskogee, Oklahoma, for the reconstruction of gymnasium building and

for the purchase of equipment necessary to make said building ready for occupancy; making appropriation non-fiscal; and declaring an emergency.

1st Reading ---------- 600
2nd Reading ---------- 602

ENGROSSED HOUSE BILL NO. 356—By Committee on Insurance—An Act relating to the regulation of rates for fire, marine and inland marine insurance and allied lines as authorized but not limited by Subsections 1, 2 and 12 of Title 36, O. S. 1941, § 6, Title 36, O. S. 1941, § 248, Subsection 1 of Title 36, O.S. 1941, § 377, Title 36, O. S. 1941, § 591, Title 36, O. S. 1941, § 601, and Subsection 1 of Title 36, O. S. 1941, § 743; and to rating organizations, exempting certain companies; and repealing all acts and parts of acts as may be in specific conflict therewith; making provisions of Act severable; fixing effective date of Act; and declaring an emergency.

1st Reading ---------- 583
2nd Reading ---------- 587
CR ---------- 624
Considered, advanced, 3rd Reading and to House ---------- 819-820
4th Reading ---------- 850-851

ENGROSSED HOUSE BILL NO. 357—By Langley (Adair)—An Act amending 12 O. S. 1941 § 1193; providing that when the State is garnisheed and when a State officer not under the control of a State department or institution is the defendant, service of garnishment shall be made by summons, as in other cases, upon the State Budget Officer; and declaring an emergency.

1st Reading ---------- 914
2nd Reading and to Calendar ---------- 921
Considered, advanced, 3rd Reading and referred for engrossment ---- 974-975
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 358—By Reynolds (Oklahoma)—An Act amending 61 O. S. 1941, Section 1, relating to bonds required on public improvements and providing an emergency.

1st Reading ---------- 516
2nd Reading ---------- 523
CR ---------- 540
Considered, advanced, 3rd Reading ---------- 1016-1017

ENGROSSED HOUSE BILL NO. 359—By Committee on Insurance—An Act relating to the regulation of rates for certain casualty insurance, including fidelity, surety and guaranty bonds and all forms of motor vehicle insurance and to rating organizations and other forms of concerted action; repealing all acts and parts of acts in conflict herewith; making provisions of Act severable; fixing the effective date of the Act; amending Sections 131, 606 and 612, 36 O. S. 1941.

1st Reading ---------- 584
2nd Reading ---------- 587
CR ---------- 624
Considered, advanced, 3rd Reading and to House ---------- 819
4th Reading ---------- 827

ENGROSSED HOUSE BILL NO. 360—By Brown (Pittsburg), Stipe, Easterly, Laing, Boatman, Ownby, Seids, Harkey, Cannon, Oliver, Reynolds (Ottawa), Shibley, Cunningham and Russell—An Act relating to welfare and correctional institution administration; creating a State Board of Welfare and Correctional Institutions and defining the powers, func-

tions and duties of such board; placing all State penal and corrective institutions under the control of said board; etc.

1st Reading ---- 777
2nd Reading ---- 791
CR and considered ---- 980
Advanced, 3rd Reading ---- 998

ENGROSSED HOUSE BILL NO. 363—By Harkey—An Act continuing and reappropriating certain appropriations made by SB 174, Regular Session, Twenty-First Legislature, to the Western Oklahoma Hospital, Supply, Oklahoma; making said reappropriation non-fiscal; and declaring an emergency.

1st Reading ---- 463
2nd Reading ---- 465
CR ---- 568
Considered, advanced, 3rd Reading and to House ---- 691
4th Reading ---- 708

ENGROSSED HOUSE BILL NO. 364—By Klinglesmith and Nix—An Act regulating the solicitation of funds for the purpose of aiding or promoting aid for aged or needy persons, either by direct or indirect grants or gifts, or for the securing of pensions or other benefits or legislation authorizing such benefits or pensions; requiring persons, firms, corporation, associations and organizations to procure licenses before engaging in such solicitation; requiring reports of expenditures to be made by such licenses; providing penalties for violation of the Act; and declaring an emergency.

1st Reading ---- 584
2nd Reading ---- 587
CR ---- 737
Considered, advanced, 3rd Reading and referred for engrossment ---- 883
Engrossed and to House ---- 910
SAs concurred in, bill passed as amended ---- 915
4th Reading ---- 981

ENGROSSED HOUSE BILL NO. 365—By Harkey of the House, and Gary of the Senate—An Act providing for the continuation and reappropriation of the appropriations made by SB 43 and SB 67 of the Twenty-First Legislature to the Oklahoma State Regents for Higher Education in the original amount of said appropriations less the amounts expended therefrom as of November 15, 1949, and less the amounts for which claims have been filed on said date; providing that the amounts reappropriated shall be available for the payment of outstanding obligations incurred against the original appropriations and for new incumbrances and expenditures arising after November 15, 1949; providing that amounts reappropriated shall be non-fiscal; providing for the use of federal funds; making the provisions of the act severable; and declaring an emergency.

1st Reading ---- 463
2nd Reading ---- 465
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment ---- 631
Engrossed and to House ---- 645
SAs rejected, Conference requested and H. Conferees named ---- 692
Conference granted and S. Conferees appointed ---- 692; 693
CC Report adopted, bill passed as amended and to House ---- 884-885
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 367—By Box, Anglin, Cunningham, Reynolds (Oklahoma) of the House, and Jarman, Nance, Rinehart, Ritzhaupt and Lowery of the Senate—An Act authorizing agricultural fair corporations organized under the laws of Oklahoma to establish a retirement

pay plan for certain employees and prescribing requirements, terms, and conditions under which said plan shall become operative; and declaring an emergency.

1st Reading ---------- 381
2nd Reading ---------- 384
CR ---------- 425
Considered, advanced, 3rd Reading and to House ---------- 449-450
4th Reading ---------- 471-472

ENGROSSED HOUSE BILL NO. 368—By Welch—An Act amending the Business Corporation Act; amending Section 19 of Chapter A, Title 18, Session Laws 1947 relating to general powers of domestic corporations; providing what the general powers may be and providing that corporations may cooperate with other corporations, organizations and persons in creation and maintenance of certain charitable philanthropic funds and other organizations; providing that corporations may make gifts for certain things; providing that corporations may assist employee credit unions, company pension and annuity and bonus plans; amending Section 27 of Chapter A, Title 18, Session Laws 1947 relating to incidental powers of domestic corporations; amending said section to clarify powers relating to certain public service corporations; providing that gas and electric public service corporations may not engage in business of selling appliances; and declaring an emergency.

1st Reading ---------- 569
2nd Reading ---------- 571
CR ---------- 609
Considered, advanced, 3rd Reading and to House ---------- 900-901
4th Reading ---------- 923

ENGROSSED HOUSE BILL NO. 369—By Allard of the House and Collins of the Senate—An Act authorizing the State Board of Vocational Education to provide a school bus driver training course under the trades and industry division; and declaring an emergency.

1st Reading ---------- 372
2nd Reading ---------- 376

ENGROSSED HOUSE BILL NO. 370—By Harkey, Carmichael, Andrews, Anglin, Bailey (Craig), Biles, Box, Burkhart, Cannon, Cordray, Henry, Klinglesmith, Pazoureck, Reynolds (Oklahoma), Seids, Sumrall, Tate and Wagner of the House and Gary and Ritzhaupt of the Senate—An Act making an appropriation to the Oklahoma State Regents of Higher Education to be allocated to and among the constituent institutions under the control of said regents and making appropriation non-fiscal; and declaring an emergency.

1st Reading ---------- 463
2nd Reading ---------- 465
CR ---------- 568
Considered, advanced, 3rd Reading and to House ---------- 833-834
4th Reading ---------- 850-851

ENGROSSED HOUSE BILL NO. 372—By Smalley and Harkey—An Act relating to the killing or capturing of squirrels; amending 29 O. S. 1941, § 176, so as to provide for open seasons on squirrels and that it shall be unlawful to kill or capture more than five (5) squirrels in any one (1) day or to have possession at any one time of more than ten (10) squirrels; providing penalties; and declaring an emergency.

1st Reading ---------- 914
2nd Reading and to Calendar ---------- 921

ENGROSSED HOUSE BILL NO. 373—By Davidson, Andrews, Jennings, Forsythe and Oliver—An Act amending 82 O. S. 1941, Chapter 7, by adding

new sections to be known as Sections 825 and 826, relating to contracts between a water improvement district and a city pertaining to the distribution system of a water improvement district, and relating to sale and transfer of lines of a water improvement district to a city where such lines become included within the corporate limits of a city, and giving such city power to acquire such lines by eminent domain, and declaring the use by the city of such water lines within the city to be a paramount public use; amending 82 O. S. 1941, Chapter 7, Section 856 (a) to provide for dissolution of a water improvement district when all its bonds and indebtedness have been paid in full; adding to said chapter and title Section 856 (k) providing for disposition of assets on hand at time of dissolution; and declaring an emergency.

1st Reading ---------- 412
2nd Reading ---------- 417
CR ---------- 592
Considered, advanced, 3rd Reading and referred for engrossment----951-952
Engrossed and to House ---------- 974
SAs concurred in, bill passed as amended---------- 1000
4th Reading ---------- 1015

ENGROSSED HOUSE BILL NO. 374—By Reynolds (Oklahoma), Sherman, Box and Brickell of the House, and Jarman of the Senate—An Act providing for planning and zoning in the unincorporated areas of the county and prescribing the terms, conditions, and provisions thereof; providing certain exceptions; limiting the provisions hereof to counties having a population in excess of two hundred forty thousand (240,000); repealing Title 11, Chapter 7, Oklahoma Session Laws, 1943; and declaring an emergency.

1st Reading ---------- 544
2nd Reading ---------- 562
CR ---------- 582
Considered, advanced, 3rd Reading and to House---------- 612
4th Reading ---------- 625

ENGROSSED HOUSE BILL NO. 375—By Harkey and Smalley—An Act making supplemental appropriation for the support and maintenance of the Oklahoma State Penitentiary located at McAlester, Oklahoma, for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---------- 381
2nd Reading and to Calendar ---------- 384
Considered, advanced, 3rd Reading and to House----------390-391
4th Reading ---------- 411

ENGROSSED HOUSE BILL NO. 376—By Johnston of the House, and Porter of the Senate—An Act creating in the office of the county treasurer in certain counties a deputy for school accounts, in addition to other deputies provided by law; fixing his status, salary, and duties; providing for reimbursement of the county for his services out of operating surpluses of the school districts served at the expenses of the county; and declaring an emergency.

1st Reading ---------- 372
2nd Reading ---------- 376
CR ---------- 404
Considered, advanced, 3d Reading and referred for engrossment---------- 452
Engrossed and to House ---------- 471
SAs concurred in, bill passed as amended---------- 492
4th Reading ---------- 509

ENGROSSED HOUSE BILL NO. 377—By Brickell, Wallace (Oklahoma), Cunningham, Sherman, Box, McCarty and Reynolds (Oklahoma)—An Act relating to salaries of deputies of the court clerk in certain

counties; amending Subdivision (e), Section 1, Chapter 6e, Title 19, Page 195, Oklahoma Session Laws 1947 so as to provide for certain payments to said deputies out of the county court fund; and declaring an emergency.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 445
Considered, advanced, 3rd Reading and to House ---- 507-508
4th Reading ---- 521

ENGROSSED HOUSE BILL NO. 379—By Committee on Labor Relations—An Act relating to Workmen's Compensation; amending Subsection 5, Section 22, Chapter 2, Title 85, Oklahoma Statutes 1941, as amended by Section 1, Chapter 2, Title 85, Session Laws 1945, 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 ---- 584
2nd Reading ---- 587
CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 1013
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 380—By Field—An Act amending Section 1, Chapter 5A, Title 26, Page 88, Oklahoma Session Laws 1943, Section 11, Chapter 11, Title 26, Page 245, Oklahoma Session Laws 1947, and Section 1, Chapter 5, Title 26, Page 101, Oklahoma Session Laws 1945; relating to primary and general elections.

1st Reading ---- 915
2nd Reading and to Calendar ---- 922
Considered, advanced, 3rd Reading ---- 992

ENGROSSED HOUSE BILL NO. 382—By Camp and Williams of the House and Rinehart and Ginder of the Senate—An Act relating to State Building and Loan Associations; amending 18 O. S. 1941 § 214, relating to the increasing of the authorized capital stock of such associations; and declaring an emergency.

1st Reading ---- 585
2nd Reading ---- 587
CR ---- 609
Considered, advanced, 3rd Reading and to House ---- 847
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 383—By Camp and Williams of the House and Rinehart and Ginder of the Senate—An Act relating to Building and Loan Associations; amending 18 O. S. 1941 § 319; and declaring an emergency.

1st Reading ---- 585
2nd Reading ---- 587
CR ---- 609
Considered, advanced, 3rd Reading and to House ---- 901-902
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 384—By Camp and Williams of the House and Rinehart and Ginder of the Senate—An Act relating to State Building and Loan Associations; amending 18 O. S. 1941 § 231; relating to the extension of the corporate existence of such building and loan associations; and declaring an emergency.

1st Reading ---- 585

2nd Reading ---- 587
CR ---- 609
Considered, advanced, 3rd Reading and to House ---- 901
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 389—By Smalley of the House, and Anderson, Counts and White of the Senate—An Act amending 21 O. S. 1941, Section 390, relating to custody and restraint of jurors, to provide that the oath administered to the bailiff or other officer in charge at the outset of such custody shall serve until such jury has been discharged from the trial of the same; and declaring an emergency.

1st Reading ---- 584
2nd Reading ---- 587
CR ---- 615
Considered, advanced, 3rd Reading and to House ---- 818
4th Reading ---- 827

ENGROSSED HOUSE BILL NO. 390—By Stipe, Brown (Pittsburg), Boatman, and Russell of the House, and Counts of the Senate—An Act relating to mines and mining; amending 45 O. S. 1941 § § 1, 2, 3, 4, 5, 6, 8, 65, 111, 116, 118, 131, 151, 171, 172, 181, 201, as amended; 241, 251, 281, 291, 292, 293, as amended; 301, 311, 331, 341, and 361; providing for compilation of Oklahoma mining laws by Attorney General, and fixing duties of Chief Mine Inspector and coal mine operators in distributing compilations of mining laws; providing an appropriation therefor; and declaring an emergency.

1st Reading ---- 750
2nd Reading ---- 760
CR ---- 823
Considered, advanced, 3rd Reading and to House ---- 849-850
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 392—By Sherman—An Act authorizing Mr. P. M. Juvenal to bring suit against the State of Oklahoma to recover damages by reason of a motor vehicle accident involving a vehicle owned by the State Department of Highways; providing for summons, venue and proceedings in said action; providing for payment of said judgment out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

1st Reading ---- 662
2nd Reading ---- 666
CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 899
4th Reading ---- 957-958

ENGROSSED HOUSE BILL NO. 393—By Smith (Cherokee), Smith (Rogers), Harkey, Haworth, Langley (Adair), Munson, Russell and Taylor—An Act relating to motor vehicles; defining the term "chauffeur"; amending 47 O. S. 1941, Section 272, Subsection (g), as amended by Section 3, House Bill No. 10, of the Twenty-second Legislature; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 523
CR ---- 590
Considered, advanced, 3rd Reading and referred for engrossment ---- 1016
Engrossed and to House ---- 1016

ENGROSSED HOUSE BILL NO. 394—By Carmichael—An Act relating to the salary of the warden of the Oklahoma State Reformatory at

Granite, Oklahoma; amending Section 2, Chapter 4, Title 57, page 131, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading ---------- 517
2nd Reading ---------- 523
CR ---------- 533
Considered, advanced, 3rd Reading and to House ----------581-582
4th Reading ---------- 601

ENGROSSED HOUSE BILL NO. 396—By Committee on Transportation—An Act amending Section 2, Chapter 18c, Title 68, page 437, Oklahoma Session Laws 1947; relating to the construction and maintenance of farm-to-market roads; authorizing the expenditure of One Cent (1c) of the gasoline excise tax levied by Section 1 of said Chapter 18c for that purpose; transferring unencumbered funds allocated to counties under the provisions of Chapter 18c, Title 68, page 436-438 Oklahoma Session Laws 1947 to the county highway, maintenance and construction fund of the several counties of the State, requiring the State Treasurer to pay said unencumbered funds to the county treasurer and by them deposited in the county highway, maintenance and construction funds to be used for the purpose of constructing and maintaining county rural roads, highways, and bridges; making the provisions of this Act severable; and declaring an emergency.

1st Reading ---------- 539
2nd Reading ---------- 544
CR ---------- 590
Considered, advanced, 3rd Reading and referred for engrossment----------594-595
Engrossed and to House ----------604-605
SAs concurred in, bill passed as amended ---------- 718
4th Reading ---------- 728

ENGROSSED HOUSE BILL NO. 397—By Harkey—An Act making appropriation for travel expenses of district judges and court reporters for the fiscal year ending June 30, 1949; and declaring an emergency.

1st Reading ---------- 463
2nd Reading ---------- 465
CR ---------- 568
Considered, advanced, 3rd Reading and to House ---------- 834
4th Reading ----------850-851

ENGROSSED HOUSE BILL NO. 400—By Ozmun—An Act relating to the Fish and Game Commission in cities and towns; amending Section 1, Chapter 13b, Title 11, Page 58, Oklahoma Session Laws 1947 so as to provide for the term of office of the members of said commission; and declaring an emergency.

1st Reading ---------- 381
2nd Reading ---------- 384
CR ---------- 388
Considered, advanced, 3rd Reading and to House---------- 486
4th Reading ---------- 492

ENGROSSED HOUSE BILL NO. 401—By Harkey of the House and Gary of the Senate—An Act relating to the Board of Accountancy, making an appropriation of four thousand five hundred dollars ($4,500.00) therefor from the accountancy fund in the State Treasury, designating what fees shall constitute the fund from which said appropriation shall be made; and declaring an emergency.

1st Reading ---------- 463
2nd Reading ---------- 465
CR ---------- 568
Considered, advanced, 3rd Reading and emergency roll call deferred---- 922

Emergency roll call and to House ---------- 926
4th Reading ---------- 952

ENGROSSED HOUSE BILL NO. 402—By Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma)—An Act relating to the county court; fixing the salary of the regular official county court stenographer or reporter appointed by the county judge, in all counties of the State of Oklahoma having a population in excess of two hundred twenty-five thousand (225,000) people, according to the last decennial census, authorizing the payment of a portion thereof from the court fund of the county; and declaring an emergency.

1st Reading ---------- 412
2nd Reading ---------- 417
CR ---------- 445
Considered, advanced, 3rd Reading and to House ---------- 508
4th Reading ---------- 521

ENGROSSED HOUSE BILL NO. 403—By Andrews of the House and Price of the Senate—An Act relating to the method of procedure and duties of public officers in the collection and apportionment of ad valorem and special taxes, with provisions for destruction of old tax records; amending 68 O. S. 1941, Section 15.54, as amended by Section 1, Chapter 1c, Title 68 Oklahoma Session Laws 1945, and amending Sections 205, and 207 of Title 68 O. S. 1941, and repealing Sections 15.51, 15.52, 201, 206, and 209 of Title 68 O. S. 1941, and repealing Sections 115, 116, 117, 118, 119. 250, 251, 252, 254, 255, 332, 335, 442, 624, 634, 643 and 644 of Title 19 O. S. 1941, repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---------- 662
2nd Reading ---------- 666
CR ---------- 789
Considered, advanced, 3rd Reading and referred for engrossment ---------- 954
Engrossed and to House ---------- 982

ENGROSSED HOUSE BILL NO. 405—By Boatman—An Act relating to the instruction and attendance of the colored race in colleges or institutions of higher education of the State established and/or used by the white race; amending 70 O. S. 1941 § § 455, 456 and 457; repealing all Acts or parts of Acts, in so far as same are in conflict with this Act or the public policy revealed thereby; and declaring an emergency.

1st Reading ---------- 625
2nd Reading ---------- 627
Wd from Committee and to Calendar ---------- 762
Considered, advanced, 3rd Reading and referred for engrossment ---- 965-966
Engrossed and to House ---------- 989
SAs concurred in, bill passed as amended ---------- 1017
4th Reading ---------- 1017

ENGROSSED HOUSE BILL NO. 408—By Boatman, Bohannon, Camp, Cannon, Douglas (Bryan), Duke, Easterly, Klinglesmith, Lance, Langley (Muskogee), McGahey, Oliver, Reynolds (Ottawa), Smith (Cherokee), Smith (Rogers) and Wagner of the House and Baldwin, Cook, Leonard and Nevins of the Senate—An Act amending Section 1, House Bill 278, Oklahoma Session Laws 1945, page 154; relating to lease agreements between the governing boards of counties, cities and towns, school boards and boards of education and lessor of road machinery and equipment, street and fire equipment and machinery and pupil transportation equipment for school purposes; and declaring an emergency.

1st Reading ---------- 517
2nd Reading ---------- 523

CR ---- 533
Considered, advanced, 3rd Reading and to House ---- 923
4th Reading ---- 952

ENGROSSED HOUSE BILL NO. 409—By Boatman, Blaylock, Bohannon, Camp, Cannon, Duke, Easterly, Forsythe, Harkey, Klinglesmith, Lance, Oliver, Reynolds (Ottawa), Russell, Tiffany and Wagner of the House and Nevins, Leonard, Baldwin and Cook of the Senate—An Act requiring that persons, firms, companies, or corporations selling equipment, road machinery, materials or supplies or accessories thereto, to counties in excess of Ten Thousand Dollars ($10,000.00) per year, to post a surety bond in the sum of Twenty-Five Thousand Dollars ($25,000.00) with the Secretary of State; prescribing the conditions of said bond; providing for forfeiture thereof; providing that the price list for said property shall be filed in the office of the State Examiner and Inspector; prescribing the duties and powers of the State Examiner and Inspector; fixing sales price to counties of rebuild and guaranteed property and secondhand property; repealing all conflicting laws.

1st Reading ---- 715
2nd Reading ---- 718
CR ---- 748
Considered, advanced, 3rd Reading ---- 982

ENGROSSED HOUSE BILL NO. 411—By Langley (Adair)—An Act authorizing the majority of legal voters residing in two or more sections of land in an open stock-district adjoining a closed stock-district to petition the board of county commissioners for annexation to the closed stock-district; providing procedure for annexation; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 476
Considered, advanced, 3rd Reading and referred for engrossment ---- 705-706
Engrossed and to House ---- 708
SAs rejected, Conference requested and H. Conferees named ---- 749
Conference granted and S. Conferees appointed ---- 760
CC Report adopted, bill passed as amended and to House ---- 887-888
4th Reading ---- 923

ENGROSSED HOUSE BILL NO. 415—By Evans and Tate—An Act relating to defining Sabbath-breaking; amending 21 O. S. 1941, Section 908 to provide for sale of necessities; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 523
CR ---- 533
Considered, advanced, 3rd Reading and to House ---- 548
4th Reading ---- 569

ENGROSSED HOUSE BILL NO. 416—By Ozmun—An Act relating to cities and towns; providing that in cities and towns of thirty-five thousand eight hundred forty nine (35,849) or more population according to the next preceding federal decennial census the police judge shall be an attorney; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 600
2nd Reading and to Calendar ---- 602
Considered, advanced, 3rd Reading and to House ---- 650-651
4th Reading ---- 697

ENGROSSED HOUSE BILL NO. 417—By Trent and Dyer of the House and Binns and McClendon of the Senate—An Act amending Sections 228 and 235, 29 O. S. 1941; providing that furbearing animals may be trapped

in open season in steel traps having a spread of not more than six inches; providing for the sale of pelts of furbearing animals; and repealing Section 232, 29 O. S. 1941.

1st Reading ---------- 517
2nd Reading ---------- 523
CR ---------- 624
Considered, advanced, 3rd Reading and to House ---------- 691
4th Reading ---------- 708

ENGROSSED HOUSE BILL NO. 421—By Welch and Smalley—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, 1951, to be used and expended by the Department of Highways of the State of Oklahoma to pay the expenses of operating and maintaining the Department of Highways and the State Highway Commission, and the expenses incurred in constructing and maintaining state highways, farm-to-market 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; etc.

1st Reading ---------- 599
2nd Reading ---------- 602
CR and re-referred to Committee ---------- 717
CR ---------- 730
Considered, advanced, 3rd Reading and to House ---------- 816-817
4th Reading ---------- 827

ENGROSSED HOUSE BILL NO. 422—By Ownby and Brown (Pottawatomie)—An Act authorizing C. V. Courtney and Bethel Courtney, his wife, to bring suit against the State of Oklahoma to recover consequential damages to certain described real estate situated in Pottawatomie County, Oklahoma, caused by the construction and elevation of U. S. Highway No. 270 south of the same and contiguous thereto; providing summons, venue and proceedings in said action; and authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

1st Reading ---------- 517
2nd Reading ---------- 523
CR ---------- 540
Considered, advanced, 3rd Reading and to House ---------- 650
4th Reading ---------- 697

ENGROSSED HOUSE BILL NO. 423—By Morris, Smalley, Billingsley, Allen, Berry, Davidson, Disney, Dyer, Eubanks, Forsythe, Garvin, Griffin, Henry, Jennings, Lance, McColgin, Oliver, Pitman, Romang, Tate and Wagner—An Act relating to adoption; defining terms; placing jurisdiction of adoption proceedings in county juvenile courts; providing for the adoption of children; providing a separate process for the adoption of adults; providing for petitions for adoption and orders of adoption; providing for studies of prospective adoptions and reports thereon; providing for a trial adoption period; providing for the circumstances under which consent of parents, guardians or child placing or home finding agencies shall be necessary; stating duties and authority of child placing and home finding agencies; providing that this Act shall be equally applicable to public and private child placing or home finding agencies; requiring all adoption papers and records to be of a confidential and privilege nature; regulating the exportation and importation of children; providing for the annulment of adoptions in certain circumstances; prescribing the duties of the Depart-

ment of Public Welfare; forbidding trafficking in babies; prescribing punishment for violation of this Act; making provisions of; etc.

1st Reading ---------- 600
2nd Reading ---------- 603
CR ---------- 789

ENGROSSED HOUSE BILL NO. 424—By Langley (Adair), Anderson, Autry, Dyer, Haworth, Klinglesmith, Long, McColgin and Stipe—An Act authorizing the Department of Public Welfare to provide hospitalization and medical care for persons entitled to old age assistance payments; and declaring an emergency.

1st Reading ---------- 591
2nd Reading ---------- 592
CR ---------- 708
Considered, advanced, 3rd Reading and to House ---------- 730-731
4th Reading ---------- 761

ENGROSSED HOUSE BILL NO. 426—By Davidson—An Act relating to County Public Records and Archives; providing for the disposition of certain County Records and Archives under certain conditions; creating County Archives and Record Commissions, and defining their powers and duties; providing for the micro-filming of certain county public records and archives, and the maintenance of micro-film libraries in the counties of this State; authorizing appropriations; defining duties of the State Librarian; and declaring an emergency.

1st Reading ---------- 591
2nd Reading ---------- 592
CR ---------- 624
Considered, advanced, 3rd Reading and referred for engrossment ---------- 924
Engrossed and to House ---------- 929-930
SAs concurred in, bill passed as amended ---------- 1017
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 427—By Bullard of the House and Anderson of the Senate—An Act relating to cancellation of checks, vouchers or warrants issued by commissioners of land office, and disposition of funds represented thereby; etc.

1st Reading ---------- 662
2nd Reading ---------- 666
CR ---------- 848
Considered, advanced, 3rd Reading and to House ---------- 1003
4th Reading ---------- 1019

ENGROSSED HOUSE BILL NO. 428—By Camp, Allen and Brickell—An Act amending Sections 2, 6, 7, and 8 of Chapter 1c, Title 69, Acts of the 20th Legislature, adding Sections 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32, relating to limited access highway facilities; providing for the cost thereof, payment for same, acquisition of property therefor, construction thereof, the levy and collection of special assessments to pay for same, including the issuance of bonds in payment for the whole or part of the cost thereof to every county of the State having a population of forty-four thousand nine hundred (44,900) or more, in which there is located a city having a population in excess of twenty-eight thousand (28,000) as shown by the last preceding Federal census, and the provisions of this Act authorizing the use of special assessments shall extend to every city in this State having a population in excess of twenty-eight thousand (28,000) as shown by the last preceding Federal census; and declaring an emergency.

1st Reading ---------- 490
2nd Reading ---------- 502

CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment---- 636
Engrossed and to House ---- 645
SAs concurred in, bill passed as amended ---- 661
4th Reading ---- 668

ENGROSSED HOUSE BILL NO. 429—By Tate, Evans, Field, Andrews, Autry, Berry, Brewer, Brown (Pottawatomie), Carmichael, Haworth, Johnston, Lance, Long, Pazoureck, Stipe, Sugg, Taylor and Trent—An Act relating to old age assistance; providing that up to the sum of One Thousand Dollars ($1,000.00) of the cash surrender value of any insurance policy owned by any applicant or recipient shall not be considered as a resource by the commission in determining the amount of assistance to be received by such applicant or recipient; amending Section 1, Chapter 7, Title 56, Page 180, Oklahoma Session Laws 1945; and declaring an emergency.

1st Reading ---- 531
2nd Reading ---- 534
CR ---- 568
Considered, advanced, 3rd Reading and referred for engrossment----652-653
Engrossed and to House ---- 666
SAs rejected, Conference requested and H. Conferees named ---- 707
Conference granted and S. Conferees appointed ---- 707

ENGROSSED HOUSE BILL NO. 430—By Anderson—An Act levying on and after January 1, 1950, an additional annual license fee upon all commercial motor vehicles; providing for collections and apportionment of the revenues derived therefrom; providing certain exemptions; amending Subsections D and E of Section 22.2, Title 47, O. S. 1941, as amended by the Session Laws of 1947; amending Subsection 8 of Section 22.5, Title 47, O. S. 1941, as amended by the Session Laws of 1947; amending Section 22.9, Title 47, O. S. 1941, relating to penalties and additional license fees; declaring legislative intent; providing for severability; and declaring an emergency.

1st Reading ---- 787
2nd Reading and to Calendar ---- 791
Considered in Committee of the Whole and Report of ---- 791
Advanced ---- 791
3rd Reading and to House ---- 814
4th Reading ---- 819

ENGROSSED HOUSE BILL NO. 433—By Judiciary Committee—An Act making it unlawful to solicit claims for damages for personal injuries and wrongful death for the purpose of or with the intent to file suit thereon outside the State of Oklahoma, where such cause of action arose within the State of Oklahoma, and where the claimant thereto resides within the State of Oklahoma, and where the defendant to be sued in any such action may be served with process within the State of Oklahoma; prescribing the penalty for violation thereof; and providing that contracts for employment entered into in violation of this Act shall be invalid and unenforceable; etc.

1st Reading ---- 412
2nd Reading ---- 417
CR ---- 430
Considered, advanced, 3rd Reading and referred for engrossment----472-473
Engrossed and to House ---- 477
SAs rejected, Conference requested and H. Conferees named ---- 492
Conference granted and S. Conferees appointed ----492; 518
CC Report rejected by House and further Conference requested ---- 561
Further Conference granted ---- 565

ENGROSSED HOUSE BILL NO. 435—By Judiciary Committee—An Act prescribing limitations as to actions affecting title to real property where the records in the office of the county clerk of the county wherein the real property is located do not disclose the marital status of the grantor or other person executing the instrument and where it is claimed the property described in the instrument constituted a family homestead, prescribing an exception where the time limit herein mentioned has expired; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 524
CR ---- 540
Considered, advanced, 3rd Reading and to House ---- 900
4th Reading ---- 952

ENGROSSED HOUSE BILL NO. 436—By Russell—An Act amending 20 O. S. 1941, § § 108 and 316, to authorize the purchase and use of recording machines for taking testimony or other proceedings in district, county or other courts; and declaring an emergency.

1st Reading ---- 638
2nd Reading ---- 645
CR ---- 694

ENGROSSED HOUSE BILL NO. 437—By Williams, Bethell, Biles, Black, Card, Coleman, Dillon, Forsythe, Fronterhouse, Garvin, Griffin, Henry, Hert, Lance, Lindley, Long, Oliver, Ownby, Reynolds (Oklahoma), Reynolds (Ottawa), Smith (Rogers), Stipe, Tate, Tiffany and Wallace (Oklahoma)) of the House and Rinehart of the Senate—An Act relating to mental health and the care, treatment and hospitalization of mentally ill, mentally defective, and epileptic persons; creating a State Department of Mental Health and defining the powers, functions and duties of such department; providing procedure for commitments of mentally ill, mentally defective and epileptic persons to institutions for the care, treatment and safekeeping of such persons; providing for jury trial before certification; requiring determination by superintendent; creating positions in the State Department of Mental Health; placing all State institutions for the care and treatment of mentally ill, mentally defective and epileptic persons under the control of the State Department of Mental Health; providing penalties for abuse or mistreatment of patients in said institutions; providing penalties for unlawful order for admission; making provisions of Act severable; repealing Chapter 2, Title 35, page 256, O. S. 1947 and conflicting laws; and declaring an emergency.

1st Reading ---- 532
2nd Reading ---- 534
CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment ---- 817-818
Engrossed and to House ---- 823
SAs rejected, Conference requested and H. Conferees named ---- 884
Conference granted and S. Conferees appointed ---- 884
CC Report read ---- 920-921
CC Report adopted, bill passed as amended and to House ---- 927-928
4th Reading ---- 990

ENGROSSED HOUSE BILL NO. 440—By Larason—An Act relating to bang's disease; providing for a program for voluntary tests for such disease and defining the official test therefor; providing for ear tagging and reports on tested animals and ear tagging and branding of infected animals, and making certain exceptions as to registered animals; placing quarantine on infected animals; authorizing rules and regulations and giving right of entry to effectuate act; making violation of act or rule or regulation a misdemeanor; repealing Chapter 3, Title 2, Oklahoma Session Laws 1947 and conflicting laws; and declaring an emergency.

1st Reading ---- 638

2nd Reading ---- 645
CR ---- 718
Re-referred to Committee ---- 819
CR ---- 823
Considered, advanced, 3rd Reading and referred for engrossment ---- 1007-1008
Engrossed and to House ---- 1014
House requested to return bill ---- 1018
Bill returned by House ---- 1019
Vote reconsidered by which passed ---- 1019
SAs stricken, bill passed and to House ---- 1019
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 441—By Tate and Evans—An Act relating to the appointment of a court bailiff in all counties in the State of Oklahoma having a population of not less than Forty-three Thousand (43,000), nor more than Forty-three Thousand Five Hundred (43,500), as shown by the last preceding Federal decennial census; fixing their salaries; amending Senate Bill No. 201, page 262, Oklahoma Session Laws 1943; and declaring an emergency.

1st Reading ---- 413
2nd Reading ---- 417
CR ---- 445
Considered, advanced, 3rd Reading and to House ---- 450
4th Reading ---- 471-472

ENGROSSED HOUSE BILL NO. 442—By Disney, Forsythe, Jennings, Morris, Allen, Davidson, Fronterhouse, Garvin, Lance, Munson, Oliver, and Wagner—An Act relating to State institutions for the care of dependent, neglected, homeless, and orphan children; vesting the management and operation of said institutions in the Department of Public Welfare; creating an Oklahoma Orphans Home for colored children to be located at Taft, Okla.; providing for the custody or guardianship for such children; providing for the transfer of property and personnel to the Department of Public Welfare; specifying the effective date of the Act; repealing laws in conflict therewith; and declaring an emergency.

1st Reading ---- 638
2nd Reading ---- 645
Wd from Committee and re-referred ---- 705
CR ---- 789

ENGROSSED HOUSE BILL NO. 443—By Disney, Forsythe, Jennings, Morris, Allen, Davidson, Fronterhouse, Garvin, Lance, Munson, Oliver and Wagner—An Act relating to parental rights; defining terms; providing for the termination and transfer of parental rights; prescribing the conditions that terminate parental rights; and providing procedures for the termination and transfer of parental rights.

1st Reading ---- 638
2nd Reading ---- 645
Wd from Committee and re-referred ---- 705
CR ---- 794

ENGROSSED HOUSE BILL NO. 444—By Disney, Forsythe, Jennings, Morris, Wagner, Lance, Munson, Fronterhouse, Davidson, Oliver, Garvin, Allen—An Act relating to the authority and responsibility of the husband of a woman bearing a child, and who is judicially determined not to be the father of said child by reason of non-access; and providing that said husband shall have no authority over, or responsibility toward said child unless he shall have legally adopted the child.

1st Reading ---- 585
2nd Reading ---- 587
CR ---- 615

ENGROSSED HOUSE BILL NO. 445—By Allen and Oliver—An Act amending 68 O. S. 1941 § 351, as amended by Section 1 of Chapter 11b of Title 68, Oklahoma Session Laws 1945, relating to the payment of ad valorem taxes.

1st Reading ---- 591
2nd Reading ---- 592
CR ---- 876

ENGROSSED HOUSE BILL NO. 446—By Wagner, Reynolds (Oklahoma), Berry, Camp, Cannon, Doty, Lindley, Pitman, Russell, Sherman and Taylor of the House, and Cowden and Jarman of the Senate—An Act relating to land which has been used for human burial but not included within any cemetery corporation; providing for conveyance of title thereto with right of ingress and egress, to the board of county commissioners of the county in which such land is situated, in trust, for the use of the local community for cemetery purposes; and the conveyance thereof by said board to any cemetery corporation which may be formed for such purpose; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 524
CR ---- 533
Considered, advanced, 3rd Reading and to House---- 635-636
4th Reading ---- 661

ENGROSSED HOUSE BILL NO. 448—By Ownby, Brown (Pottawatomie) and Tiffany—An Act relating to fees of Justices of the Peace and Constables; amending 28 O. S. 1941, § 53, so as to provide that certain fees of Justices of the Peace and Constables in certain counties shall be allowed by the County; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 463
2nd Reading ---- 465
CR ---- 503
Considered, advanced, 3rd Reading and to House---- 882-883
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 449—By Easterly of the House and Seaman of the Senate—An Act authorizing the county commissioners of Woods County, Oklahoma, to convey to the City of Alva, Oklahoma, certain lands out of Block Forty (40) of the original townsite of said city; and declaring an emergency.

1st Reading ---- 464
2nd Reading ---- 465
CR ---- 490
Considered, advanced, 3rd Reading and to House---- 529-530
4th Reading ---- 540

ENGROSSED HOUSE BILL NO. 450—By Larason, Burton, Nall, Sumrall and Wolfe—An Act authorizing the agricultural industry of the State of Oklahoma to contribute, on a voluntary basis, to the support and expansion of agricultural research through the Oklahoma Agricultural Experiment Station, and to the support and expansion of the program of the Oklahoma Agricultural extension service, providing that every agricultural organization, association and corporation in the State of Oklahoma, including agricultural cooperatives, and the producers of any specific commodity through a referendum of members, may contribute to the support of such activities, defining the manner in which such contributions may be made; providing the manner of depositing and expending the funds made available hereunder; declaring the provisions of

this Act to be severable; repealing all laws in conflict herewith; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 524
Wd from Committee and re-referred ---- 582
CR ---- 590
Considered, advanced, 3rd Reading and to House ---- 651-652
4th Reading ---- 697

ENGROSSED HOUSE BILL NO. 452—By Doty—An Act amending Section 274, Title 11, Oklahoma Statutes of 1941, as amended by Section 1, Chapter 4, Session Laws of Oklahoma of 1947, defining district sewers and relating to the construction and installation thereof; and declaring an emergency.

1st Reading ---- 492
2nd Reading ---- 505
CR ---- 540
Considered, advanced, 3rd Reading and to House ---- 649-650
4th Reading ---- 668

ENGROSSED HOUSE BILL NO. 454—By Card and Larason—An Act relating to insecticides, herbicides and fungicides; regulating use and application thereof; requiring bonds and permits for applicators and users; prescribing permit fees and disposition thereof; requiring records and inventories; prescribing powers, duties and functions of State Board of Agriculture and authorizing rules and regulations; providing for cancellation of permits and making violations of Act misdemeanors; making provisions of Act severable; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 591
2nd Reading ---- 592
CR ---- 737
Considered, advanced, 3rd Reading and to House ---- 933
4th Reading ---- 957-958

ENGROSSED HOUSE BILL NO. 456—By Morris—An Act relating to the employment of minors; forbidding employment of minors under certain ages and in certain occupations; setting forth maximum hours of work for minors, and forbidding their employment after certain hours; providing for the maintenance of minors' employment records; providing for minors' employment certificates, the conditions under which they may be issued, and the issuance thereof; providing for the sale and distribution of newspapers and other periodicals by minors of ten (10) years of age or over and girls sixteen (16) years of age or over on regularly established and fixed routes; providing for the enforcement of this Act, and providing penalties for violations thereof; making provisions of this Act severable; and repealing laws in conflict therewith.

1st Reading ---- 590
2nd Reading ---- 592
CR ---- 615

ENGROSSED HOUSE BILL NO. 458—By Brickell, Cunningham, Box, McCarty, Sherman, Wallace (Oklahoma)—An Act authorizing a secretary and assistant probation officer for the probation officer provided by 10 O. S. 1941 § 116 and the public defender provided by 19 O. S. 1941 § 134; providing for the appointment, salary and method of payment of such secretary and assistant probation officer; repealing conflicting laws; making this act severable; and declaring an emergency.

1st Reading ---- 661
2nd Reading ---- 666

CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 960
4th Reading ---- 997

ENGROSSED HOUSE BILL NO. 459—By Sumrall—An Act repealing 4 O. S. 1941 § 259, relating to brands; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 524
CR ---- 540
Considered, advanced, 3rd Reading and to House ---- 905-906
4th Reading ---- 957-958

ENGROSSED HOUSE BILL NO. 460—By Committee on Public Health —An Act amending Section 1, Chapter 1, Title 63, Page 224, Oklahoma Session Laws 1945; providing that members of the State Board of Health shall be paid by the State their actual and necessary expenses in attending meetings, either within or without the State, relative to the public health; and declaring an emergency.

1st Reading ---- 661
2nd Reading ---- 666
CR ---- 737
Considered, advanced, 3d Reading and to House ---- 955-956
4th Reading ---- 990

ENGROSSED HOUSE BILL NO. 461—By Oliver and Brickell—An Act making it unlawful for any person in attendance at any football, baseball or other athletic contest or game to throw a bottle, cushion, rock or other missile; prescribing a penalty for violation of this Act; and declaring an emergency.

1st Reading ---- 590
2nd Reading ---- 592

ENGROSSED HOUSE BILL NO. 462—By Wagner, Laing, Oliver, Stipe, Card, Douglas (Bryan), Garvin, Munson, Haworth, Lance, Lindley, Russell, Tate and Trent—An Act amending 35 O. S. 1941 § 71, authorizing and relating to the commitment of inmates of penal and correctional institutions supported by the State to a State Hospital for the Insane for the purpose of treatment; and declaring an emergency.

1st Reading ---- 590
2nd Reading ---- 592
CR ---- 615

ENGROSSED HOUSE BILL NO. 463—By Smalley—An Act relating to unemployment compensation; amending Section 213, Title 40, O. S. Supp. 1947, the same being Section 213, Title 40, O. S. 1941 as amended by Sections 1 and 2 of Chapter 6 of Title 40, S. L. 1945, Page 134; amending Section 216(c), Title 40, O. S. 1941; amending Section 229 (L) of Title 40, O. S. 1941; providing that the Sections of this Act shall be severable; and declaring an emergency.

1st Reading ---- 625
2nd Reading ---- 627
CR ---- 694
Considered, advanced, 3rd Reading and referred for engrossment ---- 708-709
4th Reading ---- 744

ENGROSSED HOUSE BILL NO. 464—By Speakman of the House and Collins of the Senate—An Act making certificates of error granted under Section 12642, Oklahoma Statutes 1931, conclusive if not attacked

within fifteen (15) years, and creating an exception where such time has run; and declaring an emergency.

1st Reading ---- 590
2nd Reading ---- 592
CR ---- 615
Considered, advanced, 3rd Reading and to House---- 886-887
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 465—By Harkey—An Act proposing an amendment to Article 10 of the Constitution of Oklahoma to be known as Section 31; authorizing enactment of law whereby the State may become indebted in an amount not to exceed thirty-six million dollars ($36,000,000.00) for the purpose of constructing, remodeling and repairing State buildings; relating to the payment and discharge of the interest and principal of said debt; and providing for the submission of said amendment to the people for their approval or rejection at a special election; and declaring an emergency.

1st Reading ---- 491
2nd Reading ---- 502
CR ---- 505
Re-referred to Committee ---- 526
CR ---- 549
Considered, advanced, 3rd Reading and referred for engrossment---- 549-552
Engrossed and to House ---- 563
SAs rejected, Conference requested and H. Conferees named ---- 692
Conference granted and S. Conferees appointed ---- 692; 715
CC Report adopted, bill passed as amended and to House---- 771-773
4th Reading ---- 792

ENGROSSED HOUSE BILL NO. 466—By Anglin—An Act repealing Sections 401, 402, 403 and 404, Title 64, Oklahoma Statutes 1941, relating to oil and gas mining leases and leases for construction of permanent improvements of lands of counties, towns, school districts, cities or townships; and declaring an emergency.

1st Reading ---- 734
2nd Reading ---- 737
CR ---- 789
Considered, advanced, 3rd Reading and to House---- 1003-1004
4th Reading ---- 1017

ENGROSSED HOUSE BILL NO. 467—By Anglin—An Act relating to oil and gas leases of lands belonging to abandoned municipalities and to county separate schools; defining "abandoned municipalities" to include certain cities, towns, and school districts; providing for appointment of a receiver by the district court to enter into such leases for abandoned municipalities; making failure to pay moneys to which abandoned municipalities are entitled under such leases a misdemeanor and fixing a penalty; prescribing the duties of the county attorney and the county treasurer in connection therewith; providing for the leasing for oil and gas purposes of county separate school lands; providing that such leases shall be for the term, conditioned, and sold as provided by Chapter 8, Title 64, Session Laws 1943; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 734
2nd Reading ---- 737
CR ---- 789
Considered, advanced, 3rd Reading and to House---- 1017
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 468—By Oliver, Brickell, Disney, and Stipe—An Act relating to blind passengers of common carriers accompanied by a leader dog, seeing eye dog or other guide dog; providing that

such dogs shall be transported without extra fare; providing that such persons shall observe certain rules and regulations, shall carry and produce certain certificates, shall keep such dogs out of the aisles of transportation facilities and shall muzzle such dogs upon demand; and declaring an emergency.

1st Reading ---------- 750
2nd Reading and to Calendar ---------- 760

ENGROSSED HOUSE BILL NO. 470—By Brickell, Harkey and Johnston—An Act prescribing maximum hours for employees of the State of Oklahoma.

1st Reading ---------- 787
2nd Reading ---------- 791
CR ---------- 805
Considered, advanced, 3rd Reading and to House ---------- 1018
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 473—By Field—An Act amending 36 O. S. 1941 § § 184, 186, 187 and 218 (Seventh), (Eighth) and (Ninth), relating to the valuation of life insurance policies, deficiency reserves, non-forfeiture provisions, reserves, and provisions contained in policies; providing that this Act shall apply to life insurance companies and certain other insurance companies and associations; repealing conflicting acts; and declaring an emergency.

1st Reading ---------- 734
2nd Reading ---------- 737
CR ---------- 789
Considered, advanced, 3rd Reading and to House ---------- 960-961
4th Reading ---------- 990

ENGROSSED HOUSE BILL NO. 474—By Russell, Pitman, Box, Hawthorne, Autry, Duke and Riggs—An Act to prevent unfair competition and unfair trade practices in the sale of cigarettes and tobacco products; to prohibit sales of cigarettes and tobacco products below cost; to protect and stabilize the collection of taxes on the sale of cigarettes and tobacco products and revenues from the licensing of persons engaged in the sale of cigarettes and tobacco products; to confer powers and impose duties on the Oklahoma Tax Commission and on persons, as herein defined, engaged in the sale of cigarettes and tobacco products at retail or wholesale; and providing remedies and imposing penalties for violations thereof.

1st Reading ---------- 707
2nd Reading ---------- 709
CR ---------- 749
Considered and advanced ---------- 844
3rd Reading and referred for engrossment ---------- 846-847
Engrossed and to House ---------- 904
SAs concurred in, bill passed as amended ---------- 915
4th Reading ---------- 930

ENGROSSED HOUSE BILL NO. 477—By Committee on Appropriations—An Act making a non-fiscal appropriation for the fiscal year ending June 30, 1950, for the purpose of providing funds for the drafting of plans and the construction and equipping of a headquarters and office building to be occupied by the Department of Public Safety; providing for use by other agencies, departments, boards or commissions of parts of said building not needed by the Department of Public Safety; and declaring an emergency.

1st Reading ---------- 600
2nd Reading ---------- 603
CR ---------- 760

Considered, advanced, 3rd Reading and referred for engrossment 881
Engrossed and to House 909
SAs concurred in, bill passed as amended 957
4th Reading 983

ENGROSSED HOUSE BILL NO. 478—By Sims, Blaylock and Billingsley of the House, and Medlock of the Senate—An Act fixing annual salaries, compensation and fees of official court reporters of superior courts, located in counties within the State of Oklahoma having population of not less than sixty thousand (60,000) nor more than sixty-five thousand (65,000) according to the last preceding federal decennial census, providing for their payment, repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading 463
2nd Reading and to Calendar 465
Considered, advanced, 3rd Reading and to House 509-510
4th Reading 521

ENGROSSED HOUSE BILL NO. 480—By Bullard, Langley (Adair), and Berry of the House and Anderson of the Senate—An Act relating to the receiving book of recording officers in counties, amending 19 O. S. 1941, § 289, to require record to be entered with reference to instruments to be recorded or filed whether by the county clerk or court clerk; and providing for prescription thereof.

1st Reading 915
2nd Reading and to Calendar 922
Considered, advanced, 3rd Reading and to House 1000-1001
4th Reading 1017

ENGROSSED HOUSE BILL NO. 481—By Romang—An Act authorizing W. K. Anderson to bring suit against the State of Oklahoma to recover damages by reason of driving his car into an open culvert on a State highway in Garfield county; providing procedure therefor; authorizing payment of any final judgment in said suit out of the State Highway Construction and Maintenance Fund; and declaring an emergency.

1st Reading 584
2nd Reading 587
CR 615
Considered, advanced, 3rd Reading and to House 672-673
4th Reading 708

ENGROSSED HOUSE BILL NO. 482—By Speakman—An Act relating to probate proceedings; requiring court clerks to record certain pleadings, papers, etc., in probate matters and making certified copies thereof admissible in evidence to the same extent as the original would be admissible.

1st Reading 591
2nd Reading 592
CR 615
Considered, advanced, 3rd Reading and to House 652
4th Reading 697

ENGROSSED HOUSE BILL NO. 483—By Harkey and Russell—An Act providing for the liability of proprietor, manager or operator of any hotel, apartment hotel or inn, for automobiles or other vehicles and the contents thereof belonging to guests; and declaring an emergency.

1st Reading 787
2nd Reading 791
CR 805
Considered 965

ENGROSSED HOUSE BILL NO. 487—By Burton—An Act known as the "Oklahoma Ground Water Law"; defining ground water basins; exempting water used for domestic purposes and watering of stock; providing for claims of priority to be filed with the Oklahoma Planning and Resources Board; providing for surveys and adjudication of beneficial uses for municipal, industrial, irrigation and other uses; authorizing planning and resources board to issue permits and regulate the withdrawal of water in the interest of conservation of ground water resources; providing legal procedure for adjudication of ground water areas, and for appeal; and providing penalties for violations.

1st Reading ---- 787
2nd Reading and to Calendar ---- 791
Considered, advanced, 3rd Reading and referred for engrossment ---- 925-926
Engrossed and to House ---- 929-930
House requested to return bill for correction ---- 931
Bill returned and referred for proper engrossment ---- 934
Engrossed and to House ---- 935
SAs concurred in, bill passed as amended ---- 1017
4th Reading ---- 1019

ENGROSSED HOUSE BILL NO. 488—By Shibley, Cunningham, Russell, Allen, Autry, Berry, Box, Brickell, Burkhart, Burton, Cannon, Cantrell, Card, Disney, Duke, Evans, Forsythe, Haworth, Hert, Jennings, Klinglesmith, Kouns, Lance, Langley (Adair), Long, McCarty, McColgin, McGahey, Munson, Oliver, Ozmun, Reynolds (Oklahoma), Reynolds (Ottawa), Smith (Rogers), Speakman, Stipe, Sumrall, Tiffany, Wallace (Custer) and Wallace (Grady)—An Act defining and prohibiting unfair sales practices with a view to preventing the advertising, offering for sale or the selling of merchandise below cost for the purpose of injuring competitors, destroying, or substantially lessening competition; providing remedies for violation thereof; establishing a penalty therefor; repealing 15 O. S. 1941 § § 591 to 597, inclusive, and all conflicting laws; and declaring an emergency.

1st Reading ---- 584
2nd Reading ---- 587
CR ---- 609
Considered, advanced, 3rd Reading and to House ---- 693
4th Reading ---- 708

ENGROSSED HOUSE BILL NO. 490—By Brickell, Box, Cunningham, McCarty, Reynolds (Oklahoma), Sherman and Wallace (Oklahoma) of the House, and Jarman of the Senate—An Act amending Subsection (g) Section 1, Chapter 6e, Title 19, Oklahoma Session Laws of 1947, relating to the salary of the county attorney, the number and salary of assistant county attorneys, the number and salary of chief clerk-secretaries, stenographers, and evidence men in the county attorney's office, in counties having a population in excess of two hundred thousand (200,000); and declaring an emergency.

1st Reading ---- 591
2nd Reading ---- 592
CR ---- 694
Considered, advanced, 3rd Reading and to House ---- 958-959
4th Reading ---- 1001

ENGROSSED HOUSE BILL NO. 491—By Forsythe, Allen, Davidson and Jennings of the House, and Price of the Senate—An Act amending Title 2, O. S. Supp. 1947, by amending Sections 156B, 156J, 156K and 156L, and re-enacting Section 156O, and adding a new section to be known as Section 156P, relating to agricultural and industrial expositions and fairs; and declaring an emergency.

1st Reading ---- 539

2nd Reading ---- 544
CR ---- 590
Considered, advanced, 3rd Reading and to House ---- 635
4th Reading ---- 661

ENGROSSED HOUSE BILL NO. 492—By Smalley—An Act assessing an additional One Dollar ($1.00) court cost in each conviction for the violation of any State law in addition to other court costs in justice courts, and all courts of record within the State; requiring the transmittal thereof to the State Treasurer for deposit in a special fund designated as "The Parole Fund"; appropriating the parole fund without fiscal year limitation to the Pardon and Parole Board to be used as other appropriations thereto; authorizing the appointment of not to exceed six (6) assistant pardon and parole officers to be paid from said fund; fixing the salaries of such officers and defining their duties; requiring consideration of recommendations for clemency by the Pardon and Parole Board; expressing the intent of the Legislature for supervision of youth offenders; and declaring an emergency.

1st Reading ---- 734
2nd Reading and to Calendar ---- 737
Considered, advanced, 3rd Reading and to House ---- 761
4th Reading ---- 788

ENGROSSED HOUSE BILL NO. 493—By Judiciary Committee—An Act relating to corporations, amending the "Business Corporation Act" being Chapter A, Title 18, Session Laws, 1947; amending certain sections therein as follows: amending Section 14 relating to corporate creation and existence to provide fifty (50) years duration; amending Section 16 relating to registered office and records, amending provision relating to location of certain records, providing manner of changing registered office; amending Section 17 relating to registered agent, providing manner of changing registered agent and permitting resignation thereof; amending Section 31 relating to subscription for shares; amending provision relating to period when subscriptions may be taken; amending Section 59 relating to voting lists at shareholders' meetings; etc.

1st Reading ---- 639
2nd Reading ---- 645
CR ---- 718
Considered, advanced, 3rd Reading and to House ---- 903-904
4th Reading ---- 983

ENGROSSED HOUSE BILL NO. 494—By McCarty and Reynolds (Oklahoma)—An Act relating to Legislative Districts in Oklahoma County; and repealing conflicting laws.

1st Reading ---- 517
2nd Reading ---- 524
CR ---- 769
Considered, advanced, 3rd Reading and to House ---- 958
4th Reading ---- 1001

ENGROSSED HOUSE BILL NO. 495—By Allard and Pazoureck of the House, and Rinehart of the Senate—An Act relating to publications of notices in newspapers; amending Section 1, Chapter 4, Title 25, Page 85, Oklahoma Session Laws 1943, so as to provide for the qualifications of newspapers publishing legal notices, advertisements, or publications of any kind; providing for legal status of newspapers authorized to make legal publications prior to the effective date of this Act; and declaring an emergency.

1st Reading ---- 531
2nd Reading ---- 534
CR ---- 568

Considered, advanced, 3rd Reading and to House 611-612
4th Reading 625

ENGROSSED HOUSE BILL NO. 496—By Hert—An Act relating to the position of investigator in and for the county attorney's office in certain counties; fixing the salary of such investigator; amending 19 O. S. 1941 § § 203 and 204; and declaring an emergency.

1st Reading 661
2nd Reading 667
CR 760
Considered, advanced, 3rd Reading 957

ENGROSSED HOUSE BILL NO. 498—By Appropriations Committee of House and Senate—An Act providing for the utilization of prison labor at State eleemosynary institutions; requiring occupational rosters of prisoners at Oklahoma State Penitentiary and Oklahoma State Reformatory and prescribing duties of wardens thereof; providing for requisitions for maintenance services; regulating transfer of prisoners to institutions for maintenance services; and return of such prisoners; providing civil immunity for actions of officials under this Act; and declaring an emergency.

1st Reading 891
2nd Reading 893
CR 933
Considered, advanced, 3rd Reading 974
Vote reconsidered by which failed of passage 1008
Bill passed and to House 1008
4th Reading 1020

ENGROSSED HOUSE BILL NO. 505—By Harkey and Smalley—An Act making appropriation to pay expenses of special elections held in Oklahoma during the fiscal year ending June 30, 1949, and of the State Election Board; providing for the expenditure thereof; making appropriation non-fiscal; and declaring an emergency.

1st Reading 777
2nd Reading and to Calendar 791
Considered, advanced, 3rd Reading and referred for engrossment 874
Engrossed and to House 904
SAs concurred in, bill passed as amended 915
4th Reading 930

ENGROSSED HOUSE BILL NO. 506—By Billingsley and Anglin—An Act authorizing any class "A" motor carrier of passengers, subject to the approval of the Corporation Commission, to lease all or any part of the route covered by the certificate of convenience and necessity held by such class "A" motor carrier; providing for a hearing before the Corporation Commission on an application to approve a proposed lease; repealing all laws or parts thereof in conflict with this Act; and declaring an emergency.

1st Reading 750
2nd Reading 760

ENGROSSED HOUSE BILL NO. 513—By Johnston and Langley (Adair) of the House, and Porter of the Senate—An Act relating to reservoirs of municipal corporations; amending 11 O. S. 1941 § 293 so as to provide that municipal corporations may purchase, condemn and hold lands adjacent to reservoir sites which are not more than two hundred feet (200') from the margin of said reservoir at maximum high water and so as to provide that owners and persons in possession of tracts of land bordering any reservoir site or lands adjacent thereto shall have the right of

ingress and egress to such reservoir under rules and regulations of the municipal corporation; and declaring an emergency.

1st Reading ---- 517
2nd Reading ---- 524
CR ---- 602
Considered, advanced, 3rd Reading and referred for engrossment---- 956
Engrossed and to House ---- 974

ENGROSSED HOUSE BILL NO. 515—By Stipe and Brown (Pittsburg)—An Act creating and providing for a permit system for the importation and transportation of intoxicating liquor, containing more than four per cent of alcohol by volume, into the State of Oklahoma for scientific, sacramental, medicinal, or mechanical purposes; fixing fees; repealing 37 O. S. 1941 § § 41-48, inclusive; making provisions of Act severable; and declaring an emergency.

1st Reading ---- 625
2nd Reading ---- 627
CR ---- 642
Considered, advanced, 3rd Reading and to House---- 643
4th Reading ---- 668

ENGROSSED HOUSE BILL NO. 517—By Coleman—An Act authorizing court clerk to transfer by voucher not exceeding Four Thousand Five Hundred Dollars ($4,500.00) from the court fund upon order of district judge, county judge, and county attorney, in counties having a population in excess of fifteen thousand (15,000) and not exceeding fifteen thousand five hundred (15,500) according to the 1940 Federal decennial census and an assessed net valuation of less than Ten Million Dollars ($10,000,000) for the purchase and installation of a two-way radio system for office of sheriff of said county; provided a balance sufficient to operate the courts of record of said county for period of one (1) year must be reserved in said fund before such transfer; repealing conflicting laws; and declaring an emergency.

1st Reading ---- 553
2nd Reading and to Calendar ---- 562
Considered, advanced, 3rd Reading and to House---- 632-633
4th Reading ---- 661

ENGROSSED HOUSE BILL NO. 524—By Dunlap and Peak—An Act relating to abandoned water wells; requiring abandoned water wells to be sealed; fixing responsibility for compliance with this Act; making violation of this Act a misdemeanor; and declaring an emergency.

1st Reading ---- 626
2nd Reading ---- 645
CR ---- 718

ENGROSSED HOUSE BILL NO. 531—By Russell, Billingsley, Smalley, Allen, Bethell, Biles, Black, Blaylock, Boatman, Burkhart, Camp, Coleman, Cunningham, Disney, Doty, Douglas (Bryan), Duke, Dunlap, Easterly, Eubanks, Evans, Field, Fronterhouse, Harkey, Hert, Langley (Adair), Langley (Muskogee), Larason, McGahey, Nall, Ownby, Reeder, Robertson, Smith (Rogers), Trent, Wagner, Wallace (Custer) and Williams—An Act relating to the State Legislative Council, amending 74 O. S. 1941, Sections 451 and 456, and 74 O. S. 1941, Section 461, as amended by 74 O. S. Supp. 1947, Section 461, providing that the State Legislative Council shall consist of all members of the Legislature, and for reimbursement of travel expenses incurred in the performance of their duties; creating an executive committee of the Council and prescribing its duties; and declaring an emergency.

1st Reading ---- 716

2nd Reading ---------- 718
CR ---------- 876

ENGROSSED HOUSE BILL NO. 536—By Bullard—An Act levying on and after June 1, 1949, an excise tax of One Cent (1c) per gallon on special fuel as defined by Title 68, O. S. 1941, Sec. 713, as amended, in addition to all other taxes heretofore or hereafter laid on special fuel; distributing the revenue to the counties for the purpose of constructing and maintaining county rural roads, highways and bridges, to be used by boards of county commissioners; providing for the administration of said tax, the manner and method of collecting same; and declaring an emergency.

1st Reading ---------- 601
2nd Reading ---------- 603
CR ---------- 626
Considered, advanced, 3rd Reading and referred for engrossment----645-646
Engrossed and to House ---------- 667
SAs rejected, Conference requested and H. Conferees named ---------- 707
Conference granted and S. Conferees appointed ---------- 707
CC Report adopted, bill passed as amended and to House----------724-727
4th Reading ---------- 744

ENGROSSED HOUSE BILL NO. 544—By Fronterhouse, Bailey (Kay), Brannon, Cannon, Dunlap, Haworth, Langley (Muskogee), Ozmun, Reynolds (Ottawa) and Riggs—An Act authorizing the use of station-wagons and buses owned by state educational institutions under the control of the Board of Regents created by Section 31a of Article 6 of the Constitution of the State of Oklahoma, except the Oklahoma Agricultural and Mechanical College at Stillwater, to transport students of such institutions from home to school and return; and declaring an emergency.

1st Reading ---------- 891
2nd Reading ---------- 893

ENGROSSED HOUSE BILL NO. 546—By Romang and Camp—An Act amending 57 O. S. 1941 § 56; and declaring an emergency.

1st Reading ---------- 750
2nd Reading ---------- 760

ENGROSSED HOUSE BILL NO. 547—By Trent—An Act relating to County Hospitals; to amend Title 19, Oklahoma Statutes 1941, Section 790; providing for the admission of indigent persons by the Board of Controls to such hospitals.

1st Reading ---------- 625
2nd Reading ---------- 627
CR ---------- 669
Considered, advanced, 3rd Reading and to House---------- 979
4th Reading ---------- 1000

ENGROSSED HOUSE BILL NO. 548—By Carmichael and Blaylock—An Act amending Title 21, O. S. 1941, Chapter 31, § 854 so as to make it the mandatory duty of all county attorneys of this State to diligently prosecute all persons violating any of the provisions of Title 21, O. S. 1941, Chapter 31, relating to the abandonment and neglect of a wife or minor child or children; in all cases where the evidence is deemed sufficient to justify a prosecution for such violation, any county attorney failing, neglecting or refusing to institute criminal proceeding to enforce such provisions, shall be subject to removal from office; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

1st Reading ---------- 626
2nd Reading ---------- 645

CR ---- 669
Considered, advanced, 3rd Reading and to House ---- 1002
4th Reading ---- 1020

ENGROSSED HOUSE BILL NO. 549—By Davidson and Smalley of the House, and Rinehart of the Senate—An Act amending Section 306, Title 11, O. S. 1941, authorizing municipal corporations owning waterworks plants and distributing systems to extend their lines or services beyond the corporate limits of the city, and to construct, own, maintain and operate water lines beyond the corporate limits of said city, and to do other things necessary to provide or supply water to any person, firm or corporation beyond the corporate limits of said city to the same extent as may be done within the limits of such corporation; requiring negotiated written contract for the sale of such water; providing that no duty or obligation is imposed upon such city or town to furnish such water except as may be agreed by contract; and declaring an emergency.

1st Reading ---- 662
2nd Reading and to Calendar ---- 667
Considered, advanced, 3rd Reading and to House ---- 730
4th Reading ---- 761

ENGROSSED HOUSE BILL NO. 552—By Langley (Muskogee), Haworth and Cannon of the House, and Rogers of the Senate—An Act amending 19 O. S. 1941 § 551 as amended by Section 1, Chapter 12, Title 19, page 213, Oklahoma Session Laws 1947; relating to compensation of court bailiffs; and declaring an emergency.

1st Reading ---- 627
2nd Reading ---- 645
CR ---- 669
Considered, advanced, 3rd Reading and to House ---- 848-849
4th Reading ---- 904

ENGROSSED HOUSE BILL NO. 555—By Cannon, Langley (Muskogee), Brickell, McCarty, Brown (Pottawatomie), Haworth, Pazoureck, Seids, Tolbert and Wagner—An Act to prohibit the use of certain canes, except by blind persons; providing protection against accidents to such persons; and providing penalties for violation hereof; and declaring an emergency.

1st Reading ---- 788
2nd Reading and to Calendar ---- 791
Considered, advanced, 3rd Reading and to House ---- 956-957
4th Reading ---- 983

ENGROSSED HOUSE BILL NO. 559—By McCarty, Black and Cunningham—An Act relating to police pensions and retirement; amending 11 O. S. 1941 § 542 as amended by Section 4 of House Bill No. 249 of the Twenty-second legislature; and declaring an emergency.

1st Reading ---- 627
2nd Reading ---- 645
CR ---- 669
Considered, advanced, 3rd Reading and to House ---- 889-890
4th Reading ---- 920

ENGROSSED HOUSE BILL NO. 560—By Langley (Adair)—An Act relating to the Department of Public Safety; amending Section 1, Chapter 10a, Title 47, page 151, Oklahoma Session Laws 1945, so as to provide that the cost of any vehicle purchased for the use of said Department, its Commissioner and other officers and employees thereunder shall not exceed the sum of $1,900.00; and declaring an emergency.

1st Reading ---- 788
2nd Reading and to Calendar ---- 791

Considered, advanced, 3rd Reading and to House ---------- 989
4th Reading ---------- 1015

ENGROSSED HOUSE BILL NO. 561—By Speakman, Allard and Shibley of the House, and Collins of the Senate—An Act relating to the salaries of county officials and their assistants, deputies, and employees in certain counties; amending Section 1, Chapter 6n, Title 19, page 205, Oklahoma Session Laws 1947; providing the effective date of this Act; providing the time during which this Act shall be effective; and declaring an emergency.

1st Reading ---------- 662
2nd Reading and to Calendar ---------- 667
Considered, advanced, 3rd Reading and to House ---------- 881
4th Reading ---------- 920

ENGROSSED HOUSE BILL NO. 562—By Russell and Box—An Act making a supplemental appropriation to the Adjutant General; and declaring an emergency.

1st Reading ---------- 750
2nd Reading and to Calendar ---------- 760
Considered, advanced, 3rd Reading and to House ---------- 872-873
4th Reading ---------- 904

ENGROSSED HOUSE BILL NO. 566—By Forsythe—An Act prohibiting the use, utilization or employment of any property, real or personal, for or in connection with the manufacture, sale, rental or distribution of any article of merchandise commonly sold for profit, unless such property, real or personal, so used, utilized or employed shall have been duly returned for ad valorem assessment and taxation; prescribing duties of county assessors with respect to assessment of such property, real or personal; providing penalties for violation and establishing presumption in proceedings relating to such assessment; making this Act severable and declaring an emergency.

1st Reading ---------- 760
2nd Reading ---------- 791
CR ---------- 876

ENGROSSED HOUSE BILL NO. 567—By Harkey and Russell—An Act making appropriations for the remainder of the fiscal year ending June 30, 1949, to pay the increase in salaries of Justices of the Supreme Court and the judges of the Criminal Court of Appeals; three (3) additional District Court judges, three (3) additional District Court reporters, the salaries of three (3) Superior Court reporters and the salaries of forty (40) court reporters; making the provisions of this Act severable.

1st Reading ---------- 914
2nd Reading ---------- 922
CR ---------- 997
Considered, advanced, 3rd Reading and referred for engrossment ---------- 997
Engrossed and to House ---------- 998
4th Reading ---------- 1020

ENGROSSED HOUSE BILL NO. 568—By Black and Bailey (Kay)—Act Act relating to cosmetology; amending 59 O. S. 1941 § 198.3 Sub-Section (E) so as to provide that beauty schools supported by public funds shall not be required to have more than one instructor; and declaring an emergency.

1st Reading ---------- 811
2nd Reading ---------- 813

ENGROSSED HOUSE BILL NO. 569—By Brickell, Wallace (Oklahoma), Box, Cunningham, McCarty, Reynolds (Oklahoma), and Sherman

of the House, and Jarman of the Senate—An Act amending Subsection (f), Section 1, Chapter 6e Title 19, Oklahoma Session Laws 1947; relating to the salary of the county judge in counties having a population in excess of two hundred thousand (200,000); fixing said salary at Nine Thousand Dollars ($9,000.00) of which Four Thousand Dollars ($4,000.00) is to be paid from the county court fund; and declaring an emergency.

1st Reading ---------- 891
2nd Reading ---------- 893
CR ---------- 923
Considered, advanced, 3rd Reading and to House ---------- 959
4th Reading ---------- 1001

Part VI
HOUSE CONCURRENT RESOLUTIONS

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1—By Russell—A Resolution requesting early action by Congress with respect to the question of Federal Aid for Education.

Received and referred to Committee 62
CR 87
Considered, adopted and referred for engrossment 87-88
ML 100
Reported Engrossed 105
Vote reconsidered and made Special Order 137-138
Adopted and to House 143-144
SAs rejected, Conference requested, H. Conferees named 156; 208
Conference granted and S. Conferees appointed 156

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2—By Box, et al—In Memoriam Honorable Lewis R. Morris, Judge of the Seventh Judicial District of the State of Oklahoma.

Received, adopted, signed and to House 60-61
Enrolled copy signed and to House 80

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3—By Cantrell—A Resolution memorializing the Congress by Resolution of the Oklahoma Game of the United States to provide funds for construction of the Eufaula Reservoir as originally planned by the corps of engineers, U. S. Army; and to expedite construction thereof.

Received and referred to Committee 142

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 4—By Brickell, et al—In Memoriam Honorable Streeter Speakman, State Representative of Creek County.

Received, adopted and to House 69-70
Enrolled copy signed and to House 100

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5—By Bullard of the House, and Nance of the Senate—A Concurrent Resolution memorializing and requesting the Congress of the United States to enact a Bill to aid the state in the enforcement of the Cigarette Tax now evaded by use of the United States Mails.

Received, adopted and to House 66-69
Enrolled copy signed and to House 100

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6—By Berry, et al—In Memoriam Honorable Jack Thompson, a member of the

House of Representatives of the Twentieth Session of the Oklahoma Legislature.

Received and to Calendar ---------- 94
Considered, adopted and to House ---------- 112-113
Enrolled copy signed and to House ---------- 128

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 7—By Wallace (Grady), Cunningham, Johnston, Eubanks, Lance, Black, Bailey (Kay), of the House, and Jelks of the Senate—A House Concurrent Resolution authorizing the appointment of a joint legislative committee to study the needs of Langston University, including the physical plant, instructional equipment and curriculum, and to make a report to the Governor and the Legislature.

Received and referred to Committee ---------- 113
CR ---------- 137
Considered, adopted and referred for engrossment ---------- 156
Engrossed and to House ---------- 162
SAs concurred in, adopted as amended ---------- 181
Enrolled copy signed and to House ---------- 194
Committee appointed under and Report of ---------- 194; 425-429
Consideration of Report deferred ---------- 430-431; 442; 444-445

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8—By Langley (Adair), et al—A House Concurrent Resolution requesting the Oklahoma delegation to the Congress of the United States to promote and support legislation changing the old age assistance program to a direct pension program and providing for pension payments of at least Sixty Dollars ($60.00) per month.

Received and referred to Committee ---------- 154
CR ---------- 172
Considered, adopted and referred for engrossment ---------- 190-191
Engrossed and to House ---------- 196
SAs concurred in, adopted as amended ---------- 203
Enrolled copy signed and to House ---------- 207

ENGROSSED HOUSE CONCURRENT RESOLUTION No. 9—By Coleman, Allen, Bacon, Bethell, Boatman, Card, Cunningham, Field, Garvin, Hert, Larason, McColgin, Riggs, Shibley, Tate, Wagner, and Williams, of the House, and Rogers of the Senate—A Concurrent Resolution commending the reserve officers association for its leadership in establishing National Security Week, pleading fullest cooperation and urging all citizens to join in the observance.

Received and referred to Committee ---------- 175
CR ---------- 206

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 10—By Brickell, Bacon, Riggs, Ozmun and Billingsley of the House, and Logan of the Senate—A Resolution memorializing the life's work and marking the passing of Reverend Anthony Mark Wallock, creator of the world-famous annual Sunrise Easter Pageant in the Wichita Mountains near Lawton, Oklahoma.

Received, considered, adopted and to House ---------- 194-195
Enrolled copy signed and to House ---------- 207

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 11—By McGahey, Douglas (Bryan), Brannon, Brown (Pottawatomie), Cannon, Dyer, Harkey, Haworth, McColgin, Nix, Pitman, Stipe, Tate, Tolbert, Trent of the House, and Cartwright of the Senate—A Resolution memorializing Congress and the members of the Oklahoma delegation therein to expedite the

distribution to the enrolled members of the Choctaw and Chickasaw Nations of the proceeds from the sale of Tribal coal and asphalt lands.

Received and referred to Committee 194-195
CR 214
Considered, adopted and referred for engrossment 260
Engrossed and to House 267
Enrolled copy signed and to House 287

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 12—By Russell, Billingsley, Oliver and Smalley—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the regular session of the Twenty-second Legislature of the State of Oklahoma.

Received and referred to Committee 540

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 13—By Disney, Billingsley and Ozmun—A House Concurrent Resolution eulogizing the Honorable Thomas P. Gore.

Received and to Calendar 360
Considered, adopted and to House 391-392
Enrolled copy signed and to House 411

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 14—By Williams of the House, and Nance of the Senate—A resolution of respect and honor to Miss Mary Simpson for her long and faithful services as teacher in the public schools of Purcell, Oklahoma.

Received, adopted and to House 413-414
Enrolled copy signed and to House 439

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 15—By Sumrall, et al.—A Resolution expressing the deep regret and sorrow of the members of the regular session of the Twenty-second Legislature of the State of Oklahoma at the death of the Honorable William Thomas Quinn of Beaver County, Beaver, Oklahoma, a member of the Twenty-first Legislature of the State of Oklahoma.

Received, adopted and to House 393-395
Enrolled copy signed and to House 406

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16—By Williams of the House, and Nance of the Senate—A Resolution of respect and honor to Sister Mary Teresa for her long and faithful services as teacher in the schools of Purcell, Oklahoma.

Received, adopted and to House 413-414
Enrolled copy signed and to House 439

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 17—By Langley (Adair), Autry, Hawthorne, Smith (Cherokee) and Taylor—A Concurrent Resolution memorializing the Congress of the United States to provide funds for carrying out and performing items 1 to 13, both inclusive, of interim survey report for the Arkansas River and tributaries of the Lower Arkansas River watershed, made by the Soil Conservation Service in conjunction with the U. S. Forestry Service, and memorializing Congress not to provide funds for carrying out and performing item 14 of said report.

Received and referred to Committee 424
CR 454
Considered, adopted and to House 454
Enrolled copy signed and to House 472

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19—By Ownby—A Concurrent Resolution memorializing the Congress of the United States to provide funds for carrying out and performing the following items.

Received and referred to Committee ---------- 475
CR ---------- 615

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 20—By Shibley—A House Concurrent Resolution relating to the Department of Public Safety; declaring the legislative policy that the primary duty of the Highway Patrol is the prevention of accidents on the highways and the enforcement of the traffic laws of the State.

Received and referred to Committee ----------624-625
CR ---------- 694

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 21—By Bailey (Craig) of the House, and Gooldy of the Senate—A House Concurrent Resolution relating to the appointment of the Honorable Henry Sixkiller Knight as Principal Chief of the Cherokee Nation.

Received and to Calendar ---------- 777
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ENGROSSED HOUSE JOINT RESOLUTION NO. 6—By Langley (Adair)—A Joint Resolution providing for necessary parking space for motor vehicles of persons transacting business at or employed in the State Capitol Building and adjacent state buildings; prescribing the authority and duty of the State Board of Public Affairs and State Highway Commission in relation thereto; and declaring an emergency.

1st Reading ---- 226
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Vote reconsidered by which failed of passage ---- 1009
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ENGROSSED HOUSE JOINT RESOLUTION NO. 7—By Boatman and Russell of the House, and Nevins of the Senate—A Resolution regarding quieting of title of certain lands in Okmulgee County.

1st Reading ---- 231
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ENGROSSED HOUSE JOINT RESOLUTION NO. 10—By Committee on Education—A Joint Resolution giving legislative approval to that certain compact entered into by the State of Oklahoma and other southern states by and through their respective governors on February 8, 1948, as

amended, relative to the development and maintenance of regional educational services and schools in the southern states in the professional, technological, scientific, literary and other fields, so as to provide greater educational advantages and facilities for the citizens in the several states who reside in such region; etc.

1st Reading ---- 368
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ENGROSSED HOUSE JOINT RESOLUTION NO. 11—By Cunningham of the House, and Jarman of the Senate—A Joint Resolution proposing an amendment to Sections 18 and 19, Article 2 of the Constitution of Oklahoma; providing that grand juries as well as juries trying civil and criminal cases in courts of record or courts not of record may be composed of men, or women, or both; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

1st Reading ---- 360
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Considered ---- 573; 878-879
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ENGROSSED HOUSE JOINT RESOLUTION NO. 12—By Smith (Rogers)—A Joint Resolution proposing an amendment to Article 13 of the Constitution of Oklahoma; and providing for a board of regents for the Oklahoma Military Academy.

1st Reading ---- 335
2nd Reading ---- 341
CR ---- 582
Considered, advanced, 3rd Reading and to House ---- 653-654
4th Reading ---- 697

ENGROSSED HOUSE JOINT RESOLUTION NO. 13—By Langley (Muskogee)—A Joint Resolution proposing an amendment to Article 23, of the Oklahoma Constitution permitting the Legislature to fix limitation to the amount recoverable in damages for injuries resulting in death in certain instances; providing for the submission of the amendment to the people for their approval or rejection at a special election.

1st Reading ---- 583
2nd Reading ---- 587
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ENGROSSED HOUSE JOINT RESOLUTION NO. 18—By Haworth and Cannon of the House, and Rogers of the Senate—A Joint Resolution authorizing the observance of the 125th anniversary of the establishment of Fort Gibson on the 21st day of April, 1949, with proper ceremonies; providing for the appointment of a committee on arrangements.

1st Reading ---- 915
2nd Reading and to Calendar ---- 922
Considered, advanced, 3rd Reading and to House ---- 995
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ENGROSSED HOUSE JOINT RESOLUTION NO. 20—By Box, Brickell, Cunningham, McCarty, Reynolds (Oklahoma) and Wallace (Oklahoma) of the House, and Jarman of the Senate—A Joint Resolution authorizing the State Board of Public Affairs to execute a release of a certain ninety-nine

(99) year lease granted by the City of Oklahoma City to the State of Oklahoma on the 19th day of October, 1917, recorded in Miscellaneous Records Book 18, Page 592, Oklahoma County covering: West two hundred ninety feet (290') of Block Eleven (11), Military Addition to Oklahoma City, Oklahoma; and declaring an emergency.

1st Reading ---------- 460
2nd Reading ---------- 465
CR ---------- 540
Wd and re-referred to Committee ---------- 582

ENGROSSED HOUSE JOINT RESOLUTION NO. 24—By Tate, Bullard and Evans of the House, and Thompson of the Senate—A Joint Resolution creating a joint legislative finance committee to study the subject of providing a system for the adequate financing of all of the functions of state government and to investigate the method of financing governmental functions of other states; prescribing the duties of the committee; providing for a report by the committee; fixing the policy of the legislature relating to the fiscal structure of the state; requiring state officers, boards and commissioners to cooperate in furnishing information and assistance; etc.

1st Reading ---------- 692
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ENGROSSED HOUSE JOINT RESOLUTION NO. 25—By Trent, Dyer, Brannon, Duke, Harkey, Haworth, Lance, McColgin, McGahey, Roberson, Shibley, Stipe and Tate of the House, and Emery of the Senate—A Resolution advocating that movie makers have an end at making the American Indian the villian in pictures and that, as substitute, the valor, courage and statesmanship of Indian citizens of any generation of American peoples be extolled and lauded in historic pageantry as true as can ever be portrayed of any native sons of this our country; and urging those in position so to do to bring an end to prejudices and further the beginning of an understanding and comradeship with our first Americans, the Indians.

1st Reading ---------- 750
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ENGROSSED HOUSE JOINT RESOLUTION NO. 26—By Laing, Davidson, Wagner and Oliver—A Joint Resolution proposing an amendment to Section 3, Article 5, of the Constitution of Oklahoma so as to provide that any measure referred to the people by the initiative shall take effect and be in force when it shall have been approved by a majority of the votes cast thereon; and providing for the submission of said amendment to the people for their approval or rejection at a special election.

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CR ---------- 789
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ENGROSSED HOUSE JOINT RESOLUTION NO. 28—By Allen and Disney—A Joint Resolution proposing an amendment to the Constitution of Oklahoma to be known as Article X, Section 9-A, authorizing, in addition to all other levies, an ad valorem tax levy for public library purposes of one (1) mill in any county by a majority vote of the qualified electors thereof; and providing for submission of said proposed amendment at a special election.

1st Reading ---------- 915

2nd Reading ---------- 922
Wd and to Calendar ---------- 951
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ENGROSSED HOUSE JOINT RESOLUTION NO. 29—By Ownby—A Resolution memorializing the Congress of the United States to sell non-resident Indian lands in the State of Oklahoma.

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Co-Author:

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Co-Author:
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VETERANS: See Service Persons; Oklahoma State Veterans Hospital; Oklahoma Veterans Home; State Veterans Department; War Veterans Commission.
VITAL STATISTICS: See, also, State Board of Health; State Department of Health.
Relating to interment and transportation of bodies ---SB 97
VOCATIONAL EDUCATION: See State Board of Vocational Education.

W

WALLOCK, REV. ANTHONY MARK: In Memoriam ---HCR 10
Life of, depicted in Lawton Story ---SCR 5
WARRANTS: Appropriation, previously cancelled ---SBs 137; 197
County tax ---SB 133
Issued during tax protest period ---SB 187
Old warrants, disposition ---HB 9
WAR VETERANS: See Service Persons.
WAR VETERANS COMMISSION OF OKLAHOMA:
Appropriation: Control of Oklahoma Veterans Home ---SB 221
Destitute and disabled veterans ---HB 337
Creating revolving fund; lending aid ---SB 64
To employ, fix salaries ---HB 76
To employ, fix salaries, aid destitute minors ---HB 75
WATER AND WATER RIGHTS:
Abandoned water wells to be sealed ---HB 524
Condemnation of land, rights of landowners ---HB 513

Contamination of waters in reservoirs ---- SB 96
Contracts, water furnished beyond limits ---- HB 549
Contracts between water improvement district and city ---- HB 373
Drainage districts, relating to ---- HB 322
Drains and ditches ---- HB 214
Electric power permits ---- HB 194
Grand River Dam Authority, powers ---- SB 71
Irrigation districts, salary, officers ---- SB 214
Right to use roads for furnishing water ---- HB 352

WEAPONS: Unlawful to carry in certain seasons ---- HB 212

WEIGHT AND AXLE LAW: Regulating ---- SB 255; HB 35

WEIGHTS AND MEASURES: State standards ---- HB 78

WESTERN OKLAHOMA HOSPITAL, SUPPLY:
Appropriation: Biennial ---- SB 16
Emergency to 6-30-49 ---- SB 10
Improvements ---- SB 70
Ward building ---- HB 363
Care and hospitalization ---- HB 437

WESTERN OKLAHOMA STATE HOSPITAL, CLINTON:
Appropriation: Biennial; Controlling Board ---- HB 18
Emergency, improvements ---- SBs 69; 70
Emergency, radium ---- SB 79

WESTERN OKLAHOMA TUBERCULOSIS SANITORIUM, CLINTON:
Appropriation: Biennial; Controlling Board ---- HB 18
Emergency to 6-30-49 ---- HB 67
Emergency, improvements ---- SB 70

WHITAKER STATE ORPHANS HOME, PRYOR:
Appropriation: Biennial; Controlling Board ---- HB 18
Emergency, improvements ---- SBs 6; 69; 70
Land purchase ---- SB 283
Road Improvement ---- SB 284

WICKHAM, MRS. EDNA: Authorized to sue state ---- HB 287

WILDLIFE: See Game and Fish.

WILL ROGERS MEMORIAL COMMISSION:
Appropriation, biennial ---- SB 27
Emergency, improvements ---- SB 69

WILL ROGERS FIELD: Appropriation ---- HB 258

WILLS AND SUCCESSION: Execution and attestation ---- SB 80
Recording petitions for probate ---- HB 482

WITNESSES: Authorizing fee for experts ---- SB 272
Summoning to testify in another state ---- SB 176

WOLVES: See Animals, Predatory.

WOODS COUNTY: Authorized to convey land to Alva ---- HB 449
Creation Heman School District ---- SB 226

WOODWARD COUNTY:
Exchange of state lands for private lands ---- SJR 13

WORKMEN'S COMPENSATION: See, also, State Industrial Commission.
Amending law ---- HB 295
Allowable compensation from injuries ---- HJR 13
Cancellation of insurance policies ---- HB 118
Compensation for injuries; medical care ---- SB 147; HB 379
Death benefits, providing ---- HB 93
Governmental employees eligible for ---- SB 153
Personal injuries ---- SJR 22
Providing Trial De Novo ---- HB 339

Part X

BILLS AND JOINT RESOLUTIONS OF TWENTY-SECOND LEGISLATURE WHICH BECAME LAWS

SENATE BILLS (Approved by Governor):

3	35	70	117	172	240
4	36	71	119	174	242
6	37	73	123	175	245
7	40	74	124	176	246
8	41	75	126	178	247
9	45	76	136	183	248
10	46	77	137	187	253
13	47	79	138	190	259
15	48	81	139	194	262
16	49	84	140	196	263
17	50	85	141	198	264
18	51	87	142	201	267
19	52	88	144	202	270
20	53	90	148	203	271
22	55	91	150	204	273
23	56	92	154	206	274
24	58	94	155	207	275
25	59	95	156	209	280
26	60	98	157	213	283
27	61	99	158	214	287
28	62	100	159	215	289
29	63	103	160	217	290
30	64	104	164	218	294
31	65	106	165	220	295
32	66	107	167	221	296
33	67	109	168	230	298
34	68	112	171	239	301

SENATE JOINT RESOLUTIONS (Approved by Governor):

8	10	11	13	16	24
9					

HOUSE BILLS (Approved by Governor):

8	10	11	13	16	24
9					

6	68	153	249	365	458
8	69	155	252	367	459
9	70	157	258	368	460
10	71	158	259	370	463
12	73	161	260	373	464
13	74	162	261	374	465
14	75	163	266	375	466
15	76	168	267	376	467
17	78	171	269	377	473
18	79	172	272	379	474
19	83	173	273	382	477
20	84	174	278	383	478
21	86	177	286	384	480
22	87	178	288	389	482
23	88	179	289	390	487
24	89	180	298	394	488
25	90	183	299	396	490
26	92	184	302	397	491
27	94	185	305	400	492
28	99	186	306	401	493
30	101	189	311	402	494
31	102	197	313	405	495
32	103	199	314	408	498
33	106	200	315	411	505
35	107	201	319	415	515
36	108	202	322	416	517
37	109	206	323	417	536
39	110	207	324	421	547
40	118	209	325	422	548
41	119	210	328	424	549
49	120	211	331	426	552
50	126	212	336	427	555
51	127	213	337	428	559
54	129	216	338	430	560
55	130	218	340	435	561
56	133	219	341	437	562
57	140	220	345	440	567
58	141	221	353	441	569
61	144	222	354	446	
62	147	225	356	448	
63	149	230	357	449	
65	150	232	359	450	

HOUSE JOINT RESOLUTIONS (Approved by Governor):

3	7	10	12	18	25

BILLS AND JOINT RESOLUTIONS OF TWENTY-SECOND LEGISLATURE Failing to Receive APPROVAL OF GOVERNOR

SENATE BILL (Specifically Disapproved):
93

SENATE BILL (Pocket Vetoed):
208

SENATE JOINT RESOLUTION (Pocket Vetoed):
23

HOUSE BILLS (Specifically Disapproved):
287 481

HOUSE BILLS (Pocket Vetoed):
7 191 280 339 392 470
93 248